

SUBJECT ACCESS REQUEST POLICY

INTRODUCTION

Individuals have a right to access the personal data we hold on them. To do so, you should make a subject access request, and this policy sets out how you should make a request, and our actions upon receiving the request.

DEFINITIONS

“Personal data” is any information relating to an identifiable person who can be directly or indirectly identified in particular by reference to an identifier, including your name.

“Special categories of personal data” includes information relating to:

- a) ethnic origin
- b) politics
- c) religion
- d) trade union membership
- e) genetics
- f) biometrics (where used for ID purposes)
- g) health

The BGA does not hold “Special categories of personal data” other than, exceptionally, specific health data to support participation or employment, in which case the data is only held with the persons explicit permission.

MAKING A REQUEST

Although subject access requests may be made verbally, we advise that a request may be dealt with more efficiently and effectively if it is made in writing. If you wish to make a request, please use our Subject Access Request form.

Requests that are made directly by you should be accompanied by evidence of your identity. If this is not provided, we may contact you to ask that such evidence be forwarded before we comply with the request.

Requests made in relation to your data from a third party should be accompanied by evidence that the third party is able to act on your behalf. If this is not provided, we may contact the third party to ask that such evidence be forwarded before we comply with the request.

Please note that alternatively you can normally view your personal data that we hold via ‘e-services’. To arrange log-in details, please contact the BGA office.

TIMESCALES

Usually, we will comply with your request without delay and at the latest within one month. Where requests are complex or numerous, we may contact you to inform you that an extension of time is required. The maximum extension period is two months.

FEE

We will normally comply with your request at no cost. However, if the request is manifestly unfounded or excessive, or if it is repetitive, we may contact you requesting a fee. This fee must be paid to comply with the request. The fee will be determined at the relevant time and will be set at a level which is reasonable in the circumstances.

In addition, we may also charge a reasonable fee if you request further copies of the same information.

INFORMATION YOU WILL RECEIVE

When you make a subject access request, you will be informed of:

- a) whether or not your data is processed and the reasons for the processing of your data;
- b) the categories of personal data concerning you;
- c) where your data has been collected from if it was not collected from you;
- d) anyone who your personal data has been disclosed to or will be disclosed to, including anyone outside of the EEA and the safeguards utilised to ensure data security;
- e) how long your data is kept for (or how that period is decided);
- f) your rights in relation to data rectification, erasure, restriction of and objection to processing;
- g) your right to complain to the Information Commissioner if you believe that your rights have been infringed;
- h) the reasoning behind any automated decisions taken about you.

CIRCUMSTANCES IN WHICH YOUR REQUEST MAY BE REFUSED

We may refuse to deal with your subject access request if it is manifestly unfounded or excessive, or if it is repetitive. Where it is our decision to refuse your request, we will contact you without undue delay, and at the latest within one month of receipt, to inform you of this and to provide an explanation. You will be informed of your right to complain to the Information Commissioner.

We may also refuse to deal with your request, or part of it, because of the types of information requested. For example, information which is subject to legal privilege. Where this is the case, we will inform you that your request cannot be complied with and an explanation of the reason will be provided.

End.

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