

<b>Privacy Notice - Staff</b>	
Process owner:	Data Protection Officer
To ensure that:	Members of staff are aware of their rights and privileges under current data protection legislation
Which applies to:	All staff
Monitoring and evaluation:	Deputy Principal Finance & Resources

<b>Introduction</b>
The GDPR introduces changes to the rights of individuals and to the responsibilities of organisations. This document seeks to address these, and to update and replace the existing BCoT staff privacy notice.

<b>Scope</b>
This privacy notice applies to all staff

Date Reviewed: May 2022		Date Review Due: May 2024
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## Notice about how we use your personal information

We are the data controller of personal information about you. We are Basingstoke College of Technology, including BCot Professional Services Ltd. Our address is: Worting Road, Basingstoke, Hampshire RG21 8TN.

Our Data Protection Officer is Greg Devereux-Cooke. If you have any questions about this policy or the ways in which we use your personal information, please contact our Data Protection Officer at [gdpr@bcot.ac.uk](mailto:gdpr@bcot.ac.uk) or via telephone on 01256 306492.

This privacy notice has been prepared in accordance with the UK General Data Protection Regulation (“**GDPR**”) and the Data Protection Act 2018.

This notice sets out how we use your personal information as your employer or when you apply for a job with us and in particular:

- the information that you give us;
- the uses made of your personal information;
- the legal basis on which we collect and use your personal information;
- how long we keep your personal information;
- how we share your personal information;
- how we transfer your personal information outside of Europe; and
- your rights over your personal information.

### THE INFORMATION THAT YOU GIVE US

We will collect personal information from you when you apply for a job with us. This will include your: name; address; phone number; email; date of birth; DofE number; NI number; current employment details including job title, start and end dates, current salary, notice period, reason for leaving; all past employment details; education details; interests; whether you are related to any personnel of the College or Governing Body; references; special arrangement details for interview; criminal record details; Disclosure Barring Service check, including European Economic Area (EEA) check; Prohibition from Management check; Prohibition from Teaching check; Check of Barred List/List 99.

We will collect personal information from you when you are a new starter and become an employee of the College. This will be your: name; marital status; previous surname(s); address; date of birth; occupation/department; type of employment; phone number; email addresses; NI number; start date; next of kin and contact details; bank details; pension details; statement about employment; student loan details; offer letters; employment terms and conditions; changes to your terms and conditions; certifications/qualifications, disciplinary, grievance, capability, job descriptions, sickness absences, maternity/paternity/adoption information; accidents and injuries at work; working time information; annual leave records; recruitment information; photo; payroll details; gender; flexible working; exit interviews; return to work notifications; parental leave request forms; appraisal/performance; bank account number; sort code; disqualification information; sickness absences; medical information.

### THE USES MADE OF YOUR PERSONAL INFORMATION

We will use your personal information set out above as follows:

- for the recruitment process and for carrying out pre-employment checks;
- for safeguarding students;
- for checking your identity and right to work in UK;

- for checking your qualifications;
- to keep an audit trail of the checks we have made and our relationship with you in case of employment claims;
- to set up payroll and pension and to reimburse expenses;
- for dealing with HMRC;
- for communicating with you, including for marketing purposes;
- for carrying out our role as your employer or potential employer;
- for carrying out performance development reviews.

We treat your personal information with confidentiality and we do not use it for any other purposes.

### **THE LEGAL BASIS ON WHICH WE COLLECT AND USE YOUR PERSONAL INFORMATION**

We collect and use your personal information on the basis that it is necessary for performing our employment contract with you, or it is necessary to take steps before entering into the contract with you. We also collect and use your personal information on the basis that we need to do so in order to comply with our legal obligations.

Where we collect your special category personal information, we do this on the basis that it is necessary for the purposes of carrying out our obligations in the field of employment law. Special categories of personal data are personal data that reveal a person's racial or ethnic origin, political opinions, religions or philosophical beliefs, trade union membership, genetic data (i.e. information about their inherited or acquired genetic characteristics, information about their physical, physiological or behavioural characteristics (such as facial images and fingerprints), physical or mental health, sexual life or sexual orientation and criminal records).

### **HOW LONG WE KEEP YOUR PERSONAL INFORMATION**

We will not keep your personal information for longer than we need it for the purposes we have explained above.

When you apply for a job with us, but your application is unsuccessful, we will keep your personal information for 6 months after notifying you that you were unsuccessful.

When you are an employee, we will keep your personal information for as long as you work with us and then after you leave, we will keep your personal information for 12 years from termination of your employment.

### **HOW WE SHARE YOUR PERSONAL INFORMATION**

We may share the personal information that you give us with the following organisations (or types of organisation) for the following purposes.

#### **Organisation / type of organisation:**

- HMRC

#### **Purpose:**

- Required by law for the management of your tax and National Insurance payments

#### **Organisation / type of organisation:**

- Hampshire County Council

**Purpose:**

- The management of your pension fund, if a member of corporate staff and applicable to you

**Organisation / type of organisation:**

- Teaching Pensions Scheme (TPS)

**Purpose:**

- The management of your pension fund, if a member of teaching staff and applicable to you

**Organisation / type of organisation:**

- The People's Pension, B&CE

**Purpose:**

- The management of your pension fund, if a member of corporate staff and applicable to you

**Organisation / type of organisation:**

- Disclosure and Barring Service (DBS)

**Purpose:**

- Required for the provision of vetting checks to ensure safeguarding of vulnerable groups and safer recruitment decisions

**Organisation / type of organisation:**

- Bluesky Education

**Purpose:**

- The setup, use and maintenance of performance development review software for employed staff

**Organisation / type of organisation:**

- Software for People

**Purpose:**

- The setup, use and maintenance of HR/Payroll software for employed and previously employed staff

**Organisation / type of organisation:**

- Awaken Learning Ltd

**Purpose:**

- The setup, use and maintenance of online learning software used for manual handling, health and safety and GDPR training.

- Smoothwall Ltd

**Purpose:**

- The setup, use and maintenance of online safeguarding software and e-learning

- Netsweeper

**Purpose:**

- Cloud based Web filtering software; usernames are shared.

**Organisation / type of organisation:**

- University Hospital Southampton (UHS)

## Service:

- UHS provide the testing and kits necessary to facilitate the saliva testing service, to detect and monitor COVID-19 levels. This includes sending text message or email notifications of the result of your test. There is a separate, specific, privacy notice for this found here: <https://www.bcot.ac.uk/information/gdpr/>

**HOW WE TRANSFER YOUR PERSONAL INFORMATION OUTSIDE OF EUROPE**

We always aim to not store or transfer your personal data outside of Europe. If it becomes unavoidable and data has to be stored outside of the EEA, it shall only occur when an appropriate adequacy judgement has been made by the ICO and there are sufficient measures in place to ensure the safety of your data, such as the US Privacy Shield scheme, that are of equivalence to the current UK data protection legislation. We have a data sharing agreement that we use when further protection is required, and/or we will use standard contractual clauses.

**YOUR RIGHTS OVER YOUR PERSONAL INFORMATION**

You have a number of rights over your personal information, which are:

- the right to make a complaint to the Information Commissioner's Office (ICO) if you are unhappy about the way your personal data is being used – please refer to the ICO's website for further information about this (<https://ico.org.uk/>);
- the right to ask us what personal information about you we are holding and to have access to a copy of your personal information;
- the right to ask us to correct any errors in your personal information;
- the right, in certain circumstances such as where our use of your personal information is based on your consent and we have no other legal basis to use your personal information, to ask us to delete your personal information;
- the right, in certain circumstances such as where we no longer need your personal information, to request that we restrict the use that we are making of your personal information;
- the right, in certain circumstances, to ask us to review and explain our legitimate interests to you; and
- the right, where our use of your personal information is carried out for the purposes of an agreement with us and is carried out by automated means, to ask us to provide you with a copy of your personal information in a structured, commonly-used, machine-readable format.

**CHANGES TO OUR PRIVACY POLICY**

We keep our privacy policy under regular review. Any changes we make to our privacy policy in the future will be notified to you by email or via the staff intranet, and can always be found on the Dashboard under Policies – GDPR.