

## Privacy Notice for Adult Safeguarding

This Privacy Notice tells you what to expect when North East Lincolnshire Council's Safeguarding Adults Board collects and uses your personal data in accordance with the General Data Protection Regulation.

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| <b>Data Controller</b>                                                      | North East Lincolnshire Council                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                     |
| <b>Our contact details:</b>                                                 | Safeguarding Adults Board<br>3 Town Hall Square<br>Grimsby<br>DN31 1HX                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                              |
| <b>The purpose we process your personal data for is</b>                     | To meet and carry out our duties for Adult Safeguarding                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                             |
| <b>Using your personal information for other purposes</b>                   | We will not process your personal data for any other purpose than that for which it was collected, without first providing you with information on that other purpose and seeking your consent if applicable; except where we are required to disclose your personal data in accordance with legislation for example in relation to the prevention and detection of crime, counter terrorism, safeguarding, legal proceedings or to protect interests of you or another.                                                                                                                                                                                                                                                                                                                            |
| <b>Organisations acting on our behalf to process your personal data</b>     | We may use Interpretation Services to support our activities.                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                       |
| <b>The fair and lawful basis we are processing your personal data on is</b> | <p>Processing of personal data is necessary</p> <ul style="list-style-type: none"><li>• in order to meet our legal duties (Article 6 1 c),</li><li>• in order to protect the vital interests of the data subject or of another natural person (Article 6 1 d),</li><li>• for the performance of a task carried out in the public interest or in the exercise of official authority vested in the controller, (GDPR Article 6 1 e) specifically The Care Act 2014.</li></ul> <p>In limited circumstances processing (i.e. Channel process) will be on the basis that the data subject will have consented to the processing of their personal data for one or more specific purposes (GDPR Article 6 1 a).</p> <p>Special categories of personal data processed on the basis of it is necessary:</p> |

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|                                                                                                                  | <ul style="list-style-type: none"> <li>• for reasons of substantial public interest (GDPR Article 9 2 g) to meet our duties under The Care Act 2014,</li> <li>• for the purposes of carrying out the obligations and exercising specific rights of the controller or of the data subject in the field of social protection law (GDPR Article 9 2 b),</li> <li>• for the establishment, exercise or defence of legal claims or whenever courts are acting in their judicial capacity (GDPR Article 9 2 f),</li> <li>• to protect the vital interests of the data subject or of another natural person where the data subject is physically or legally incapable of giving consent (GDPR Article 9 2 c).</li> </ul> <p>In limited circumstances processing (i.e. Channel process) will be on the basis that the data subject will have consented to the processing of his or her personal data for one or more specific purposes (GDPR Article 9 2 a).</p> <p>Personal data regarding criminal convictions and offences is processed for the purpose of safeguarding individuals at risk.</p> |
| <b>Am I required to provide the Council with my personal data</b>                                                | No                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                          |
| <b>Does the Council's processing of my personal data involve automated decision-making, including profiling?</b> | No                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                          |
| <b>Can I withdraw my consent for processing</b>                                                                  | You can withdraw your consent for the processing of your personal data at any time however the Council may continue to process your personal data when there is a legal obligation for it to do so, or to perform a task carried out in the public interest .                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                               |
| <b>Who we will share your personal data with</b>                                                                 | <ol style="list-style-type: none"> <li>1. Ombudsman and Regulatory bodies,</li> <li>2. Central Government Departments,</li> <li>3. Law enforcement agencies and bodies,</li> <li>4. Courts, Hearings and Tribunals,</li> <li>5. Legal representatives,</li> <li>6. Health and Social Care Professionals,</li> <li>7. Other Local Authorities,</li> <li>8. Housing providers,</li> </ol>                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                     |

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|                                                            | <p>9. Partner agencies, including invitees to reviews or management of allegations meetings; and Humber Modern Slavery Partnership Board partner organisations;</p> <p>10. Translation services.</p>                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                |
| <b>Transfers of personal data to a third country</b>       | No routine transfers, but may be required on a case by case basis                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                   |
| <b>How long we will retain your personal data for</b>      | <p>In accordance with national guidelines this can include permanent preservation.</p> <p>Records of actions taken to investigate PiPoT (Person in a Position of Trust) concerns will be retained in accordance with current guidance – currently until the accused has reached normal pension age or for a period of 10 years from the date of the allegation if that is longer or in cases of sexual abuse the records should not be destroyed.</p> <p>Currently the retention and destruction of children’s services records are affected by the national Independent Inquiry into Child Sex Abuse (IICSA). This means that until the inquiry has concluded the council cannot destroy certain records of a child protection nature, even those records that have reached the end of their retention period.</p> |
| <b>What are my rights in relation to my personal data?</b> | <p>You have the right to access the personal data we hold about you; to request we rectify or erase your personal data; to object to or restrict processing in certain circumstances; and a right of data portability in certain circumstances.</p> <p>More information on your rights can be found on our website: <a href="https://www.nelincs.gov.uk/council-information-partnerships/information-governance/data-protection/">https://www.nelincs.gov.uk/council-information-partnerships/information-governance/data-protection/</a></p>                                                                                                                                                                                                                                                                       |
| <b>Who can I complain to?</b>                              | <p>If you are dissatisfied with how we have processed your personal data you can contact the Data Protection Officer to request an internal review.</p> <p>If you are dissatisfied with the outcome of the internal review, they have the right to appeal directly to the Information Commissioner for an independent review. <a href="https://ico.org.uk/concerns/">https://ico.org.uk/concerns/</a></p>                                                                                                                                                                                                                                                                                                                                                                                                           |
| <b>Contact details for our Data Protection Office</b>      | <p>Postal: North East Lincolnshire Council, Municipal Offices, Town Hall Square, Grimsby, North East Lincolnshire, DN31 1HU</p> <p>Email: <a href="mailto:Transparency@nelincs.gov.uk">Transparency@nelincs.gov.uk</a> Tel: (01472) 323372</p>                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                      |