

## DEE & GRIFFIN PRIVACY NOTICE

We take your privacy very seriously. Please read this privacy policy carefully as it contains important information on who we are and how and why we collect, store, use and share your personal data. It also explains your rights in relation to your personal data and how to contact us or supervisory authorities in the event you have a complaint.

When we use your personal data we are regulated under the EU General Data Protection Regulation (GDPR) which applies across the European Union (including in the United Kingdom) and we are responsible as ‘controller’ of that personal data for the purposes of the GDPR. Our use of your personal data is subject to your instructions, the GDPR, other relevant UK and EU legislation and our professional duty of confidentiality.

### Key terms

It would be helpful to start by explaining some key terms used in this policy:

We, us, our	Dee & Griffin
Our data protection Lead	Hamish Mason, <b>Practice Manager: 01452 617 288</b>
Personal data	Any information relating to an identified or identifiable individual
Special category personal data	Personal data revealing racial or ethnic origin, political opinions, religious beliefs, philosophical beliefs or trade union membership  Genetic and biometric data  Data concerning health, sex life or sexual orientation

### Personal data we collect about you

The table below sets out the personal data we will or may collect in the course of advising and/or acting for you.

Personal data we will collect	Personal data we may collect depending on why you have instructed us
Your name, address and telephone number	Your National Insurance and tax details
Information to enable us to check and verify your identity, eg your date of birth or passport details	Your bank and/or building society details
Electronic contact details, eg your email address and mobile phone number	Details of your spouse/partner and dependants or other family members, eg if you instruct us on a family matter or a will
Information relating to the matter in which you are seeking our advice or representation	Your employment status and details including salary and benefits, eg if you instruct us on matter related to your employment or in which your employment status or income is relevant for example when we undertake conveyancing work
Information to enable us to undertake credit or other financial checks on you	Your nationality and immigration status and information from related documents, such as your passport or other
Your financial details so far as relevant to your instructions, eg the source of your funds if you are	

Personal data we will collect	Personal data we may collect depending on why you have instructed us
<p>instructing on a purchase transaction</p> <p>Information to enable us to undertake Due Diligence Checks in respect of our Anti-money Laundering and Counter Terror Financing responsibilities</p> <p>Information about your use of our IT, communication and other systems, and other monitoring information, eg if using our secure online client portal</p>	<p>identification, and immigration information, eg if you instruct us on an immigration matter</p> <p>Details of your pension arrangements, eg if you instruct us on a pension matter or in relation to financial arrangements following breakdown of a relationship</p> <p>Your employment records including, where relevant, records relating to sickness and attendance, performance, disciplinary, conduct and grievances (including relevant special category personal data), eg if you instruct us on matter related to your employment or in which your employment records are relevant</p> <p>Your racial or ethnic origin, gender and sexual orientation, religious or similar beliefs, eg if you instruct us on discrimination claim</p> <p>Your trade union membership, eg if you instruct us on discrimination claim or your matter is funded by a trade union</p> <p>Personal identifying information, such as your eye colour or your parents' names, eg if you instruct us to incorporate a company for you</p> <p>Your medical records, eg if we are acting for you in a personal injury claim or where these are relevant to any Lasting Power of Attorney or Mental Capacity Act assessment</p>

This personal data is required to enable us to provide our service to you. If you do not provide personal data we ask for, it may delay or prevent us from providing services to you.

### How your personal data is collected

We collect most of this information directly from you, for example when you make an appointment or contact us for advice, or via our secure online client portal. However, we may also collect information:

- **from publicly accessible sources**, eg Companies House or HM Land Registry;
- **directly from a third party, eg:**
  - sanctions screening providers;
  - credit reference agencies;
  - client due diligence providers;
- **from a third party with your consent, eg:**
  - your bank or building society, another financial institution or advisor;

- consultants and other professionals we may engage in relation to your matter for example surveyors or Mental Capacity Act assessors;
- your employer and/or trade union, professional body or pension administrators;
- your doctors, medical and occupational health professionals;
- **via our website** Our website uses cookies. A cookie is a small file of letters and numbers that we put on your computer if you agree. These cookies allow us to distinguish you from other users of the website which helps us to provide you with a good experience when you browse our website and also allows us to improve our site.
- For example, the cookies we use are ‘analytical’ cookies. They allow us to recognise and count the number of visitors and to see how visitors move around the site when they’re using it. This helps us to improve the way our website works, for example by making sure users are finding what they need easily and by helping you enter our site without having to re-login.
- When you visit our Web Site, we automatically log your IP address (the unique address which identifies your computer on the internet) which is automatically recognised by our web server. We use IP addresses to help us administer our Web Site and to collect broad demographic information for statistical use. We do not link IP addresses to personally identifiable information. We may automatically collect non-personal information about you such as the type of internet browsers you use or the site from which you linked to our Web Site. You cannot be identified from this information and it is only used to assist us in providing an effective service on our Web Site. Session based information about your visit may also be stored automatically within your own browsing history using html-5 local storage.
- via our information technology (IT) systems, eg:
  - case management, document management and time recording systems;
  - communications systems, email and instant messaging systems;
  - Our case tracker portal which gives our clients a username and password to access the system which allows restricted access to track the sale or purchase of a house.

**How and why we use your personal data**

Under data protection law, we can only use your personal data if we have a proper reason for doing so, eg:

- to comply with our legal and regulatory obligations;
- for the performance of our contract with you or to take steps at your request before entering into a contract;
- for our legitimate interests or those of a third party; or
- where you have given consent.

A legitimate interest is when we have a business or commercial reason to use your information, so long as this is not overridden by your own rights and interests.

The table below explains what we use (process) your personal data for and our reasons for doing so:

What we use your personal data for	Our reasons
To provide legal services to you	For the performance of our contract with you or to take

What we use your personal data for	Our reasons
	steps at your request before entering into a contract
<p>Conducting checks to identify our clients and verify their identity</p> <p>Screening for financial and other sanctions or embargoes</p> <p>Other processing necessary to comply with professional, legal and regulatory obligations that apply to our business, eg under health and safety regulation or rules issued by our professional regulator</p>	To comply with our legal and regulatory obligations
Gathering and providing information required by or relating to audits, enquiries or investigations by regulatory bodies	To comply with our legal and regulatory obligations
Ensuring business policies are adhered to, eg policies covering security and internet use	For our legitimate interests or those of a third party, ie to make sure we are following our own internal procedures so we can deliver the best service to you
Operational reasons, such as improving efficiency, training and quality control	For our legitimate interests or those of a third party, ie to be as efficient as we can so we can delivery the best service for you at the best price
Ensuring the confidentiality of commercially sensitive information	<p>For our legitimate interests or those of a third party, ie to protect our intellectual property and other commercially valuable information</p> <p>To comply with our legal and regulatory obligations</p>
Statistical analysis to help us manage our practice, eg in relation to, eg our financial performance, client base, work type	For our legitimate interests or those of a third party, ie to be as efficient as we can so we can delivery the best service for you at the best price
Preventing unauthorised access and modifications to systems	<p>For our legitimate interests or those of a third party, ie to prevent and detect criminal activity that could be damaging for us and for you</p> <p>To comply with our legal and regulatory obligations</p>
Updating and enhancing client records	<p>For the performance of our contract with you or to take steps at your request before entering into a contract</p> <p>To comply with our legal and regulatory obligations</p> <p>For our legitimate interests or those of a third party, eg making sure that we can keep in touch with our clients about existing and new services</p>

What we use your personal data for	Our reasons
Statutory returns	To comply with our legal and regulatory obligations
Ensuring safe working practices, staff administration and assessments	To comply with our legal and regulatory obligations  For our legitimate interests or those of a third party, eg to make sure we are following our own internal procedures and working efficiently so we can deliver the best service to you
Marketing our services and those of selected third parties to:  —existing and former clients;  —third parties who have previously expressed an interest in our services;  —third parties with whom we have had no previous dealings.	For our legitimate interests or those of a third party, ie to promote our business to existing and former clients
Credit reference checks via external credit reference agencies	For our legitimate interests or a those of a third party, ie for credit control and to ensure our clients are likely to be able to pay for our services
External audits and quality checks, eg for Intelliworks, Cyber Essentials or Conveyancing Quality (Law Society) accreditation and the audit of our accounts	For our legitimate interests or a those of a third party, ie to maintain our accreditations so we can demonstrate we operate at the highest standards  To comply with our legal and regulatory obligations

The above table does not apply to special category personal data, which we will only process with your explicit consent.

### Promotional communications

We may use your personal data to send you updates (by email, text message, telephone or post) about legal developments that might be of interest to you and/or information about our services, including exclusive offers, promotions or new services.

We have a legitimate interest in processing your personal data for promotional purposes (see above '**How and why we use your personal data**'). This means we do not usually need your consent to send you promotional communications. However, where consent is needed, we will ask for this consent separately and clearly.

We will always treat your personal data with the utmost respect and never sell or share it with other organisations outside of Dee & Griffin for marketing purposes.

You have the right to opt out of receiving promotional communications at any time by:

- contacting us by email [info@deeandgriffin.co.uk](mailto:info@deeandgriffin.co.uk) or writing to us at Head office: Hucclecote Court, 76 Hucclecote Road, Gloucester, GL3 3RU

- using the 'unsubscribe' link in emails

We may ask you to confirm or update your marketing preferences if you instruct us to provide further services in the future, or if there are changes in the law, regulation, or the structure of our business.

### **Who we share your personal data with**

We routinely share personal data with:

- professional advisers who we instruct on your behalf or refer you to, eg barristers, medical professionals, surveyors, Mental Capacity Act assessors, accountants, tax advisors or other experts;
- other third parties where necessary to carry out your instructions, eg your mortgage provider or HM Land Registry in the case of a property transaction or Companies House;
- credit reference agencies;
- our insurers and brokers;
- external auditors, eg in relation to Cyber essentials or other accreditation such as Conveyancing Quality (Law Society) and the audit of our accounts;
- our bank;
- external service suppliers, representatives and agents that we use to make our business more efficient, eg typing and proof reading services, marketing agencies, document collation or analysis suppliers; IT providers; 3<sup>rd</sup> party accounting applications
- HMRC and accountants

We only allow our service providers to handle your personal data if we are satisfied they take appropriate measures to protect your personal data. We also impose contractual obligations on service providers relating to ensure they can only use your personal data to provide services to us and to you.

We may disclose and exchange information with law enforcement agencies and regulatory bodies to comply with our legal and regulatory obligations.

We may also need to share some personal data with other parties, such as potential buyers of some or all of our business or during a re-structuring. Usually, information will be anonymised but this may not always be possible. The recipient of the information will be bound by confidentiality obligations.

### **Where your personal data is held**

Information may be held at our offices, and we use a dedicated server which is also located in the EEA. Information may also be held by those third party agencies, service providers, representatives and agents as described above (see '**Who we share your personal data with**').

Some of these third parties may be based outside the European Economic Area. For more information, including on how we safeguard your personal data when this occurs, see below: '**Transferring your personal data out of the EEA**'.

### **How long your personal data will be kept**

We will keep your personal data after we have finished advising or acting for you. We will do so for one of these reasons:

- to respond to any questions, complaints or claims made by you or on your behalf;

- to show that we treated you fairly;
- to keep records required by law

We will not retain your data for longer than necessary for the purposes set out in this policy. Different retention periods apply for different types of data; for example Dee & Griffin maintain a Wills bank and documents relating to conveyancing such as deeds which we must retain for indefinite periods of time. Further details on this are available in our set out details of records management policy and/or retention schedule that gives these details

When it is no longer necessary to retain your personal data, we will delete or anonymise it.

**Transferring your personal data out of the EEA**

To deliver services to you, it is sometimes necessary for us to share your personal data outside the European Economic Area (EEA), eg:

- with your and our service providers located outside the EEA;
- if you are based outside the EEA;
- where there is an international dimension to the matter in which we are advising you.

These transfers are subject to special rules under European and UK data protection law.

The following countries to which we may transfer personal data have been assessed by the European Commission as providing an adequate level of protection for personal data: Andorra, Canada (commercial organisations) Faroe Islands, Guernsey, Israel, Isle of Man, Jersey, New Zealand Switzerland, Uruguay, USA (limited to those registered properly under the Privacy Shield Framework).

Except for the countries listed above, non-EEA countries do not have the same data protection laws as the United Kingdom and EEA. We will, however, ensure the transfer complies with data protection law and all personal data will be secure. Our standard practice is to use standard data protection contract clauses which have been approved by the European Commission. To obtain a copy of those clauses:

[https://ec.europa.eu/info/law/law-topic/data-protection/data-transfers-outside-eu/model-contracts-transfer-personal-data-third-countries\\_en](https://ec.europa.eu/info/law/law-topic/data-protection/data-transfers-outside-eu/model-contracts-transfer-personal-data-third-countries_en)

If you would like further information please contact us

**Your rights**

You have the following rights, which you can exercise free of charge:

Access	The right to be provided with a copy of your personal data
Rectification	The right to require us to correct any mistakes in your personal data
To be forgotten	The right to require us to delete your personal data—in certain situations
Restriction of processing	The right to require us to restrict processing of your personal data—in certain circumstances, eg if you contest the accuracy of the data
Data portability	The right to receive the personal data you provided to us, in a structured, commonly used and machine-readable format and/or transmit that data to a third

	party—in certain situations
To object	The right to object:  —at any time to your personal data being processed for direct marketing (including profiling);  —in certain other situations to our continued processing of your personal data, eg processing carried out for the purpose of our legitimate interests.
Not to be subject to automated individual decision-making	The right not to be subject to a decision based solely on automated processing (including profiling) that produces legal effects concerning you or similarly significantly affects you

For further information on each of those rights, including the circumstances in which they apply, please contact us or see the [Guidance from the UK Information Commissioner’s Office \(ICO\) on individuals’ rights under the General Data Protection Regulation](#).

If you would like to exercise any of those rights, please:

- complete a data subject request form—available on our website at <https://deeandgriffin.co.uk> or
- email, call or write to us see below: ‘**How to contact us**’; and
- let us have enough information to identify you (eg your full name, address and client or matter reference number).
- let us have proof of your identity and address (a copy of your driving licence or passport and a recent utility or credit card bill); and
- let us know what right you want to exercise and the information to which your request relates.
- Details of how Dee & Griffin deal with Subject Access Requests can be found in our “How to Make a Subject Access Request” which will send on request.

### Keeping your personal data secure

We have appropriate security measures to prevent personal data from being accidentally lost, or used or accessed unlawfully. We limit access to your personal data to those who have a genuine business need to access it. Those processing your information will do so only in an authorised manner and are subject to a duty of confidentiality.

We also have procedures in place to deal with any suspected data security breach. We will notify you and any applicable regulator of a suspected data security breach where we are legally required to do so.

We take the following steps to maintain the security of your personal information:

- we keep all of your information in systems that are secure and deploy DNS access systems
- We limit access to your personal information to those who have a genuine business need to know it.
- we have strong password protected systems and two factor identification
- we maintain firewalls and anti-virus software

- we maintain Cyber Essential certification.

Any documentation retained in paper form is kept in our offices in locked cabinets and a fireproof strong room. The premises are secure and alarmed.

We do not routinely transfer data outside of the EEA; our data is stored a dedicated server which is located in on site in Gloucestershire UK.

If you want detailed information from Get Safe Online on how to protect your information and your computers and devices against fraud, identity theft, viruses and many other online problems, please visit [www.getsafeonline.org](http://www.getsafeonline.org). Get Safe Online is supported by HM Government and leading businesses.

### How to complain

We hope that we can resolve any query or concern you may raise about our use of your information.

The [General Data Protection Regulation](#) also gives you right to lodge a complaint with a supervisory authority, in particular in the European Union (or European Economic Area) state where you work, normally live or where any alleged infringement of data protection laws occurred. The supervisory authority in the UK is the Information Commissioner who may be contacted at <https://ico.org.uk/concerns> or telephone: 0303 123 1113.

### Changes to this privacy policy

This privacy policy was published on [XXXXXX]

We may change this privacy policy from time to time, when we do we will inform you via our website <https://deeandgriffin.co.uk>

### How to contact us

Please contact us by post, email or telephone if you have any questions about this privacy policy or the information we hold about you.

Our contact details are shown below:

Our contact details	DATA PROTECTION LEAD
Hucclecote Court, 76 Hucclecote Road, Gloucester, GL3 3RU 01452 617 288. <a href="mailto:info@deeandgriffin.co.uk">info@deeandgriffin.co.uk</a>	<b>HAMISH MASON, PRACTICE MANAGER</b> Hucclecote Court, 76 Hucclecote Road, Gloucester, GL3 3RU 01452 617 288. <a href="mailto:info@deeandgriffin.co.uk">info@deeandgriffin.co.uk</a>

### Do you need extra help?

If you would like this policy in another format (for example audio, large print, braille) please contact us (see 'How to contact us' above).