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| <b>Company Name:</b>            | Thorn Baker Ltd ('the Company')  |
| <b>Company Contact details:</b> | James Richardson. Data Processing Officer<br>James.Richardson@thornbaker.co.uk |
| <b>Privacy Notice</b>           | Privacy Notice   |
| <b>Topic:</b>                   | Data protection  |
| <b>Date:</b>                    | 20 <sup>th</sup> May 2018  |
| <b>Version:</b>                 | GDPR Update v1   |

The Company is a recruitment business which provides work-finding services to its clients and work- seekers. The Company must process personal data (including sensitive personal data) so that it can provide these services – in doing so, the Company acts as a data controller.

You may give your personal details to the Company directly, such as on an application or registration form or via our website, or we may collect them from another source such as a jobs board. The Company must have a legal basis for processing your personal data. For the purposes of providing you with work-finding services and/or information relating to roles relevant to you we will only use your personal data in accordance with this privacy statement. At all times we will comply with current data protection laws.

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## 1. Collection and use of personal data

### a) Purpose of processing and legal basis

The Company will collect your personal data (which may include sensitive personal data) and will process your personal data for the purposes of providing you with work-finding services. This includes for example, contacting you about job opportunities, assessing your suitability for those opportunities, updating our databases, putting you forward for job opportunities, arranging payments to you and developing and managing our services and relationship with you and our clients.

If you have opted-in we may also send you marketing information and industry specific news via email / text. You can opt-out from receiving these at any time by clicking “unsubscribe” when you receive these communications from us.

In some cases we may be required to use your data for the purpose of investigating, reporting and detecting crime and also to comply with laws that apply to us. We may also use your information during the course of internal audits to demonstrate our compliance with certain industry standards.

We must have a legal basis to process your personal data. The legal bases we rely upon to offer our work-finding services to you are:

- ▶ Your consent
- ▶ Where we have a legitimate interest
- ▶ To comply with a legal obligation that we have
- ▶ To fulfil a contractual obligation that we have with you

### b) Legitimate interest

This is where the Company has a legitimate reason to process your data provided it is reasonable and does not go against what you would reasonably expect from us. Where the Company has relied on a legitimate interest to process your personal data our legitimate interests are as follows:

- ▶ Managing our database and keeping work-seeker records up to date;
- ▶ Providing work-finding services to you and our clients;
- ▶ Contacting you to seek your consent where we need it;
- ▶ Giving you information about similar products or services that you have used from us recently;
- ▶ Providing payroll processing services for you
- ▶ Working with other payroll processing organisations that may provide payroll services to you

### c) Statutory/contractual requirement

The Company has certain legal and contractual requirements to collect personal data (e.g. to comply with the Conduct of Employment Agencies and Employment Businesses Regulations 2003, immigration and tax legislation, Health and Safety Legislation and in some circumstances safeguarding requirements.) Our clients may also require this personal data, and/or we may need your data to enter into a contract with you.

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If you do not give us personal data we need to collect we may not be able to continue to provide work-finding services to you.

#### **d) Recipient/s of data**

The Company will process your personal data and/or sensitive personal data with the following recipients:

- ▶ Clients (whom we may introduce or supply you to)
- ▶ Former employers whom we may seek references from
- ▶ Payroll service providers who manage payroll on our behalf or other payment intermediaries whom we may introduce you to or who already supply their services to you
- ▶ Other recruitment agencies in the supply chain

#### **1. Information to be provided when data collected not from the data subject**

**Categories of data:** Where the Company has collected data not directly from the data subject the following personal data may be collected on you:

*Personal data:*

- Name, address, mobile no., email
- Education and Professional Qualifications
- Data contained on your Curriculum Vitae

**Source of the personal data:** The Company sourced your personal data/sensitive personal data:

- From a job board (CV Library, Totaljobs, Jobsite, Reed, Indeed or the Thorn Baker Website) or LinkedIn\*
- A referee whose details you previously provided to us

\*This information came from a publicly accessible source.

## **2. Overseas Transfers [Optional]**

The Company will not transfer the information you provide to us to countries outside the European Economic Area ('EEA') for the purposes of providing you with work-finding services. The EEA comprises the EU member states plus Norway, Iceland and Liechtenstein.

## **3. Data retention**

The Company will retain your personal data only for as long as is necessary for the purpose we collect it. Different laws may also require us to keep different data for different periods of time. For example, the Conduct of Employment Agencies and Employment Businesses Regulations 2003, require us to keep work-seeker records for at least one year from (a) the date of their creation or (b) after the date on which we last provide you with work-finding services.

We must also keep your payroll records, holiday pay, sick pay and pensions auto-enrolment

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records for as long as is legally required by HMRC and associated national minimum wage, social security and tax legislation. This is currently 3 to 6 years plus the current year.

Where the Company has obtained your consent to process your personal and sensitive personal data, we will do so in line with our retention policy. Upon expiry of that period the Company will seek further consent from you. Where consent is not granted the Company will cease to process your personal data and sensitive personal data.

## 4. Your rights

Please be aware that you have the following data protection rights:

- ▶ The right to be informed about the personal data the Company processes on you;
- ▶ The right of access to the personal data the Company processes on you;
- ▶ The right to rectification of your personal data;
- ▶ The right to erasure of your personal data in certain circumstances;
- ▶ The right to restrict processing of your personal data;
- ▶ The right to data portability in certain circumstances;
- ▶ The right to object to the processing of your personal data that was based on a public or legitimate interest;
- ▶ The right not to be subjected to automated decision making and profiling; and
- ▶ The right to withdraw consent at any time.

Where you have consented to the Company processing your personal and sensitive personal data you have the right to withdraw that consent at any time by contacting our Data Processing Officer, James Richardson. Please note that if you withdraw your consent to further processing that does not affect any processing done prior to the withdrawal of that consent, or which is done according to another legal basis.

There may be circumstances where the Company will still need to process your data for legal or official reasons. Where this is the case, we will tell you and we will restrict the data to only what is necessary for those specific reasons.

If you believe that any of your data that the Company processes is incorrect or incomplete, please contact us using the details above and we will take reasonable steps to check its accuracy and correct it where necessary.

**You can also contact us using the above details if you want us to restrict the type or amount of data we process for you, access your personal data or exercise any of the other rights listed above.**

## 5. Automated decision-making

The Company does not use automated decision-making to process your personal data

## 6. Cookies

We may obtain data about you from cookies. These are small text files that are placed on your computer by websites that you visit. They are widely used in order to make websites work, or work more efficiently, as well as to provide information to the owners of the site.

Cookies also enable us to deliver more personalised content.

The table below explains the cookies we use and why.

| Cookie                 | Purpose   | More information  |
|------------------------|---|---|
| volcanic_saved_jobs_id | This is used to store some jobs for users before they register on the website | These jobs can then be logged on the users account when they do register  |
| volcanic_rumble_uid    | Website Performance   | This cookie name is associated with Volcanic's CMS platform tracking. It is used to track and record the unique actions of each user on the website. By default it has no expiry date.              |
| _user_logged_in        | Website performance   | This cookie name is associated with Volcanics CMS platform tracking. It is used to keep the user logged in if they leave the website and return. By default it expires after the users session ends |
| _oliver_session        | Website Performnace   | This cookie name is associated with Volcanics CMS platform tracking. It is used to track the users session on the website for Analytics. By default it expires after the users session ends         |

Most web browsers allow some control of most cookies through the browser settings. To find out more about cookies, please refer to our Cookie policy which is available on our website. (Please note that in a few cases some of our website features may not fully function if you remove cookies from your browser.)

## 7. Log Files

We use IP addresses to analyse trends, administer the site, track users' movements, and to gather broad demographic information for aggregate use. IP addresses are not linked to personally identifiable information.

## 8. Links to external websites

The Company's website may contains links to other external websites. Please be aware that the Company is not responsible for the privacy practices of such other sites. When you leave our site we encourage you to read the privacy statements of each and every website that collects personally identifiable information. This privacy statement applies solely to information collected by the Company's website.

## 9. Sale of business

If the Company's business is sold or integrated with another business your details may be disclosed to our advisers and any prospective purchasers and their advisers and will be passed on to the new owners of the business.

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## 10. Data Security

The Company takes every precaution to protect our users' information. We use managed Juniper firewalls with strict firewall policies, managed by our managed network provider Virgin Media. Email traffic is transmitted using SLS for protection during transit. A complex password policy is in place, and any personal data is held on encrypted network disk storage. Dual or triple factor authentication is required to access any personal data.

Only employees who need the information to perform a specific job (for example, consultants, our accounts clerk or a marketing assistant) are granted access to your information.

The Company uses all reasonable efforts to safeguard your personal information. However, you should be aware that the use of email/ the Internet is not entirely secure and for this reason the Company cannot guarantee the security or integrity of any personal information which is transferred from you or to you via email/ the Internet.

If you share a device with others we recommend that you do not select the "remember my details" function when that option is offered.

**If you have any questions about the security at our website, you can email James Richardson at [james.richardson@thornbaker.co.uk](mailto:james.richardson@thornbaker.co.uk).**

## 11. Changes to this privacy statement

We will update this privacy statement from time to time. We will post any changes on the statement with revision dates. If we make any material changes, we will notify you.

## 12. Complaints or queries

If you wish to complain about this privacy notice or any of the procedures set out in it please contact: the Company's Data Processing Offices, James Richardson at [james.richardson@thornbaker.co.uk](mailto:james.richardson@thornbaker.co.uk)

You also have the right to raise concerns with Information Commissioner's Office on 0303 123 1113 or at <https://ico.org.uk/concerns/>, or any other relevant supervisory authority should your personal data be processed outside of the UK, if you believe that your data protection rights have not been adhered to.