



*Altogether Better Policing*

**DURHAM CONSTABULARY**

## **External Privacy Notice: CORONAVIRUS COVID-19**

### **Introduction**

This privacy notice is to make it easier to understand and provide you with more information about how Police Forces may seek to collect and hold additional information about you in relation to the unprecedented challenges we are all facing during the Coronavirus pandemic (COVID-19).

Forces may seek to collect and process your personal data in response to the recent outbreak of Coronavirus, which is above and beyond what would ordinarily be collected from you, to ensure the safety and well-being of our officers, staff and the general public.

Such information will be limited to what is proportionate and necessary, taking into account of the latest guidance issued by the Government and health professionals, in order to manage and contain the virus. It will enable Chief Constables to effectively fulfil their functions to keep people safe.

Where Coronavirus related information is to be used for general reporting or statistics, steps will be taken to anonymise the data and general numbers used, wherever possible.

### **What personal data is being collected?**

Personal data is being collected to enable Forces to identify anyone they come into contact with through their policing tasks who are in any of the high risk categories and would be considered vulnerable and/or infected with Coronavirus.

### **What is our lawful basis for processing your personal data?**

The General Data Protection Regulation requires specific conditions to be met to ensure that the processing of personal data is lawful. These relevant conditions are below:

- Article 6(1)(d) – is necessary in order to protect the vital interests of the data subject or another natural person.

*Recital 46 adds that “some processing may serve both important grounds of public interest and the vital interests of the data subject as for instance when processing is necessary for humanitarian purposes, including for monitoring epidemics and their spread”.*

- Article 6(1)(e) – is necessary for the performance of a task carried out in the public interest or in the exercise of official authority vested in the controller.



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*Section 8(c) of the Data Protection Act sets out that such a task must be necessary for the performance of a function conferred on a person by an enactment or rule of law. The Police Reform and Social Responsibility Act 2011 provides that Chief Constable may do anything which is calculated to facilitate or is conducive or incidental to the exercise of the functions Chief Constable.*

The processing of special categories of personal data, which includes data concerning a person's health, are prohibited unless specific further conditions can be met. These further relevant conditions are below:

- Article 9(2)(i) – is necessary for reasons of public interest in the area of public health, such as protecting against serious cross-border threats to health.

*Schedule 1, Part 2(6) – is necessary for reasons of substantial public interest and for the purpose of a function conferred on a person by an enactment or rule of law; e.g. [Health Protection \(Coronavirus\) Regulations 2020](#) and [Coronavirus Bill 2020](#)*

*Schedule 1, Part 1(3) – is necessary for reasons of public interest in the area of public health, and is carried out by or under the responsibility of a health professional, or by another person who in the circumstances owes a duty of confidentiality under an enactment or rule of law, e.g. [Governmental guidance published by Public Health England](#)*

### **Am I required to provide my personal data under a statutory requirement, or am I obliged to provide it?**

Whilst the provision of data cannot be mandated, you are strongly advised that it is in the best interests of all to provide this information to the Force so we are able to take relevant steps to keep you and others safe.

The information will be managed in confidential manner. All information will be held securely and processed on a 'need to know' basis by only a limited number of people. If there is a need to disclose outside of this, the minimal amount of personal data will be used.

### **How long will my personal data be retained by Forces?**

Each Force will only keep your information for as long as it necessary, taking into account of Government advice and the on-going risk presented by Coronavirus.

Health information provided by you in relation to this outbreak of Coronavirus will not be used for any other purpose.



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When the information is no longer needed for this purpose, it will be securely deleted.

**Your rights**

If you would like to know more about your information rights or how to exercise them, you can go to [www.durham.police.uk](http://www.durham.police.uk)

If you require further information about how we process your personal data, you can contact the Data Protection Officer via:

[data.protection@durham.pnn.police.uk](mailto:data.protection@durham.pnn.police.uk)

Further advice and guidance from the ICO on this issue can be found:  
<https://ico.org.uk/for-organisations/data-protection-and-Coronavirus/>