

## Human Resources Privacy Notice

**This Privacy Notice describes how New Hayesbank Surgery collect and use personal information about you during and after your working relationship with us.**

We are required by law to provide you with the following information about how we handle your information. The full range of Privacy Notices can be found at <https://hayesbankmedical.com/surgery-information/policies/privacy-policies>

<b>Data Controller</b> contact details	New Hayesbank Surgery Bybrook Kennington Ashford Kent TN24 9JZ
<b>Purpose</b> of the processing	Reasons for processing your personal data include: <ul style="list-style-type: none"><li>• Staff administration and management (including payroll and performance)</li><li>• Pensions administration</li><li>• Business management and planning</li><li>• Accounting and Auditing</li><li>• Accounts and records</li><li>• Education</li><li>• Health administration and services</li><li>• Information and databank administration</li><li>• Crime prevention and prosecution of offenders</li><li>• Sharing and matching of personal information for national fraud initiative</li></ul>
<b>Information we collect and use</b>	Personal Information <ul style="list-style-type: none"><li>• your name, photograph, contact details including address, email address and telephone number, date of birth, National Insurance (NI) Number and driving licence (if relevant to the role), information about your nationality and entitlement to work in the UK</li></ul> Job Information <ul style="list-style-type: none"><li>• the terms and conditions of your employment</li><li>• details of your working arrangements (days of work and working hours) and attendance at work</li></ul>

	<ul style="list-style-type: none"> <li>• details of your qualifications, skills, experience, and employment history, including start and end dates, and dates of continuous service</li> <li>• information about your remuneration, including entitlement to benefits such as pensions or insurance cover</li> <li>• details of periods of leave taken by you, including holiday, sickness absence, family leave and the reasons for the leave</li> <li>• details of vaccinations if relevant to your post</li> <li>• details of your bank account for pay and expenses purposes</li> </ul> <p>Performance Information</p> <ul style="list-style-type: none"> <li>• details of any disciplinary, performance, absence, or grievance procedures in which you have been involved, including any warnings issued to you and related correspondence</li> <li>• assessments of your performance, including appraisals, performance reviews and ratings, training you have participated in, performance improvement plans and related correspondence</li> </ul> <p>Information about your family</p> <ul style="list-style-type: none"> <li>• information about your spouse, partner or civil partner or other individuals when names as an emergency contact</li> <li>• information on dependants where required for pension purposes or childcare vouchers or benefits</li> </ul> <p>Special Category Data</p> <ul style="list-style-type: none"> <li>• information about medical or health conditions, including whether you have a disability for which the Practice needs to make reasonable adjustments</li> <li>• equal opportunities monitoring information, including information about your ethnic origin, sexual orientation, health and religion or belief</li> <li>• Trade union affiliations, where applicable</li> <li>• Information about past criminal convictions (Disclosure and Barring Service), and or your fitness to practise in certain regulated professions</li> </ul>
<p><b>Lawful basis</b> for processing</p>	<p>Article 6(1)(b)...'necessary for the performance of a contract with employee'</p> <p>Article 6(1)(c)...'necessary for compliance with a legal obligation'</p>

	<p>Article 6(1)(f)...'in the Practice's legitimate interests, which are not outweighed by the fundamental rights and freedoms of the data subject'</p> <p>Article 9(2)(b) Employment, social security, and social protection</p> <p>Article 9(2)(g) Reasons of substantial public interest</p> <p>Schedule 1, Part 1(1) Data Protection Act 2018 - Necessary for the purposes of performing or exercising obligations or rights which are imposed or conferred by law on the controller or the Data Subject in connection with employment, social security, or social protection.</p> <p>Schedule 1, Part 2(8) Data Protection Act 2018 - necessary for the purposes of identifying or keeping under review the existence or absence of equality of opportunity or treatment between groups of people specified in relation to that category with a view to enabling such equality to be promoted or maintained</p> <p>Schedule 1, Part 2(14) Data Protection Act - is necessary for the purposes of preventing fraud or a particular kind of fraud</p>
<b>Recipient or categories of recipients</b> of the processed data	<p>Professional Bodies (ie GMC, RCN, etc.) Payroll Provider Fairway Training Pension Provider NHS Pensions/NEST Occupational Health Provider East Kent Hospitals HM Revenue and Customs Education Establishments Police &amp; Judicial Services CQC NHS jobs Indeed website. New Hayesbank Surgery as lead for shared Mid Kent PCN ARRS roles Workforce tools? Solicitors? If there is an incident claim? Disclosure and Barring Service (DBS) Your previous or prospective employer</p> <p>The Practice may also receive information about you from these organisations.</p>
<b>Right of access</b>	<p>Subject to certain conditions, you are entitled to have access to your personal data (this is more commonly known as submitting a "data subject access request").</p>
<b>Rights in relation to inaccurate personal or incomplete data</b>	<p>You may challenge the accuracy or completeness of your personal data and have it corrected or completed, as applicable.</p>

New Hayesbank Employee and Contractor Privacy Notice Template  
Version 0.2 November 2023

<b>Rights to object to or restrict our data processing</b>	<p>Subject to certain conditions, you have the right to object to or ask us to restrict the processing of your personal data.</p> <p>This right applies where our processing of your personal data is necessary for our legitimate interests. You can also object to our processing of your personal data for direct marketing purposes.</p>
<b>Right to erasure</b>	<p>Subject to certain conditions, you are entitled to have your personal data erased (also known as the “right to be forgotten”), e.g. where your personal data is no longer needed for the purposes it was collected for, or where the relevant processing is unlawful.</p> <p>We may not be able to erase your personal data, if for example, we need it to (i) comply with a legal obligation, or (ii) exercise or defend legal claims.</p>
<b>How to exercise your rights</b>	<p>To exercise your rights, please contact <a href="mailto:Kmicb.newhayesbanksurgery@nhs.net">Kmicb.newhayesbanksurgery@nhs.net</a></p>
<b>Retention period</b>	<p>Your personnel records are kept in compliance with law and national guidance. Details on how long records are kept are set out in the <a href="#">NHS England, Record Management Code of Practice 2021</a>.</p>
<b>Right to complain</b>	<p>If you are unhappy with how your personal data is processed, you have the right to complain to the <a href="#">Information Commissioners Office</a> (ICO). Their helpline number is <b>0303 123 1113</b>.</p> <p>We would, however, appreciate the opportunity to deal with your concerns before you approach the ICO so please do contact us <a href="mailto:Kmicb.newhayesbanksurgery@nhs.net">Kmicb.newhayesbanksurgery@nhs.net</a> in the first instance.</p>
<b>Data Protection Officer</b> contact details	<p>Pamela Ashe GP Data Protection Officer NHS Kent and Medway <a href="mailto:Kmicb.gdpdpteam@nhs.net">Kmicb.gdpdpteam@nhs.net</a></p>

**Commented [EA(KAMI91)]:** Practices in the DGS or Medway and Swale HCP should insert V. Patel

Practices in West Kent should insert P. Ashe

Practices in East Kent should insert A. Ervine