

U3A in Scotland Data Protection Policy

Scope of the policy

This policy applies to the work of U3A in Scotland. The policy sets out the requirements that U3A in Scotland has to gather information for membership purposes. The policy details how personal information will be gathered, stored and managed in line with data protection principles and the General Data Protection Regulation (GDPR). The policy is reviewed on an ongoing basis by U3A in Scotland Committee members to ensure that we are compliant. This policy should be read in tandem with U3A in Scotland's Privacy Policy.

Why this policy exists

This data protection policy ensures that the U3A in Scotland:

- complies with data protection law and follows good practice;
- protects the rights of members;
- is open about how it stores and processes members' data;
- protects itself from the risks of a data breach.

General guidelines for Committee members

- The only people able to access data covered by this policy should be those who need to communicate with or provide a service to the U3A in Scotland member U3As.
- U3A in Scotland will provide induction training to Committee members to help them understand their responsibilities when handling data.
- Committee members should keep all data secure, by taking sensible precautions and following the guidelines below.
- Strong passwords must be used and they should never be shared.
- Data should not be shared outside of the U3A unless with prior consent and/or for specific and agreed reasons.
- Member information should be refreshed periodically to ensure accuracy, via the annual membership subscription process or when policy is changed.
- Additional support will be available from the Third Age Trust where uncertainties or incidents regarding data protection arise.

Data protection principles

The GDPR identifies key data protection principles:

Principle 1 - Personal data shall be processed lawfully, fairly and in a transparent manner.

Principle 2 - Personal data must be collected for specified, explicit and legitimate purposes and not further processed in a manner that is incompatible with those purposes; further processing for archiving purposes in the public interest, scientific or historical research purposes or statistical purposes shall not be considered to be incompatible with the initial purposes.

Principle 3 - The collection of personal data must be adequate, relevant and limited to what is necessary in relation to the purposes for which they are processed.

Principle 4 – Personal data held should be accurate and, where necessary, kept up to date; every reasonable step must be taken to ensure that personal data that are inaccurate, having regard to the purposes for which they are processed, are erased or rectified without delay.

Principle 5 – Personal data must be kept in a form which permits identification of data subjects for no longer than is necessary for the purposes for which the personal data are processed; personal data may be stored for longer periods insofar as the personal data will be processed solely for archiving purposes in the public interest, scientific or historical research purposes or statistical purposes subject to implementation of the appropriate technical and organisational measures required by the GDPR in order to safeguard the rights and freedoms of individuals.

Principle 6 - Personal data must be processed in a manner that ensures appropriate security of the personal data, including protection against unauthorised or unlawful processing and against accidental loss, destruction or damage, using appropriate technical or organisational measures.

Lawful, fair and transparent data processing

U3A in Scotland requests personal information from member U3As for sending communications about U3A in Scotland activities. The forms used to request personal information will contain a privacy statement informing members as to why the information is being requested and what the information will be used for. The lawful basis for obtaining member information is due to the contractual relationship that the U3A has with individual members. In addition members will be asked to provide consent for specific processing purposes. U3A members will be informed as to who they need to contact should they wish for their data not to be used for specific purposes for which they have provided consent. Where these requests are received they will be acted upon promptly and the member will be informed as to when the appropriate action has been taken.

Processed for specified, explicit and legitimate purposes

Members will be informed as to how their information will be used and the Committee of U3A in Scotland will seek to ensure that member information is not used inappropriately. Appropriate use of information provided by members will include:

- communicating with member U3As about U3A in Scotland events and activities;
- communicating with member U3As about their membership and subscription.

U3A in Scotland will ensure that Committee members are made aware of what would be considered appropriate and inappropriate communication. Inappropriate communication would include sending U3A members marketing and/or promotional materials from external service providers.

U3A in Scotland will ensure that members' information is managed in such a way as to not infringe an individual member's rights which include the right:

- to be informed;
- of access;
- to rectification;
- to erasure;
- to restrict processing;
- to data portability;
- to object.

Adequate, relevant and limited data processing

Member U3As of U3A in Scotland will only be asked to provide information that is relevant for membership purposes. This may include:

- name;
- postal address;

- email address;
- telephone number.

Where additional information may be required such as health related information this will be obtained with the consent of the member who will be informed as to why this information is required and the purpose for which it will be used.

Where U3A in Scotland organises an event that requires emergency contact information to be provided, a legitimate interest assessment (<https://ico.org.uk/for-organisations/guide-to-the-general-data-protection-regulation-gdpr/legitimate-interests/how-do-we-apply-legitimate-interests-in-practice/>) will have been completed in order to request this information. Members will be made aware that the assessment has been completed.

Photographs

Photographs are classified as personal data. Where group photographs are being taken individuals will be asked to step out of shot if they don't wish to be in the photograph. Otherwise consent will be obtained from individuals in order for photographs to be taken and individuals will be informed as to where photographs will be displayed. Should an individual wish at any time to remove their consent and to have their photograph removed then they should contact the Secretary on u3ascotlandSecretary@gmail.com to advise that they no longer wish their photograph to be displayed.

Accuracy of data and keeping data up-to-date

U3A in Scotland has a responsibility to ensure members' information is kept up to date. Member U3As will be informed to let the Secretary know if any of their personal information changes. In addition, on an annual basis, the membership subscription process will provide an opportunity for members to inform U3A in Scotland as to any changes in their personal information.

Accountability and governance

The U3A in Scotland Committee are responsible for ensuring that the U3A in Scotland remains compliant with data protection requirements and can evidence that it has done so. Where consent is required for specific purposes then evidence of this consent (either electronic or paper) will be obtained and retained securely. The U3A in Scotland Committee will ensure that new members joining the Committee receive an induction into the requirements of GDPR and the implications for their role. Committee Members shall also stay up to date with guidance and practice within the U3A movement and shall seek additional input from the Third Age Trust National Office should any uncertainties arise. The Committee will review data protection and who has access to information on a regular basis as well as reviewing what data is held. When Committee Members relinquish their roles, they will be asked to either pass on data to those who need it and/or delete data.

Secure Processing

U3A in Scotland Committee Members have a responsibility to ensure that data is both securely held and processed. This will include:

- committee members using strong passwords;
- committee members not sharing passwords;
- restricting access of sharing member information to those on the Committee who need to communicate with members on a regular basis;
- using password protection on laptops and PCs that contain personal information;

- using password protection or secure cloud systems when sharing data between Committee members;
- paying for firewall security to be put onto Committee Members' laptops or other devices if required.

Subject Access Request

U3A members are entitled to request access to the information that is held by U3A in Scotland. The request needs to be received in the form of a written request to the Secretary of the U3A in Scotland. On receipt, the request will be formally acknowledged and dealt with expediently (the legislation requires that information should generally be provided within one month) unless there are exceptional circumstances as to why the request cannot be granted.

U3A in Scotland will provide a written response detailing all information held on the member. A record shall be kept of the date of the request and the date of the response.

Data Breach Notification

Were a data breach to occur, action will be taken to minimise the harm. This will include ensuring that all U3A in Scotland Committee members are made aware that a breach has taken place and how the breach occurred. The Committee shall then seek to rectify the cause of the breach as soon as possible to prevent any further breaches. The Chair of the U3A in Scotland shall contact National Office within 24 hours of the breach occurring to notify of the breach. A discussion will take place between the Chair and National Office as to the seriousness of the breach, action to be taken and, where necessary, the Information Commissioner's Office would be notified. The Committee shall also contact the relevant U3A members to inform them of the data breach and actions taken to resolve the breach.

Where a U3A member feels that there has been a breach by the U3A in Scotland, a Committee member will ask the member to provide an outline of the breach. If the initial contact is by telephone, the Committee member will ask the U3A member to follow this up with an email or a letter detailing their concern. The alleged breach will then be investigated by members of the Committee who are not in any way implicated in the breach. Where the Committee needs support or if the breach is serious they should notify National Office. The U3A member should also be informed that they can report their concerns to National Office if they do not feel satisfied with the response from the U3A. Breach matters will be subject to a full investigation, records will be kept and all those involved notified of the outcome.

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