

# Data protection privacy notice (Job Applicants)

## 1. Data protection privacy notice (recruitment)

1.1. This notice explains what personal data (information) we will hold about you, how we collect it, and how we will use and may share information about you during the application process. We are required to notify you of this information, under data protection legislation. Please ensure that you read this notice (sometimes referred to as a 'privacy notice') and any other similar notice we may provide to you from time to time when we collect or process personal information about you.

## 2. Who collects the information

2.1. Mind ('we' or 'us') is a 'data controller' and gathers and uses certain information about you.

## 3. Data protection principles

3.1. We will comply with the data protection principles when gathering and using personal information, as set out in our Data Protection Policy.

## 4. About the information we collect and hold

4.1. The table set out in Part A of the Schedule below summarises the information we collect and hold up to and including the shortlisting stage of the recruitment process, how and why we do so, how we use it and with whom it may be shared.

4.2. The table in Part B of the Schedule below summarises the additional information we collect before making a final decision to recruit, i.e. before making an offer of employment unconditional, how and why we do so, how we use it and with whom it may be shared.

4.3. We seek to ensure that our information collection and processing is always proportionate. We will notify you of any changes to information we collect or to the purposes for which we collect and process it.

## 5. Where information may be held

5.1. Information may be held at our offices and those of our group companies, and third party agencies, service providers, representatives and agents as described above.

## 6. How long we keep your information

6.1. We keep the personal information that we obtain about you during the recruitment process for no longer than is necessary for the purposes for which it is processed. How long we keep your information will depend on whether your application is successful and you become employed by us, the nature of the information concerned and the purposes for which it is processed.

6.2. We will keep recruitment information (including interview notes) for no longer than is reasonable, taking into account the limitation periods for potential claims such as race or sex discrimination (as extended to take account of early conciliation), after which they

will be destroyed. If there is a clear business reason for keeping recruitment records for longer than the recruitment period, we may do so but will first consider whether the records can be pseudonymised, and the longer period for which they will be kept.

- 6.3. If your application is successful, we will keep only the recruitment information that is necessary in relation to your employment. For further information, please contact our Recruitment Team, which can be reached at [hr@mindinbexley.org.uk](mailto:hr@mindinbexley.org.uk).
- 6.4. Further details on our approach to information retention and destruction are available from our Recruitment Team, which can be reached at [hr@mindinbexley.org.uk](mailto:hr@mindinbexley.org.uk).

## **7. Your rights to correct and access your information and to ask for it to be erased**

- 7.1. Please contact our Recruitment Team, who can be contacted at [hr@mindinbexley.org.uk](mailto:hr@mindinbexley.org.uk) if (in accordance with applicable law) you would like to correct or request access to information that we hold relating to you or if you have any questions about this notice. You also have the right to ask our Recruitment Team for some but not all of the information we hold and process to be erased (the 'right to be forgotten') in certain circumstances. Our Recruitment Team will provide you with further information about the right to be forgotten, if you ask for it.

## **8. Keeping your personal information secure**

- 8.1. We have appropriate security measures in place to prevent personal information from being accidentally lost, or used or accessed in an unauthorised way. We limit access to your personal information to those who have a genuine business need to know it. Those processing your information will do so only in an authorised manner and are subject to a duty of confidentiality.
- 8.2. We also have procedures in place to deal with any suspected data security breach. We will notify you and any applicable regulator of a suspected data security breach where we are legally required to do so.

## **9. Further Information**

- 9.1. For further information regarding this notice, to make a query or voice concerns, please contact our Data Protection Officer at [info@mindinbexley.org.uk](mailto:info@mindinbexley.org.uk)

## **10. How to complain**

- 10.1. We hope that our Recruitment team or Data Protection Officer can resolve any query or concern you raise about our use of your information. If not, contact the Information Commissioner at <https://ico.org.uk/concerns/> or telephone: 0303 123 1113 for further information about your rights and how to make a formal complaint.

## 11. Schedule - About the information we collect and hold

### Part A – Up to including the shortlisting stage

The information we collect	How we collect the information	Why we collect the information	How we use and may share the information
<p><b>Your name and contact details (i.e. address, home and mobile phone numbers, email address)</b></p>	<p>From you</p>	<p>Legitimate interest: to carry out a fair recruitment process</p> <p>Legitimate interest: to progress your application, arrange interviews and inform you of the outcome at all stages</p>	<p>To enable HR personnel or the manager of the relevant department to contact you to progress your application, arrange interviews and inform you of the outcome</p> <p>To inform the relevant manager or department of your application</p>
<p><b>Details of your qualifications, experience, employment history (including job titles salary and working hours) and interests</b></p>	<p>From you, in the completed application form and interview notes (if relevant)</p>	<p>Legitimate interest: to carry out a fair recruitment process</p> <p>Legitimate interest: to make an informed decision to shortlist for interview and (if relevant) to recruit</p>	<p>To make an informed recruitment decision</p> <p>The person making the shortlisting decision will receive pseudonymised or anonymised details only; if you are invited for interview, the interviewer will receive non-anonymised details</p>
<p><b>Your name, contact details and details of your qualifications, experience, employment history and interests</b></p>	<p>From you, in the completed application form and interview notes (if relevant)</p>	<p>Legitimate interest: to carry out a fair recruitment process</p>	<p>To carry out a fair recruitment process</p> <p>To comply with legal/regulatory obligations</p> <p>Information shared with relevant managers, HR personnel</p>
<p><b>Your racial or ethnic origin, sex and sexual orientation,</b></p>	<p>From you, in a completed anonymised equal</p>	<p>To comply with our legal obligations and for reasons of substantial public</p>	<p>To comply with our equal opportunities monitoring obligations and to follow our</p>

<b>religious or similar beliefs</b>	opportunities monitoring form	interest (equality of opportunity or treatment)	equality and other policies For further information, see * below
<b>Information regarding your criminal record</b>	From you, in your completed application form	To comply with our legal obligations For reasons of substantial public interest (preventing or detecting unlawful acts and protecting the public against dishonesty)	To make an informed recruitment decision To carry out statutory checks Information shared with DBS and other regulatory authorities as required For further information, see * below
<b>Details of your referees</b>	From your completed application form	Legitimate interest: to carry out a fair recruitment process In the regulated sector, to comply with our legal obligations to obtain regulatory references	To carry out a fair recruitment process To comply with legal/regulatory obligations Information shared with relevant managers, HR personnel and the referee

Part B – Before making a final decision to recruit

<b>The information we collect</b>	<b>How we collect the information</b>	<b>Why we collect the information</b>	<b>How we use and may share the information</b>
<b>Information about your previous academic and/or employment history, including details of any conduct, grievance or performance issues, appraisals, time and attendance, from references obtained about you from previous</b>	From your referees (details of whom you will have provided)	Legitimate interest: to make an informed decision to recruit To comply with our legal obligations Legitimate interests: to maintain employment records and to	To obtain the relevant reference about you To comply with legal/regulatory obligations Information shared with relevant

<b>employers and/or education providers†</b>		comply with legal, regulatory and corporate governance obligations and good employment practice	managers and HR personnel
<b>Information regarding your academic and professional qualifications†</b>	From you, from your education provider[ from the relevant professional body	Legitimate interest: to verify the qualifications information provided by you	To make an informed recruitment decision
<b>Information regarding your criminal record, in criminal records certificates (CRCs) and enhanced criminal records certificates (ECRCs)†</b>	From you and from the Disclosure and Barring Service (DBS)	To perform the employment contract To comply with our legal obligations Legitimate interest: to verify the criminal records information provided by you For reasons of substantial public interest (preventing or detecting unlawful acts and protecting the public against dishonesty)	To make an informed recruitment decision To carry out statutory checks Information shared with DBS and other regulatory authorities as required For further information, see * below
<b>Your nationality and immigration status and information from related documents, such as your passport or other identification and immigration information†</b>	From you and, where necessary, the Home Office	To enter into/perform the employment contract To comply with our legal obligations Legitimate interest: to maintain employment records	To carry out right to work checks Information may be shared with the Home Office

You are required (by law or in order to enter into your contract of employment) to provide the categories of information marked '†' above to us to enable us to verify your right to work and suitability for the position.



\* Further details on how we handle sensitive personal information and information relating to criminal convictions and offences as required under the Data Protection Bill are set out in our Data Protection, Criminal Records Information and associated policies. The policies are available via request from our Recruitment Team at [hr@mindinbexley.org.uk](mailto:hr@mindinbexley.org.uk).