



Introduction

DBS Cymru is the name of MHM Wales's registered umbrella body for Disclosure and Barring Services. We have been providing DBS services since the CRB disclosure programme was first introduced in 2002 and since then, we have maintained a steady and loyal – customer base throughout Wales. In August 2018 we changed our name to DBS Cymru

MHM Wales is a registered charity (registration no: 1123842) and also is a company registered in England and Wales, with the company number 6468412. Our DBS Registration number is 30023800006.

What is The General Data Protection Regulation (GDPR)

The EU General Data Protection Regulation (GDPR) is a significant piece of European legislation which came into force in May 2018. It builds on existing data protection laws, strengthening the rights that EU individuals have over their personal data, and creating a single data protection approach across Europe.

How will DBS Cymru comply with the GDPR?

Our GDPR preparation started back in 2017 and as part of this process we reviewed (and updating where necessary) all our internal processes, procedures, data systems and documentation to ensure we were ready when GDPR came into force in May 2018.

Our GDPR Principles are:

- Data is processed fairly and lawfully
- Data is processed only for specified and lawful purposes
- Processed data is adequate, relevant and not excessive
- Processed data is accurate and, where necessary, kept up to date
- Data is not kept longer than necessary
- Data is processed in accordance with an individual's consent and rights
- Data is kept secure
- Data is not transferred to countries outside of the European Economic Area ('EEA') without adequate protection.

DBS Cymru
Union Offices, Quarella Road, Bridgend, CF31 1JW
Telephone: 01656 665285
Email: enquires@dbscymru.co.uk
Website: www.dbscymru.co.uk

DBS Cymru Limited needs to gather and use certain information about individuals. These can include customers, suppliers, business contacts, employees and other people the organisation has a relationship with or may need to contact.

This policy describes how this personal data must be collected, handled and stored to meet DBS Cymru's data protection standards and to comply with the law.

Why this policy statement exists

This data protection policy statement ensures DBS Cymru:

- Complies with data protection law and follow good practice
- Protects the rights of staff, customers and partners
- Is open about how it stores and processes individuals' data
- Protects itself from the risks of a data breach

Data protection law

The Data Protection Act (DPA), The Privacy and Electronic Communications Regulations (PECR) and The General Data Protection Regulation (GDPR) describe how organisations, including DBS Cymru, must collect, handle, use and store personal information.

These rules apply regardless of whether data is stored electronically, on paper or on other materials.

To comply with the law, personal information must be collected and used fairly, stored safely and not disclosed unlawfully.

The Data Protection Act 2018 and The General Data Protection Regulations 2016 are underpinned by eight important principles. These say that personal data must:

1. Be processed fairly and lawfully
2. Be obtained only for specific, lawful purposes
3. Be adequate, relevant and not excessive
4. Be accurate and kept up to date
5. Not be held for any longer than necessary
6. Processed in accordance with the rights of data subjects
7. Be protected in appropriate ways
8. Not be transferred outside the European Economic Area (EEA), unless that country or territory also ensures an adequate level of protection

Policy scope

This policy applies to:

- The head office of DBS Cymru
- All staff and volunteers of DBS Cymru
- All contractors, suppliers and other people working on behalf of DBS Cymru

It applies to all data that the company holds relating to identifiable individuals, even if that information technically falls outside of The Data Protection Act (DPA), The Privacy and Electronic Communications Regulations (PECR) and The General Data Protection Regulation (GDPR). This can include:

- Names of individuals
- Postal addresses
- Email addresses
- Telephone numbers
- Any other information relating to individuals

Data protection risks

This policy helps to protect DBS Cymru from some very real data security risks, including:

- Breaches of confidentiality. For instance, information being given out inappropriately.
- Failing to offer choice. For instance, all individuals should be free to choose how the company uses data relating to them.
- Reputational damage. For instance, the company could suffer if hackers successfully gained access to sensitive data.

Responsibilities

Everyone who works for or with DBS Cymru has some responsibility for ensuring data is collected, stored and handled appropriately.

Each person handling personal data must ensure it is handled and processed in line with this policy and data protection principles.

However, these people have key areas of responsibility:

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- The board of directors of MHM Wales are ultimately responsible for ensuring that DBS Cymru meets its legal obligations.
- The Data Protection Officer, is responsible for:
 1. Keeping the board updated about data protection responsibilities, risks and issues.
 2. Reviewing all data protection procedures and related policies, in line with an agreed schedule.
 3. Arranging data protection training and advice for the people covered by this policy.
 4. Handling data protection questions from staff and anyone else covered by this policy.
 5. Dealing with requests from individuals to see the data DBS Cymru holds about them (also called 'subject access requests').
 6. Checking and approving any contracts or agreements with third parties that may handle the company's sensitive data.
- The CTO is responsible for:
 1. Ensuring all systems, services and equipment used for storing data meet acceptable security standards.
 2. Performing regular checks and scans to ensure security hardware and software is functioning properly.
 3. Evaluating any third-party services the company is considering using to store or process data. For instance, cloud computing services.
- The Marketing Manager, is responsible for:
 1. Approving any data protection statements attached to communications such as emails and letters.
 2. Addressing any data protection queries from journalists or media outlets like newspapers.
 3. Where necessary, working with other staff to ensure marketing initiatives abide by data protection principles.
- The only people able to access data covered by this policy should be those who need it for their work.
- Data should not be shared informally. When access to confidential information is required, employees can request it from their line managers.
- DBS Cymru will provide training to all employees to help them understand their responsibilities when handling data.
- Employees should keep all data secure, by taking sensible precautions and following the guidelines below.

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- In particular, strong passwords must be used and they should never be shared.
- Personal data should not be disclosed to unauthorised people, either within the company or externally.
- Data should be regularly reviewed and updated if it is found to be out of date, if no longer required, it should be deleted and disposed of.
- Employees should request help from their line manager or the data protection officer if they are unsure about any aspect of data protection.

Data storage

These rules describe how and where data should be safely stored. Questions about storing data safely can be directed to the CTO or data controller.

When data is stored on paper, it should be kept in a secure place where unauthorised people cannot see it.

These guidelines also apply to data that is usually stored electronically but has been printed out for some reason:

- When not required, the paper or files should be kept in a locked drawer or filing cabinet.
- Employees should make sure paper and printouts are not left where unauthorised people could see them, like on a printer.
- Data printouts should be shredded and disposed of securely when no longer required.

When data is stored electronically, it must be protected from unauthorised access, accidental deletion and malicious hacking attempts:

- Data should be protected by strong passwords that are changed regularly and never shared between employees.
- If data is stored on removable media (like a CD or DVD), these should be kept locked away securely when not being used.
- Data should only be stored on designated drives and servers, and should only be uploaded to an approved cloud computing services.
- Servers containing personal data should be sited in a secure location, away from general office space.
- Data should be backed up frequently, those backups should be tested regularly, in line with the company's standard backup procedures.
- Data should never be saved directly to laptops or other mobile devices like tablets or smart phones.
- All servers and computers containing data should be protected by approved security software and a firewall

Data use

Personal data is of no value to DBS Cymru unless the business can make use of it. However, it is when personal data is accessed and used that it can be at the greatest risk of loss, corruption or theft:

- When working with personal data, employees should ensure the screens of their computers are always locked when left unattended.
- Personal data should not be shared informally. In particular, it should never be sent by email, as this form of communication is not secure.
- Data must be encrypted before being transferred electronically. The CTO can explain how to send data to authorised external contacts.
- Personal data should never be transferred outside of the European Economic Area.
- Employees should not save copies of personal data to their own computers. Always access and update the central copy of any data.

Data accuracy

The law requires DBS Cymru Limited to take reasonable steps to ensure data is kept accurate and up to date.

The more important it is that the personal data is accurate, the greater the effort DBS Cymru Limited should put into ensuring its accuracy.

It is the responsibility of all employees who work with data to take reasonable steps to ensure it is kept as accurate and up to date as possible.

- Data will be held in as few places as necessary. Staff should not create any unnecessary additional data sets.
- Staff should take every opportunity to ensure data is updated. For instance, by confirming a customer's details when they call.
- DBS Cymru Limited will make it easy for data subjects to update the information DBS Cymru Limited holds about them.
- Data should be updated as inaccuracies are discovered. For instance, if a customer can no longer be reached on their stored telephone number, it should be removed from the database.
- It is the marketing manager's responsibility to ensure marketing databases are checked against industry suppression files every six months.

All individuals who are the subject of personal data held by DBS Cymru are entitled to;

- Ask what information the company holds about them and why.
- Ask how to gain access to it.
- Be informed how to keep it up to date.
- Be informed how the company is meeting its data protection obligations.

If an individual contacts the company requesting this information, this is called a subject access request.

Subject access requests from individuals should be made by email, addressed to the data controller at enquires@dbscymru.co.uk. The data controller can supply a standard request form, although individuals do not have to use this.

The data controller will aim to provide the relevant data within 7 days.

The data controller will always verify the identity of anyone making a subject access request before handing over any information.

In certain circumstances, The Data Protection Act (DPA), The Privacy and Electronic Communications Regulations (PECR) and The General Data Protection Regulation (GDPR) allows personal data to be disclosed to law enforcement agencies without the consent of the data subject.

Under these circumstances, DBS Cymru Limited will disclose requested data. However, the data controller will ensure the request is legitimate, seeking assistance from the board and from the company's legal advisers where necessary.

DBS Cymru Limited aims to ensure that individuals are aware that their data is being processed, and that they understand:

- How the data is being used
- How to exercise their rights

To these ends, the company has a privacy statement, setting out how data relating to individuals is used by the company.