

GDPR PRIVACY NOTICE FOR JOB APPLICANTS

Pangolin Editions Ltd
Chalford

Introduction

As part of any recruitment process, the Company collects and processes personal information, or personal data, relating to job applicants. This personal information may be held by us in paper or electronic format.

Pangolin Editions Ltd and its subsidiary companies is committed to being transparent about how we handle your personal information, to protecting the privacy and security of your personal information and to meeting our data protection obligations under the General Data Protection Regulation ("GDPR") and the Data Protection Act 2018. The purpose of this privacy notice is to make you aware of how and why we will collect and use your personal information during the recruitment process. We are required under the GDPR to notify you of the information contained in this privacy notice.

This privacy notice applies to all job applicants, whether they apply for a role directly or indirectly through an employment agency. It is non-contractual.

Pangolin Editions has appointed Claude Koenig and Amanda Maule as data protection officers to oversee compliance with this privacy notice. If you have any questions about this notice or about how we handle your personal information, please contact one of them via the Personnel Department.

Data protection principles

Under the GDPR, there are six data protection principles that we must comply with. Information must be:

1. Processed lawfully, fairly and in a transparent manner.
2. Collected only for legitimate purposes that have been clearly explained to you and not processed in a way that is incompatible with those purposes.
3. Adequate, relevant and limited to what is necessary in relation to those purposes.
4. Accurate and, where necessary, kept up to date.
5. Data should not be kept for longer than necessary.
6. Data should be kept secure.

We are responsible for, and must be able to demonstrate compliance with, these principles. This is called accountability.

Why and how do we use your personal information?

We will only use your personal information when the law allows us to. These are known as **the legal basis for processing**. We will use your personal information in one or more of the following circumstances:

1. where we need to do so to take steps at your request prior to entering into a contract with you, or to enter into a contract with you.
2. where we need to comply with a legal obligation.
3. where it is necessary for our legitimate interests (or those of a third party), and your interests or your fundamental rights and freedoms do not override our interests.

We will use the above categories later in the policy to show you how we use the data we hold – (see text below in GREEN)

We may also occasionally use your personal information where we need to protect your vital interests (or someone else's vital interests).

The reasons for which we are processing, or will process, your personal information are to:

- manage the recruitment process and assess your suitability for employment or engagement.
- decide to whom to offer a job.
- comply with statutory and/or regulatory requirements and obligations, e.g. checking your right to work in the UK.
- comply with the duty to make reasonable adjustments for disabled job applicants and with other disability discrimination obligations.
- ensure compliance with your statutory rights.
- ensure effective HR, personnel management and business administration.
- monitor equal opportunities.
- enable us to establish, exercise or defend possible legal claims.

Please note that we may process your personal information without your consent, in compliance with these rules, where this is required by law.

What types of personal information do we collect about you?

Personal information is any information about an individual from which that person can be directly or indirectly identified. It doesn't include anonymised data, where all identifying particulars have been removed. There are also "special categories" of personal information, and personal information on criminal convictions and offences, which requires a higher level of protection because it is of a more sensitive nature.

We collect, use and process a range of personal information about you during the recruitment process. We have also annotated why we use it. – See below in Green.

1. **where we need to do so to take steps at your request prior to entering into a contract with you, or to enter into a contract with you.**
2. **where we need to comply with a legal obligation.**
3. **where it is necessary for our legitimate interests (or those of a third party), and your interests or your fundamental rights and freedoms do not override our interests**

The information we hold includes:-

- your contact details, including your name, address, telephone number and personal e-mail address **1,2 and 3.**
- personal information included in a CV, any application form, cover letter or interview notes **1 and 2.**
- References **1 and 2.**
- information about your right to work in the UK and copies of proof of right to work

- documentation **1,2 and 3.**
- copies of qualification certificates **1 and 2.**
- copy of driving licence **1,2 and 3.**
- other background check documentation **1 and 2.**
- details of your skills, qualifications, experience and work history with previous employers **1 and 2.**
- information about your current salary level, including benefits and pension entitlements **1,2 and 3.**
- your professional memberships **1 and 2.**

The Company may also collect, use and process the following special categories of your personal information during the recruitment process.

- whether or not you have a disability for which we need to make reasonable adjustments during the recruitment process.
- information about your racial or ethnic origin, religious or philosophical beliefs and sexual orientation.
- information about criminal convictions and offences.

What if you fail to provide personal information?

If you fail to provide certain personal information when requested or required, we may not be able to process your job application properly or at all, we may not be able to enter into a contract with you, or we may be prevented from complying with our legal obligations. You may also be unable to exercise your statutory rights.

- Why and how do we use your sensitive personal information?***

We will only collect and use your sensitive personal information, which includes special categories of personal information and information about criminal convictions and offences when the law additionally allows us to.

The purposes for which we are processing, or will process these special categories of your personal information are to:

- manage the recruitment process and assess your suitability for employment or engagement.
- decide to whom to offer a job.
- comply with statutory and/or regulatory requirements and obligations, e.g. checking your right to work in the UK.
- comply with the duty to make reasonable adjustments for disabled job applicants and with other disability discrimination obligations.
- ensure compliance with your statutory rights.
- ensure effective HR, personnel management and business administration.
- monitor equal opportunities.
- enable us to establish, exercise or defend possible legal claims.

Change of purpose

We will only use your personal information for the purposes for which we collected it, i.e. for the recruitment exercise for which you have applied.

However, if your job application is unsuccessful, the Company may wish to keep your personal information on file for six months in case there are future suitable employment opportunities with us. We will ask for your consent before we keep your personal information on file for this purpose. Your consent can be withdrawn at any time.

Who has access to your personal information?

Your personal information may be shared internally within the Company for the purposes of the recruitment exercise, including with members of the HR department, members of the recruitment team, managers in the department which has the vacancy and IT staff if access to your personal information is necessary for the performance of their roles.

The Company will not share your personal information with third parties during the recruitment process unless your job application is successful and we make you an offer of employment or engagement. At that stage, we may also share your personal information with third parties (and their designated agents), including:

- external organisations for the purposes of conducting pre-employment reference and employment background checks.
- the DBS, to obtain a criminal record check.
- former employers, to obtain references.
- professional advisors, such as lawyers.

We may also need to share your personal information with a regulator or to otherwise comply with the law.

We may share your personal information with third parties where it is necessary to enter into a contract with you, or where we need to comply with a legal obligation, or where it is necessary for our legitimate interests (or those of a third party).

How does the Company protect your personal information?

The Company has put in place measures to protect the security of your personal information. It has internal policies, procedures and controls in place to try and prevent your personal information from being accidentally lost or destroyed, altered, disclosed, used or accessed in an unauthorised way. In addition, we limit access to your personal information to employees, workers, agents, contractors and other third parties who have a business need to know in order to perform their job duties and responsibilities. You can obtain further information about these measures from our data protection officers.

Where your personal information is shared with third party service providers, we require all third parties to take appropriate technical and organisational security measures to protect your personal information and to treat it subject to a duty of confidentiality and in accordance with data protection law. We only allow them to process your personal information for specified purposes and in accordance with our written instructions and we do not allow them to use your personal information for their own purposes.

We also have in place procedures to deal with a suspected data security breach and we will notify the Information Commissioner's Office (or any other applicable supervisory authority or regulator) and you of a suspected breach where we are legally required to do so.

For how long does the Company keep your personal information?

The Company will only retain your personal information for as long as is necessary to fulfil the purposes for which it was collected and processed.

If your application for employment or engagement is unsuccessful, the Company will generally hold your personal information for six months after the end of the relevant recruitment exercise but this is subject to: (a) any minimum statutory or other legal, tax, health and safety, reporting or accounting requirements for particular data or records, and (b) the retention of some types of

personal information for up to six years to protect against legal risk, e.g. if they could be relevant to a possible legal claim in a tribunal, County Court or High Court. If you have consented to the Company keeping your personal information on file for in case there are future suitable employment opportunities with us, the Company will hold your personal information for a further six months after the end of the relevant recruitment exercise, or until you withdraw your consent if earlier.

If your application for employment or engagement is successful, personal information gathered during the recruitment process will be retained for the duration of your employment or engagement and in accordance with the privacy notice for employees, workers and contractors.

Personal information which is no longer to be retained will be securely and effectively destroyed or permanently erased from our IT systems and we will also require third parties to destroy or erase such personal information where applicable.

In some circumstances we may anonymise your personal information so that it no longer permits your identification. In this case, we may retain such information for a longer period.

Your rights in connection with your personal information

As a data subject, you have a number of statutory rights. Subject to certain conditions, and in certain circumstances, you have the right to:

- request access to your personal information - this is usually known as making a data subject access request and it enables you to receive a copy of the personal information we hold about you and to check that we are lawfully processing it.
- request rectification of your personal information - this enables you to have any inaccurate or incomplete personal information we hold about you corrected.
- request the erasure of your personal information - this enables you to ask us to delete or remove your personal information where there's no compelling reason for its continued processing, e.g. it's no longer necessary in relation to the purpose for which it was originally collected.
- restrict the processing of your personal information - this enables you to ask us to suspend the processing of your personal information, e.g. if you contest its accuracy and so want us to verify its accuracy.
- object to the processing of your personal information - this enables you to ask us to stop processing your personal information where we are relying on the legitimate interests of the business as our legal basis for processing and there is something relating to your particular situation which makes you decide to object to processing on this ground.
- data portability - this gives you the right to request the transfer of your personal information to another party so that you can reuse it across different services for your own purposes.

If you wish to exercise any of these rights, please contact our data protection officers. We may need to request specific information from you in order to verify your identity and check your right to access the personal information or to exercise any of your other rights. This is a security measure to ensure that your personal information is not disclosed to any person who has no right to receive it.

In the limited circumstances where you have provided your consent to the processing of your personal information for a specific purpose, you have the right to withdraw your consent for that specific processing at any time. This will not, however, affect the lawfulness of processing based on your consent before its withdrawal. If you wish to withdraw your consent, please contact one of our data protection officers. Once we have received notification that you have withdrawn

your consent, we will no longer process your personal information for the purpose you originally agreed to, unless we have another legal basis for processing.

If you believe that the Company has not complied with your data protection rights, you have the right to make a complaint to the Information Commissioner's Office (ICO) at any time. The ICO is the UK supervisory authority for data protection issues – Telephone: 0303 123 1113 Text phone: 01625 545860

REMEMBER: It is important that the personal information we hold about you is accurate and up to date. Please keep us informed if anything changes .e.g. you change your name or address, etc. during the recruitment process. We cannot be held responsible for any errors in your personal information in this regard unless you have notified us of the relevant change.

Transferring personal information outside the European Economic Area

Generally we do not transfer personal data outside of the EEA. Should the need arise for the purpose of working abroad then we will first obtain your **explicit consent** and ensure that any personal data is adequately protected.

Automated decision making

We do not carry out automated profiling.

Changes to this privacy notice

The Company reserves the right to update or amend this privacy notice at any time.

- Including where the Company intends to further process your personal information for a purpose other than that for which the personal information was collected

Or

- where we intend to process new types of personal information.

We will issue with a new privacy notice when we make significant updates or amendments. We may also notify you about the processing of your personal information in other ways.

Contact

If you have any questions about this privacy notice or how we handle your personal information, please contact our data protection officers as follows: Claude Koenig (01453 886527 Ext 226) or Amanda Maule (01453 886527 Ext 235).