

GENERAL DATA PROTECTION REGULATIONS – Information Sheet

The General Data Protection Regulations (GDPR) come into force on **25 May 2018**.

Focus

The focus has moved onto “people” rather than the data.

The GDPR apply to all organisations that process personal information.

The GDPR grants rights to people and place obligations on organisations.

Personal Data information belonging to an identified or identifiable natural person.

If you can identify a person from the information it is Personal Data.

Sensitive Data information particularly sensitive to that individual.

Race/ethnicity, political opinion, religious beliefs, trade union membership, health, sex life / orientation

Natural Person must be living and can't be “corporate”

Processing any manipulation of data including holding **and destruction**

Data Controller determines the purpose and means of the processing of personal data

Data Processor acts to process data at the direction of the Data Controller

Rights

to be informed

of access

to rectification

to erasure

to restrict processing

to data portability

to object

in relation to automated decision making and profiling

Principles

Act legally, transparently and fairly (need consent or lawful reason)

Purpose limitation

Minimisation

Accuracy

Storage Limitation

Integrity and Confidentiality

Accountability

Demonstrating Compliance

Compliant policies (Data Use Policy/ Data Retention Policy)

Monitoring

Fines lower tier up to 10 mill Euro

Upper tier up to 20 mill Euro

Data Protection Officer

Parish Councils (under legislation at present) must have one.

Role can be shared

Monitors Compliance with the Regulations

Must operate independently to the Data Controllers/Processors

Must report directly into highest level of management.

Privacy by Design and Default

Prioritises privacy and data protection from the start ie the development of the system /policy/process

Must use a Data Protection Impact Assessment when designing or modifying an process that involves Personally Identifiable Information

Links

GDPR Regs	http://data.consilium.europa.eu/doc/document/ST-5419-2016-INIT/en/pdf
ICO GDPR Page	https://ico.org.uk/for-organisations/guide-to-the-general-data-protection-regulation-gdpr/
ICO FAQ's	https://ico.org.uk/for-organisations/local-government/local-gov-gdpr-faqs/
ICO Data Protection by Design and Default	https://ico.org.uk/for-organisations/guide-to-the-general-data-protection-regulation-gdpr/accountability-and-governance/data-protection-by-design-and-default/
ICO Data Protection Impact Assessments	https://ico.org.uk/for-organisations/guide-to-the-general-data-protection-regulation-gdpr/accountability-and-governance/data-protection-impact-assessments/