



# GENERAL DATA PROTECTION REGULATION POLICY

## **Introduction**

In accordance with the General Data Protection Regulation (GDPR) May 2018, Event Cup Solutions is committed to the policy of protecting the rights and privacy of individuals, including staffs, clients, suppliers and others.

The new regulations demand higher accountability and transparency in how we manage and use personal and financial data of our staff, clients, suppliers and others. The new regulations also provide new and stronger rights for individuals to understand and control that use.

The GDPR contains provisions that Event Cup Solutions will need to be aware of as data controllers, including provisions intended to enhance the protection of staff and client's personal and financial data. For example, the GDPR requires that Event Cup Solutions must ensure that any company privacy notices are written in a clear, plain way that staff and clients will understand.

Event Cup Solutions needs to process certain information about its staff, clients, suppliers and other individuals with whom it has a relationship for various purposes such as, but not limited to:

1. The recruitment and payment of staff.
2. Staff training, attendance, conduct and accident history
3. Client identification, financial information and transactions history
4. Suppliers identification, financial information and transactions history

To comply with various legal obligations, including the obligations imposed on it by the General Data Protection Regulation (GDPR) Event Cup Solutions must ensure that all this information about staff, clients, suppliers and other individuals is collected and used fairly, stored safely and securely, and not disclosed to any third party unlawfully.

## **GDPR Online**

Event Cup Solutions has changed the way that users sign up for marketing communications via company websites. Since 25th May 2018, users now have the choice to opt-in to receive marketing communications when they visit Event Cup Solutions website. Should they choose to opt-in, users then have the choice of receiving communications by telephone or email. Our marketing communications list is administered by third party software called Mail Chimp. Visitors to our company websites still receive the best experience whether they choose to opt-in to marketing communications or not.

On all marketing communication emails that Event Cup Solutions sends out to our opt-in list of users, there is always the option for users to unsubscribe from this list. If the users chooses to unsubscribe from the Event Cup Solutions marketing list, then they will not receive any further marketing communications from us unless they choose to opt back into this marketing list.

## **Compliance**

This policy applies to all Event Cup Solutions staff. Any breach of this policy or of the Regulation itself will be considered an offence and the disciplinary procedures will be invoked.

As a matter of best practice, other support businesses or individuals working with Event Cup Solutions and who have access to personal information, will be expected to read and sign that they agree to comply with this policy.

This policy will be updated as necessary to reflect best practice in data management, security and control and to ensure compliance with any changes or amendments to the GDPR and other relevant legislation.

## **General Data Protection Regulation (GDPR)**

This piece of legislation comes in to force on the 25th May 2018. The GDPR regulates the processing of personal data, and protects the rights and privacy of all living individuals (including children), for example by giving all individuals who are the subject of personal data a general right of access to the personal data which relates to them.

Individuals can exercise the right to gain access to their information by means of a 'subject access request'. Personal data is information relating to an individual and may be in hard or soft copy (paper/manual files; electronic records; photographs; CCTV images), and may include facts or opinions about a person.

# GENERAL DATA PROTECTION REGULATION POLICY

## **Responsibilities under the GDPR**

Event Cup Solutions is ultimately responsible for controlling the use and processing of the personal data.

Event Cup Solutions has appointed a Data Protection Officer (DPO), currently the Marketing Director who is available to address any concerns regarding the data held by the company and how it is processed, stored and used. The DPO is responsible for all day-to-day data protection matters, and will be responsible for ensuring that all members of staff and relevant individuals abide by this policy, and for developing and encouraging good information handling within the company.

If any member of staff suspects that their PC / workstation / work files shows any unusual activity or usage, they must inform their duty manager immediately (signage is displayed in all company offices) who, if necessary, will escalate this concern to the Data Protection Officer (DPO) who, if necessary, will involve our IT Support.

Compliance with the legislation is the personal responsibility of all members of staff who process personal information. Businesses and Individuals who provide personal data to Event Cup Solutions are responsible for ensuring that the information is accurate and up-to-date.

## **Data Protection Principles**

Under the legislation, it is the responsibility of every data controller to process any personal data in accordance with the eight data protection principles. Event Cup Solutions undertakes to adhere to the eight principles which are, in effect a code of good practice for processing personal data:

### **1 - Personal data shall be processed fairly and lawfully.**

When deemed necessary, Event Cup Solutions will make all reasonable efforts to ensure that individuals who are the focus of the personal data are informed of the purposes of the data processing, any third party disclosure that is envisaged, an indication of the period for which the data will be kept, and any other information which may be relevant.

### **2 - The data shall be processed for the specific and lawful purpose for which it was collected and not further process the data in a manner incompatible with this purpose.**

Event Cup Solutions will ensure that the reason for which it collected the data originally is the only reason for which it processes those data, unless the individual is informed of any additional processing before it takes place.

### **3 - The personal data obtained shall be adequate, relevant and not excessive in relation to the purpose for which it is processed.**

Event Cup Solutions will not seek to collect any personal data which is not strictly necessary for the purpose for which it was obtained.

### **4 - Personal data shall be accurate and, where necessary, up to date.**

Event Cup Solutions will review and update all data on a regular basis. It is the responsibility of the individuals giving their personal data to ensure that this is accurate, and individuals should notify the company of any changes that may require updating. The company is then responsible to ensure that the change is noted and acted on.

### **5 - Personal data processed for any purpose will only be kept for as long as is necessary for that purpose.**

Event Cup Solutions will carry out a regular review of the information held and if no longer required, will dispose of the personal data ensuring that the rights and privacy of the individual concerned are protected (secure electronic deletion, shredding and disposal of hard copy files as confidential waste). A log will be kept of the records destroyed.

### **6 - Process personal data in accordance with the rights of the data subject under the legislation.**

Individuals have various rights under the legislation including a right to:

- Be told the nature of the information the company holds and any parties to whom this may be disclosed.
- Prevent processing likely to cause damage or distress.
- Prevent processing for purposes of direct marketing.
- Be informed about any automated process that may significantly affect them.
- Not have significant decisions that may affect them taken solely by an automated process.
- Sue for compensation if they suffer damage by any contravention of the legislation.
- Take action to rectify, block, erase or destroy inaccurate data.
- Request that the Office of the Information Commissioner assess whether any provision of the Act has been contravened.
- Event Cup Solutions will only process personal data in accordance with individuals' rights.

# GENERAL DATA PROTECTION REGULATION POLICY

## **7 - 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.**

All members of Event Cup Solutions staff will ensure that all personal data is accessible only to those who have a valid reason for using it.

Event Cup Solutions will have in place appropriate security measures:

- Keeping all personal data secure in a lockable cabinet.
- Password protecting personal data held electronically.
- Archiving personal data which is then kept securely in a lockable cabinet.
- Ensuring all PCs or terminals, CCTV camera screens that may show personal data are not visible except to authorised staff.
- Ensuring that PC screens are not left unattended without a password protected screen-saver.
- Manual records will be shredded or disposed of as confidential waste.
- Hard drives of redundant PCs will be wiped clean before disposal or destroyed physically.
- A log will be kept of the records destroyed.
- This policy also applies to staff who process personal data when working at home or on site.

## **8 - Personal data shall not be transferred to a country or a territory outside the European Economic Area (EEA) 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.**

Event Cup Solutions will not transfer data to such territories without the explicit consent of the individual. This also applies to publishing information on the Internet - because transfer of data can include placing data on a website that can be accessed from outside the EEA - so Event Cup Solutions will always seek the consent of individuals before placing any personal data (including photographs) on its website. If Event Cup Solutions collects personal data in any form via its website, it will provide a clear and detailed privacy statement prominently on the website, and wherever else personal data is collected.

More detailed guidance on how to comply with these principles can be found in the Data Protection Code of Practice. Please follow this link to the ICO's website <https://ico.org.uk/> In order to comply with its obligations.

### **Consent as a basis for processing**

Although it is not always necessary to gain consent from individuals before processing their data, it is often the best way to ensure that data is collected and processed in an open and transparent manner.

Consent is especially important when Event Cup Solutions is processing any sensitive data, as defined by the legislation. Event Cup Solutions understands consent to mean that the individual has been fully informed of the intended processing and has signified their agreement, without having any undue influence exerted upon them. Consent cannot be inferred from the non-response to a communication.

Consent obtained on the basis of misleading information will not be a valid basis for processing.

### **Subject Access Rights (SARs)**

Individuals have a right to access any personal data relating to them which is held by the company. Any individual wishing to exercise this right should apply verbally or in writing to the company. Any member of staff receiving a SAR should forward it to the Marketing Director.

Under the terms of the legislation, any such requests must be complied with within 1 month.

### **Right to Erasure (Right to be Forgotten)**

The data subject shall have the right to obtain from the controller the erasure of personal data concerning him or her without undue delay and the controller shall have the obligation to erase personal data without undue delay where one of the following grounds applies:

- The personal data is no longer necessary in relation to the purposes for which it was collected or otherwise processed
- The data subject withdraws consent on which the processing is based according to point (a) of Article 6(1), or point (a) of Article 9(2), and where there is no other legal ground for the processing
- The data subject objects to the processing pursuant to Article 21 (1) and there are no overriding legitimate grounds for the processing, or the data subject objects to the processing pursuant to Article 21 (2)
- The personal data has been unlawfully processed
- The personal data has to be erased for compliance with a legal obligation in Union or Member State law to which the controller is subject
- The personal data has been collected in relation to the offer of information society services referred to in Article 8 (1). A record will be kept of all requests and actions relating to Right of Erasure.



# GENERAL DATA PROTECTION REGULATION POLICY

## **Disclosure of Data**

Only disclosures which have been notified to and authorised by the company can be released and therefore staff should exercise caution when asked to disclose personal data held on another individual or third party.

Event Cup Solutions undertakes not to disclose personal data to unauthorised third parties, including family members, friends, Government bodies and in some circumstances, the police.

Legitimate disclosures may occur in the following instances:

- The individual has given their consent to the disclosure.
- The disclosure has been notified to the company and is in the legitimate interests of the company.
- The disclosure is required for the performance of a contract.

In no circumstances will Event Cup Solutions sell any of its databases to a third party.

Event Cup Solutions may publish various items which will include some personal data:

- Telephone / Email directory and contact information
- Events information.
- Information and Images in marketing materials.

## **Personal Data Breaches**

If any member of staff suspects that their PC / workstation / work files shows any unusual activity or usage, they must inform their duty manager immediately who, if necessary, will escalate this concern to the Data Protection Officer (DPO) who, if necessary, will involve our IT Support.

GDPR introduces a duty on all organisations to report certain types of personal data breach to the relevant supervisory authority. This must be done within 72hours of becoming aware of any breach, where feasible.

If the breach is likely to result in a high risk of adversely affecting individuals' rights and freedoms, the individual must be informed without undue delay.

Personal data breaches can include:

- Access by an unauthorised third party
- Deliberate or accidental action (or inaction) by a controller or processor
- Sending personal data to an incorrect recipient
- Computing devices containing personal data being lost or stolen
- Alteration of personal data without permission
- Loss of availability of personal data

If a data breach takes place or is suspected, the depot manager will be informed initially and the manager will inform the marketing director. The IT support company will be notified and they will assist in assessing the severity of the breach. We will need to establish the likelihood and severity of the resulting risk to people's rights and freedoms.

If it is likely that there will be a risk, then the ICO must be notified. Individuals who may be at risk from a breach must also be contacted to inform them of the nature of the breach and the steps being taken to resolve the issue.

## **Procedure for review**

This policy will be updated as necessary to reflect best practice or future amendments made to the General Data Protection Regulation (GDPR) May 2018 and Data Protection Act 1998. Please follow this link to the ICO's website <https://ico.org.uk/> which provides further detailed guidance on a range of topics including individuals' rights, exemptions from the Act, dealing with subject access requests, how to handle requests from third parties for personal data to be disclosed etc. In particular, you may find it helpful to read the Guide to Data Protection which is available from the website.

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Signature:

Name: John Reeves  
Position: Director  
Date: 1st February 2023