

49. General Data Protection Regulation (Data Protection) Policy

Becky Scott, Legal and Democratic Services Manager:

- a. presented the EU General Data Protection Regulation and Data Protection Policy for consideration prior to Executive approval.
- b. advised that the Data Protection Act 1988 would be replaced by a new Data Protection Act 2018 which would implement the General Data Protection Regulation (GDPR) into UK law by 25 May 2018.
- c. advised that the Council needed to have a policy to enable the council to be compliant with the new legal framework and also to raise awareness of the GDPR to officers' and Councillors. Therefore members of the public could be confident that the organisation was aware of their responsibilities of the new legal framework.
- d. advised that the GDPR stated that anyone processing personal data must adhere to the 6 data principles.
- e. gave an overview of the following 6 data protection principles:
 1. Lawfulness, fairness and transparency principle: processed fairly, lawfully and in a transparent manner in relation to individuals.
 2. Purpose limitation principle: collected for specified, explicit and legitimate purpose and not further processed in a manner incompatible with those purposes.
 3. Data minimisation principle: adequate, relevant and limited to what was necessary for the purposes for which they are processed.
 4. Accuracy principle: accurate and where necessary kept up to date.
 5. Storage limitation principle: kept in a form which permits identification of the data subjects for no longer than necessary for the purposes for which the personal data was processed.
 6. Integrity and confidentiality principle: processed in a manner that ensures appropriate security of the personal data, including protection against unauthorised or unlawful processing and against accidental loss, destruction or damage, using appropriate technical or organisational measures.
- f. advised that an Equality Impact Assessment was not required.

Members considered the contents of the report.

RESOLVED that the General Data Protection Regulation (Data Protection) Policy be supported and referred to Executive for approval.