



Humber UTC
A University Technical College

Data Protection Policy

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Marc Doyle

Approved by the Humber UTC Governing
Body on **XXXX**



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Document History

Version	Date	Author	Note of revisions

1. Policy Statement

Humber UTC is committed to the eight principles of the Data Protection Act 1998:

- Personal data shall be processed fairly and lawfully.
- Personal data shall be obtained only for one or more specified and lawful purposes, and shall not be further processed in any manner incompatible with that purpose or those purposes.
- Personal data shall be adequate, relevant and not excessive.
- Personal data shall be accurate and, where necessary, kept up to date.
- Personal data processed for any purpose or purposes shall not be kept for longer than is necessary for that purpose or those purposes.
- Personal data shall be processed in accordance with the rights of data subjects under this Act.
- Appropriate technical and organisational measures shall be taken against unauthorised or unlawful processing of personal data and against accidental loss or destruction of, or damage to personal data.
- Personal data shall not be transferred to a country or territory outside the European Economic Area unless that country or territory ensures an adequate level of protection for the rights and freedoms of data subjects in relation to the processing of personal data.

2. Our Commitment

This statement represents the response of the college and its Governing Body to its duties under the Data Protection Act 1998.

Aims

The college will implement the requirements of the Data Protection Act 1998 and Data Retention Regulations 2009 and any subsequent amendments or regulations on protecting data, and the college's controls and procedures will ensure integrity and security of data.

The college will maintain a Data Protection register entry with the Information Commissioner, and ensure that all personal data obtained, held, used or disclosed conforms to the details recorded within that registration.

In addition, the college will ensure that:

- The Principal & CEO has overall responsibility for the implementation of Data Protection.
- All staff are aware of their responsibilities under the Data Protection Act.
- All staff are aware of their responsibilities under the Data Retention Regulations.
- Staff are trained and supported to deal effectively with the requirements of the Act, including the need to deal with subject access requests, in whole or in part, in accordance with the Act.

- The requirements of the Act are considered in decision making processes, such as the development of policy and procedures and the design and the implementation of information systems.
- The operations of the organisation are developed to meet the highest standards of openness and accountability.

3. Scope of the Policy

The policy statement of commitment and the ensuing controls and procedures arising from the policy are applicable to all employees of the college, including students and Governors. Those with responsibility for handling or processing information are particularly affected.

4. Monitoring

The Principal & CEO will maintain a register of all requests made for information under the Data Protection Act that do not fall within the remit of the Data Protection Registration with the Information Commissioner, and the action taken on each application. It will identify reoccurring requests for the same or similar information and provide information for the reviews of the Data Protection Registration.

The college will register all complaints received about its Data Protection arrangements and will ensure learning points that arise from such complaints are used to improve related policies, procedures and guidance.

The Principal & CEO will biannually review this policy and its associated procedures and arrangements to ensure it remains up to date, effective and takes account of emerging good practice. Where new legal directions come into force, the policy will be reviewed in line with the commencement of that legislation.

The **college Data Controller** will ensure that the college's Data Protection Registration is renewed, reviewed and, where necessary, updated annually.

5. Criteria for monitoring

This policy and associated procedures and arrangements will be monitored within the context of legislation, including:

- Data Protection
- Data Retention
- Computer Misuse
- Human Rights
- Equal Opportunities
- Telecommunications
- Health & Safety

6. Requests and charges

Requests should be made in writing by letter or email to the college, either to a named member of staff or role title, or to the Principal & CEO:

Humber UTC
Carlton Street
Scunthorpe
DN15 6TA

Proof of identity (normally a driving licence, passport or utility bill or corporate identification in the case of organisations) will be required before the request can be met.

The request will be dealt with within the required response time of 40 calendar days, subject to any extensions as stated within the Data Protection Act.

If the request is too general, the college will offer advice and assistance to determine the information required. The college does not have the right to ask why information is being sought, but the information can be volunteered to assist the college in meeting the request.

The college will provide specific charges for the copying of information dependent on the amount of information required.

7. Review and appeal

If an applicant is dissatisfied with the handling of a request, they have the right to ask for an internal review. Internal review requests should be submitted no later than 40 working days after the date on which the applicant believes that the college has failed to comply with the requirement, and should be addressed to:

The Chair of Governors
Humber UTC
Carlton Street
Scunthorpe
DN15 6TA

If not content with the outcome of the internal review, an applicant has the right to apply directly to the Information Commissioner for a decision. The Information Commissioner can be contacted at: Information Commissioner's Office, Wycliffe House, Water Lane, Wilmslow, Cheshire SK9 5AF