

## **GDPR: DATA PRIVACY NOTICE FOR CLIENTS AND SUPPLIERS**

### **Introduction**

DSM Asbestos Consultants Ltd ("We") are committed to protecting and respecting your privacy.

This policy (together with our terms & conditions <http://dsmconsultants.co.uk/terms-and-conditions> and any other documents referred to on it) sets out the basis on which any personal data we collect from you, or that you provide to us, will be processed by us. Please read the following carefully to understand our views and practices regarding your personal data and how we will treat it.

The rules on processing of personal data are set out in the General Data Protection Regulation (the "GDPR").

### **1. Definitions**

**Data controller** - A controller determines the purposes and means of processing personal data.

**Data processor** - A processor is responsible for processing personal data on behalf of a controller.

**Data subject** – Natural person

### **Categories of data: Personal data and special categories of personal data**

**Personal data** - The GDPR applies to 'personal data' meaning any information relating to an identifiable person who can be directly or indirectly identified in particular by reference to an identifier (as explained in Article 6 of GDPR). For example name, passport number, home address or private email address. Online identifiers include IP addresses and cookies.

**Special categories personal data** - The GDPR refers to sensitive personal data as 'special categories of personal data' (as explained in Article 9 of GDPR). The special categories specifically include genetic data, and biometric data where processed to uniquely identify an individual. Other examples include racial and ethnic origin, sexual orientation, health data, trade union membership, political opinions, religious or philosophical beliefs.

**Processing** - means any operation or set of operations which is performed on personal data or on sets of personal data, whether or not by automated means, such as collection, recording, organisation, structuring, storage, adaptation or alteration, retrieval, consultation, use, disclosure by transmission, dissemination or otherwise making available, alignment or combination, restriction, erasure or destruction.

**Third party** - means a natural or legal person, public authority, agency or body other than the data subject, controller, processor and persons who, under the direct authority of the controller or processor, are authorised to process personal data.

## 2. Who are we?

DSM Asbestos Consultants Ltd is the data controller. This means we decide how your personal data is processed and for what purposes. Our contact details are: Amosite House, 110 Twelve Acres, Braintree, Essex CM7 3RN – 01376 327565 – info@dsmconsultants.co.uk. For all data matters contact Clare Purser on 01376 327565 or clare@dsmconsultants.co.uk.

## 3. The purpose(s) of processing your personal data

We use your personal data for the following purposes:

Generating quotations for works, carrying out asbestos sampling, surveys or removal operations.

## 4. The categories of personal data concerned

With reference to the categories of personal data described in the definitions section, we process the following categories of your data:

Personal data – Name, address, phone number, mobile number, email address.

We have obtained your personal data from yourself or a third party enquiry (managing agent, landlord etc). The data was sent to us direct from this source with regards to a specific job only.

## 5. What is our legal basis for processing your personal data?

### a) Personal data (article 6 of GDPR)

#### Our lawful basis for processing your general personal data:

<input type="checkbox"/> Consent of the data subject;	Confirmation of contract with GDPR boxes ticked or written instruction to produce a quotation.
<input type="checkbox"/> Processing necessary for the performance of a contract with the data subject or to take steps to enter into a contract	Personal data required for contact to produce quotation or to carry out contracted works. Address may need to be shared with subcontractors for works but no other data will be shared unless necessary for access (phone number, contact name etc).
<input type="checkbox"/> Processing necessary for compliance with a legal obligation	
<input type="checkbox"/> Processing necessary to protect the vital interests of a data subject or another person	
<input type="checkbox"/> Processing necessary for the performance of a task carried out in the public interest or in the exercise of official authority vested in the controller	
<input type="checkbox"/> Processing necessary for the purposes of the legitimate interests of the data controller or a third party, except where such interests are overridden by the interests or fundamental rights or freedoms of the data subject	Personal data is sometimes passed to us by a Managing Agent, Landlord etc for purposes of quotation and contracted works.

## **6. Sharing your personal data**

Your personal data will be treated as strictly confidential, and will be shared only with subcontractors if necessary for quotation or contracted works purposes.

## **7. How long do we keep your personal data?**

We keep your personal data for no longer than reasonably necessary in case of any legal claims/complaints and to comply with Environment Agency/Health & Safety Executive regulations. After this time all personal data is destroyed apart from the job/quotation address which is retained for our records and to aid with any future enquiries.

## **8. Providing us with your personal data**

We require your personal data as it is a requirement necessary to enter into a contract. We need to be able to contact you regarding any contracted works and also for invoicing purposes.

## **9. Your rights and your personal data**

Unless subject to an exemption under the GDPR, you have the following rights with respect to your personal data:

- The right to request a copy of the personal data which we hold about you;
- The right to request that we correct any personal data if it is found to be inaccurate or out of date;
- The right to request your personal data is erased where it is no longer necessary to retain such data;
- The right to withdraw your consent to the processing at any time, where consent was the lawful basis for processing your data;
- The right to request that we provide you with your personal data and where possible, to transmit that data directly to another data controller, (known as the right to data portability), (where applicable i.e. where the processing is based on consent or is necessary for the performance of a contract with the data subject and where the data controller processes the data by automated means);
- The right, where there is a dispute in relation to the accuracy or processing of your personal data, to request a restriction is placed on further processing;
- The right to object to the processing of personal data, (where applicable i.e. where processing is based on legitimate interests (or the performance of a task in the public interest/exercise of official authority); direct marketing and processing for the purposes of scientific/historical research and statistics).

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## **10. Transfer of Data Abroad**

We do not transfer personal data outside the EEA.

## **11. Automated Decision Making**

We do not use any form of automated decision making in our business.

## **12. Further processing**

If we wish to use your personal data for a new purpose, not covered by this Data Privacy Notice, then we will provide you with a new notice explaining this new use prior to commencing the processing and setting out the relevant purposes and processing conditions.

### **13. Changes to our privacy policy**

Any changes we may make to our privacy policy in the future will be posted on this page and, where appropriate, notified to you by e-mail. Please check back frequently to see any updates or changes to our privacy policy.

### **14. How to make a complaint**

To exercise all relevant rights, queries or complaints please in the first instance contact Clare Purser on 01376 327565 or [clare@dsmconsultants.co.uk](mailto:clare@dsmconsultants.co.uk).

If this does not resolve your complaint to your satisfaction, you have the right to lodge a complaint with the [Information Commissioners Office](https://ico.org.uk/global/contact-us/email/) on 03031231113 or via email <https://ico.org.uk/global/contact-us/email/> or at the Information Commissioner's Office, Wycliffe House, Water Lane, Wilmslow, Cheshire, SK9 5AF, England.