Cornwall Hospitality Collective (CHC) Data Privacy Notice for Members

The CHC is aware of its obligations under the General Data Protection Regulation (GDPR) and current data protection legislation, and is committed to processing your data securely and transparently. This privacy notice sets out, in line with data protection obligations, the types of data that we hold on you as a Member of the CHC. It also sets out how we use that information, how long we keep it for and other relevant information about your data.

Data controller details

The CHC is a data controller, meaning that it determines the processes to be used when using your personal data.

Our contact details are as follows: enquiries@cornwallhospitalitycollective.org

Data protection principles

In relation to your personal data, we will:

- process it fairly, lawfully and in a clear, transparent way
- collect your data only for reasons that we find proper for the course of your engagement in ways that have been explained to you
- only use it in the way that we have told you about
- ensure it is correct and up to date
- keep your data for only as long as we need it
- process it in a way that ensures it will not be used for anything that you are not aware of or have consented to (as appropriate), lost or destroyed.

Types of data we process

We hold many types of data about you, including:

- your personal details including your name, address, date of birth, email address, phone numbers
- your company details including company number, declared turnover

How we collect your data

We collect data about you in a variety of ways and this will usually start when we undertake to enter into a Member Agreement with you where we will collect the data from you directly, for example, your name, address and other personal details. Further information will be collected directly from you once your engagement begins, for example, your name, address and date of birth for assisting in signups to external training courses. In some cases, we will collect data about you from third parties, such as intermediaries who may act as an introducer.

Personal data is kept in files within the CHC's systems.

Why we process your data

The law on data protection allows us to process your data for certain reasons only:

- in order to perform the agreement that we are party to
- in order to carry out legally required duties
- in order for us to carry out our legitimate interests
- to protect your interests
- where something is done in the public interest and
- where we have obtained your consent.

All of the processing carried out by us falls into one of the permitted reasons. Generally, we will rely on the first three reasons set out above to process your data. For example, we need to collect your personal data in order to:

- carry out the agreement that we have entered into with you and
- share information relevant to CHC.

We also collect data so that we can carry out activities which are in the legitimate interests of the CHC. We have set these out below:

- making decisions about who to enter into an agreement with
- dealing with legal claims made against us
- preventing fraud
- ensuring our administrative and IT systems are secure and robust against unauthorised access

Special categories of data

Special categories of data are data relating to your:

- health
- sex life
- sexual orientation
- race
- ethnic origin
- political opinion
- religion
- trade union membership
- genetic and biometric data.

We must process special categories of data in accordance with more stringent guidelines. Most commonly, we will process special categories of data when the following applies:

- you have given explicit consent to the processing
- we must process the data in order to carry out our legal obligations
- we must process data for reasons of substantial public interest
- you have already made the data public.

We do not need your consent if we use special categories of personal data in order to carry out our legal obligations. However, we may ask for your consent to allow us to process certain particularly sensitive data. If this occurs, you will be made fully aware of the reasons for the processing. As with all cases of seeking consent from you, you will have full control over your decision to give or withhold consent and there will be no consequences where consent is withheld. Consent, once given, may be withdrawn at any time. There will be no consequences where consent is withdrawn.

Criminal conviction data

We will only collect criminal conviction data where it is appropriate given the nature of your engagement with us and where the law permits us. This data will usually be collected at the engagement stage, however, may also be collected during the engagement. We use criminal conviction data in the following ways:

- if information is requested by external training providers or a local school before engagement activities take place

If you do not provide your data to us

One of the reasons for processing your data is to allow us to carry out our duties in line with your agreement with us. If you do not provide us with the data needed to do this, we will unable to perform those duties e.g., ensuring you are paid correctly. We may also be prevented from confirming, or continuing with, your engagement with us.

Sharing your data

Your data will be shared within the CHC where it is necessary for them to undertake their duties. This includes signing up for a course or mentorship scheme, adding you to our cluster area groups and similar activities.

We share your data with third parties in order to assist in school engagement activities or signing up for courses with external training providers. You will be made aware of any data sharing we do with third parties.

We do not share your data with bodies outside of the European Economic Area.

Protecting your data

We are aware of the requirement to ensure your data is protected against accidental loss or disclosure, destruction and abuse. We have implemented processes to guard against such, these are outlined in our Data Privacy Policy.

Where we share your data with third parties, we provide written instructions to them to ensure that your data is held securely and in line with current data protection requirements. Third parties must implement appropriate technical and organisational measures to ensure the security of your data.

How long we keep your data for

In line with data protection principles, we only keep your data for as long as we need it, which will be at least for the duration of your engagement with us though in some cases we will keep your data for a period after your engagement has ended. Retention periods can vary depending on why we need your data, as set out below:

We must store most of your HR data for a period of at least 6 years following the termination of your employment; some personal financial data will be destroyed after 2 years; Health and Safety information must be held for a minimum of 40 years.

Automated decision making

No decision will be made about you solely on the basis of automated decision making (where a decision is taken about you using an electronic system without human involvement) which has a significant impact on you.

Your rights in relation to your data

The law on data protection gives you certain rights in relation to the data we hold on you. These are:

- the right to be informed. This means that we must tell you how we use your data, and this is the purpose of this privacy notice
- the right of access. You have the right to access the data that we hold on you. To do so, you should make a subject access request.
- the right for any inaccuracies to be corrected. If any data that we hold about you is incomplete or inaccurate, you are able to require us to correct it
- the right to have information deleted. If you would like us to stop processing your data, you have the right to ask us to delete it from our systems where you believe there is no reason for us to continue processing it

- the right to restrict the processing of the data. For example, if you believe the data we hold is incorrect, we will stop processing the data (whilst still holding it) until we have ensured that the data is correct
- the right to portability. You may transfer the data that we hold on you for your own purposes
- the right to object to the inclusion of any information. You have the right to object to the way we use your data where we are using it for our legitimate interests
- the right to regulate any automated decision-making and profiling of personal data. You have a right not to be subject to automated decision making in way that adversely affects your legal rights.

Where you have provided consent to our use of your data, you also have the unrestricted right to withdraw that consent at any time. Withdrawing your consent means that we will stop processing the data that you had previously given us consent to use. There will be no consequences for withdrawing your consent. However, in some cases, we may continue to use the data where so permitted by having a legitimate reason for doing so.

If you wish to exercise any of the rights explained above, please contact enquiries@cornwallhospitalitycollective.org

Making a complaint

The supervisory authority in the UK for data protection matters is the Information Commissioner's Office (ICO). If you think your data protection rights have been breached in any way by us, you are able to make a complaint to the ICO.

Data Protection Officer

The CHC's Data Protection Officer is James Cavanagh-Shaddock. They can be contacted on enquiries@cornwallhospitalitycollective.org

Acceptance of This Policy

I understand that, under the General Data Protection Regulation (GDPR) and current data protection legislation, the CHC has clearly explained how my data is handled, stored and processed. I also understand how I may access or change the records held that contain my personal data, or find other information about my records.

Member

Name: _____

Signature: _____

Date: _____