

Data Protection Policy

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Complete revision to reflect the requirements of the General Data Protection Regulations (GDPR) (Regulation (EU) 2016/679) and the Data Protection Act 2018

DATA PROTECTION POLICY AND PRIVACY STATEMENT

Structure

- 1 INTRODUCTION
- 2 POLICY OVERVIEW
- 3 DEFINITIONS
- 4 RESPONSIBILITIES
- 5 DATA PROTECTION PRINCIPLES
- 6 DATA SECURITY

- 7 LEGAL BASES FOR PROCESSING DATA (PRIVACY STATEMENT)
 - 7.1 General
 - 7.2 Applicants
 - 7.3 Students and apprentices
 - 7.4 Alumni, donors and supporters
 - 7.5 Staff and job applicants
 - 7.6 Research participants
 - 7.7 Other categories (members of the public; subsidiaries; children)
 - 7.8 Notes applicable to all categories
 - 7.9 Queries and complaints
- 8 AWARENESS AND TRAINING

Appendices

- I TEMPLATE DATA PROTECTION IMPACT ASSESSMENT
- II DATA SUBJECTS' RIGHTS
- III SUBJECT ACCESS REQUESTS
- IV TEMPLATE DATA SHARING AGREEMENT
- V DATA BREACH PROCEDURE
- VI SHARING DATA OUTSIDE THE EEA

1 INTRODUCTION

This document is effective from 25 May 2018.

2 POLICY OVERVIEW

- 2.1 Point Blank is committed to compliance with data protection legislation. From 25 May 2018, this shall include the EU General Data Protection Regulation (GDPR) (Regulation (EU) 2016/679) and the Data Protection Act 2018, supplementing and enacting the GDPR within the UK. Such legislation is based on specific principles, rights and responsibilities which govern the management and processing of personal data by organisations. Point Blank recognises those principles, rights, and responsibilities. This document sets out what Point Blank, its staff and students must do in practice to meet and comply with those principles, rights and responsibilities.

- 2.2 This policy contains information about how Point Blank will comply with the applicable data protection legislation. Specific topics and procedures can be found at the following places:

Topic:	Section:
Data protection principles	Section 5
Legal bases for processing: Applicants Students and apprentices Alumni, donors and supporters Staff and job applicants Research participants Others	Section 7: Section 7.2 Section 7.3 Section 7.4 Section 7.5 Section 7.6 Section 7.7
Data Subjects' rights	Appendix II
Subject Access Requests	Appendix III
Data Breach Procedure	Appendix V

3 DEFINITIONS

- 3.1 For the purposes of this document, the following definitions will apply:

3.1.1 'Personal data':

The GDPR defines personal data as any information relating to a data subject (Article 4(1) GDPR). This information will relate to a living, identifiable individual and can be held in a form in which it can be, or is being, processed automatically, either on computer systems or structured manual filing systems. Statements of fact or expression of opinion about an individual data subject are also personal data, as is an indication of a data controller's intentions towards a data subject. The definition also includes data held visually in photographs or video clips (including closed circuit television) or audibly, on sound recordings. The GDPR identifies special categories of personal data ("**Sensitive personal data**") for which processing is prohibited – these are data which reveal: racial or ethnic origin; political opinions; religious and philosophical beliefs; trade union membership; genetic data; biometric data (for the purpose of uniquely identifying a natural person, eg fingerprints); data concerning health; and sex life and sexual orientation (Article 9(1) GDPR). Processing of this data is only permitted in the limited circumstances set out in Article 9 GDPR (section 7.1.2 refers). Sensitive personal data does not include personal data relating to criminal offences and convictions, as there are separate and specific safeguards for this type of data contained in Article 10 of the GDPR.

3.1.2 'Data subject':

A data subject is the identified or identifiable person to whom personal data relates. A person is identifiable if he or she can be identified, by all reasonably available means, directly or indirectly, by reference to an identifier, such as a name, identification number, location data, an online identifier or by reference to one or more factors specific to the physical, physiological, genetic, mental, economic, cultural or social identity of that person (Article 4(1) GDPR). This may also include where the data subject is identifiable because of the context of the information. The rights of data subjects are set out, in detail, in Appendix II.

3.1.3 'Data processing':

In effect, this means any activity involving personal data. It is very broadly defined by the GDPR (Article 1(1) GDPR) as carrying out any operation or set of operations on data, including collection; recording; organisation; structuring; storage; adaptation or alteration; retrieval; consultation; use; disclosure by transmission; dissemination or otherwise making available; alignment or combination; restriction (i.e. marking stored data to prevent future processing); erasure; or destruction.

3.1.4 'Data controller':

The person(s) who determine(s) the purposes for, and the manner for, the processing of any personal data which, for the purposes of this document, is Point Blank. Most obligations under the GDPR fall on the data controller, who may act alone or jointly with others.

3.1.5 'Data processor':

A natural (individual) or legal (corporate) person, public authority, agency, or other body which processes personal data on behalf of a data controller (Article 4(8) GDPR). The GDPR imposes specific and separate duties and obligations on data processors. Point Blank is a data controller and may also be a data processor.

3.1.6 'Data user':

An authorised user of personal data held by Point Blank, as data controller or data processor (for example, a member of staff of Point Blank or a student of Point Blank).

3.1.7 'Consent'

Any freely given, specific, informed, and unambiguous indication of the data subject's wishes by which he or she, by a statement or by a clear affirmative action, signifies agreement to the processing of personal data relating to him or her.

4 RESPONSIBILITIES

4.1 Data Protection Officer

Point Blank has appointed a DPO for Point Blank to oversee data protection law. It is the job of the DPO to advise Point Blank with data protection legislation.

All members of staff of Point, students involved in research work or placements, and other members of Point Blank who record and/or process personal data in any form are responsible for complying with the requirements of data protection legislation. They must comply at all times with the data protection principles set out below (section 5.2, refers) and with the regulations and procedures set out in this document, its appendices, and in any supplementary procedures which may be introduced from time-to-time.

- 4.1.1 Whenever a new or novel form of processing personal data (such as a new software application) is contemplated, or a project (such as a study) involves the processing of personal data, those concerned must seek advice to ensure that the proposed processing is lawful. For any new form of processing personal data or project involving the processing of personal data, a Data Protection Impact Assessment ("DPIA") must be completed within a reasonable time of the project being proposed and, in any case, no later than one month before the project goes live (Appendix I, refers). The DPO can advise and assist staff with the completion of DPIAs. All completed DPIAs must be provided to the DPO, so that a central record may be maintained.

- 4.1.2 Students must only obtain and/or use personal data relating to third parties for approved research or other legitimate Point Blank related purposes once they have obtained the express consent of an appropriate member of staff who is responsible for their supervision. In such circumstances the student may also be considered a joint data controller with Point Blank as defined in 3.1.4 above.
- 4.1.3 All data users must be aware that a breach of these regulations is a very serious matter. A breach of data protection legislation, defined as '*a breach of security leading to the accidental or unlawful destruction, loss, alteration, unauthorised disclosure of, or access to, personal data transmitted, stored or otherwise processed*' must be reported to the ICO **within 72 hours** of an organisation becoming aware of the breach. Therefore, a member of staff of Point Blank is required to report any such breach to the DPO immediately, following the Data Breach Procedure set out in Appendix V. Point Blank may be subject to legal proceedings and/or fines as a result of any breach. It is therefore imperative that staff inform the DPO of any breach as soon as they become aware of it. The DPO (in consultation with senior officers of Point Blank) will liaise with members of staff and, inform them of such steps as need to be taken in relation to any breach.

5 DATA PROTECTION PRINCIPLES

- 5.1 Point Blank is committed to the principles set out in the GDPR which apply to the processing of personal data (Article 5 GDPR). All staff must follow appropriate procedures, processes and mechanisms to ensure that the management and processing of personal data adheres to these principles.
- 5.2 The data protection principles are as follows:
- i **Lawfulness, fairness and transparency** – personal data must be processed lawfully, fairly and in a transparent manner as regards the data subjects (Article 5(1)(a) GDPR);
 - ii **Purpose limitation** – personal data must be collected only for specific, explicit and legitimate purposes. It cannot be processed for any other purposes (Article 5(1)(b) GDPR);
 - iii **Data minimisation** – personal data must be adequate, relevant and limited to what is necessary for the purposes for which it is being processed (Article 5(1)(c) GDPR);
 - iv **Accuracy** – personal data must be accurate and (where necessary) kept up-to-date. Any inaccurate data must be deleted or corrected without delay and where appropriate (for example: the usefulness of research data may be lost if it is amended to reflect a data subject's current circumstances) (Article 5(1)(d) GDPR);
 - v **Limitation on storage** – personal data must not be kept in a form which could permit the identification of the data subjects for any longer than is necessary for the purposes for which it is being processed (Article 5(1)(e) GDPR);
 - vi **Integrity and confidentiality** – personal data must be processed in a secure manner, which protects it from unlawful processing and/or accidental loss (Article 5(1)(f) GDPR); and
 - vii **Accountability** – the data controller is ultimately responsible for compliance with these principles and must be able to demonstrate that compliance (Article 5(2) GDPR).

- 5.3 To ensure staff compliance with data protection legislation, Point Blank will develop and implement sub-policies and rules which will be published on Point Blank's website as they become available. This will include specific information regarding current data protection legislation and the rights and responsibilities of staff and students under it.

6 DATA SECURITY

- 6.1 Members of staff are responsible for ensuring that all personal data is held securely and that they do not permit unauthorised access to, or disclosure of, data. Staff must therefore ensure the safe-keeping of all structured manual files, hard discs, back-up media, removable storage media, DVDs, laptops, mobile phones, tablets and other device or items of equipment on or in which data are held. Staff should also ensure that any screen or device showing personal data cannot be viewed by unauthorised individuals. Specific information management and security policies support this responsibility¹.

7 LEGAL BASES FOR PROCESSING (PRIVACY STATEMENT)

7.1 General

- 7.1.1 Personal Data may only be processed in the following circumstances, pursuant to Article 6(1) of the GDPR:

- i **With the Data Subject's explicit and informed consent** – An individual has given clear and informed consent to the processing of their Personal Data for a specific, identified purpose. Such consent requires a positive opt-in, by a clear and affirmative act, and the individuals involved must have a genuine choice and be able to opt-out at any time. Consent may only be relied upon where there is no other lawful basis for processing personal data. For the purposes of the EU Privacy and Electronic Communications Regulation, consent is required for all electronic marketing. [Article 6(1)(a) GDPR]
- ii **Where it is necessary for the performance of a contract** – Processing of the personal data is permitted either (a) in order to allow the performance of a contract to which the data subject is a party; or (b) in order to take steps, at the request of the data subject, prior to entering into a contract. [Article 6(1)(b) GDPR]
- iii **Where there is a legal obligation to process Personal Data** – Processing of the personal data is necessary in order that the data controller (this is likely to be Point Blank or one of) may comply with a legal obligation, either arising from legislation or the requirements of a regulator or a court of law [Article 6(1)(c) GDPR]. This may include, by way of example, a situation where a professional or regulatory body (such as the Office for Students or the Higher Education Statistics Agency (HESA)) requires such processing pursuant to their rules.
- iv **Where the processing is in the vital interests of the data subject** – Processing of the personal data is necessary in order to protect the vital interests of the data subject (eg in a medical emergency where Point Blank is asked to hand over a data subject's personal data by a doctor or hospital). [Article 6(1)(d) GDPR]
- v **Where processing is necessary for the performance of a public function** – Processing of the personal data is necessary for the performance of a task carried out in the public interest or in the exercise of official authority vested in the data controller. Such public interest or official authority must arise as a matter of EU or Member State law.
- vi **Where processing is necessary to meet the legitimate interests of the data controller** – Processing of personal data may be in Point Blank's, or a third party's legitimate interests in circumstances where: (a) Point Blank has balanced its interests or the interests of a third party with the interests and rights of the data subject; (b) it has properly documented that balancing exercise; (c) it has informed the data subject that it is processing the personal data on that basis (by providing the data subject with a copy of this policy); and (d) the data subject has the right to object to that processing. Broadly speaking, this basis for processing is appropriate in

circumstances where Point Blank wishes to prevent fraud or ensure the security of a network. The interests of the data subject must not override those of Point Blank, and the data subject must have a reasonable expectation that processing would take place for the specific purpose. As a public authority, Point Blank may not rely on this basis for processing when performing public tasks – it will only apply to non-public, private activities (eg. alumni and fundraising activities). [Article 6(1)(f) GDPR]

- 7.1.2 Sensitive personal data (or “special category” personal data) is subject to much stronger controls and may only be processed where one or more of the following circumstances applies, pursuant to Article 9(2) of the GDPR:
- i **Explicit consent** – The data subject has given their explicit consent to the processing of the sensitive personal data, except where this is prohibited by English or EU law. [Article 9(2)(a) GDPR]
 - ii **Where processing is necessary as a result of legal requirements relating to employment** – Processing of the sensitive personal data is necessary for the purposes of carrying out the obligations or exercising the rights of the data controller or data subject under employment, social security or social protection law or where there is a collective agreement under EU Member State law which provides for appropriate safeguards to protect the rights of the Data Subject. [Article 9(2)(b) GDPR]
 - iii **Where the processing is in the vital interests of the data subject** – Processing of the sensitive personal data is necessary in order to protect the vital interests of the data subject or another natural person and they are physically or legally incapable of giving consent (eg in a medical emergency where Point Blank is asked to hand over a data subject’s personal data by a doctor or hospital, and they are unable to give consent for themselves). [Article 9(2)(c) GDPR]
 - iv **Where the processing is carried out by a not-for-profit body** – Processing of the sensitive personal data is permitted where it is carried out in the course of the legitimate interests and the processing relates solely to members or former members of that body or to people who have regular contact with it in connection with its purposes, and the sensitive personal data is not disclosed outside that body without the consent of the data subjects. [Article 9(2)(d) GDPR]
 - v **Public information** – The data subject has taken deliberate steps to make the relevant sensitive personal data public. [Article 9(2)(e) GDPR]
 - vi **Legal claims** – The processing of the sensitive personal data is necessary to establish, exercise or defend legal claims or whenever courts are acting in their judicial capacity. [Article 9(2)(f) GDPR]
 - vii **Substantial public interest** – Processing of the sensitive personal data is necessary for reasons of substantial public interest under EU or Member State law (where such processing is proportionate, respects the essence of the right to data protection and provides suitable safeguards for the data subject’s rights). [Article 9(2)(g) GDPR]

- viii **Healthcare** – The processing is necessary for the purposes of preventive or occupational medicine, for the assessment of the working capacity of an employee, for medical diagnosis, for the provision of health or social care or the treatment or management of health or social care systems and services, subject to the requirements of EU or Member State law and appropriate safeguards. [Article 9(2)(h) GDPR]
- ix **Public health** – The processing is necessary for reasons of public health, such as protection against serious cross-border threats to health or ensuring high standards of quality and safety of healthcare and medicinal products or devices, on the basis of EU or Member State law. [Article 9(2)(i) GDPR]
- x **Archiving** – The processing is necessary for archiving purposes in the public interest, scientific or historical research purposes or statistical purposes, on the basis of EU or Member State law, and appropriate safeguards for the rights of data subjects. [Article 9(2)(j)]

In accordance with the above, Point Blank may seek explicit consent for the processing of sensitive personal data (or criminal offence data), unless an alternative legal basis applies. We may, for instance, process sensitive personal data where processing is necessary for the purposes of performing or exercising obligations or rights which are imposed or conferred by law on Point Blank or on the data subject (in connection with employment, social security or social protection, as set out above); or where it is necessary in the substantial public interest for the exercise of a function conferred on Point Blank by an enactment or rule of law (i.e. in the case of DBS checks or where required by a regulator or professional regulatory body) or for equal opportunities monitoring; or where the processing is necessary for archiving purposes in the public interest, for scientific or historical research purposes or statistical purposes, subject to such further safeguards for Data Subjects' rights and interests as are required by law.

- 7.1.3 This policy sets out the legal bases on which Point Blank processes personal data. It should be brought to the attention of any individuals whose personal data may be processed by Point Blank or its group companies as a result of their involvement or connection with Point Blank and those companies. The processing of such personal data may arise in any number of circumstances including, by way of examples only, where a person is accessing information about staff or student services; where they have signed up to attend an event at Point Blank or to receive information about events and services; or where that person is a prospective student or member of staff.
- 7.1.4 For convenience, this policy has broken down the specific bases for processing personal data into the most likely categories of data subject, as set out below:
 - 7.2 Applicants;
 - 7.3 Students;
 - 7.4 Alumni, donors and supporters;
 - 7.5 Staff and job applicants;
 - 7.6 Research participants;
 - 7.7 Other categories (members of the public; children; etc).
- 7.1.5 No personal data will be kept for longer than is necessary for achieving the purpose for which it was obtained.
- 7.1.6 Personal data will only be shared with internal and external parties where necessary. Information regarding the sharing of personal data can be found in the tables below.
- 7.1.7 Information on how individuals can access the personal data relating to them held by Point Blank is available below at Appendix II - Data Subjects' Rights and Appendix III - Subject Access Request Form.

7.2 **Applicants**

Who processes Personal Data?	What is the purpose of the processing?	What Personal Data is processed?	What is the legal basis for processing?	Who will the Personal Data be shared with?	How is my Personal Data used if I am admitted?
Your personal data will be processed by Point Blank.	<p><u>Course enquiries:</u> personal data will be used to identify you, process your query, and communicate any response.</p>	Point Blank will process any personal data that you provide as part of your query.	Processing is necessary for the performance of a contract – processing of the personal data will take place in order to take steps, at the request of the data subject, prior to entering into a contract. [Article 6(1)(b) GDPR]	n/a	n/a
	<p><u>Applications, admissions and clearing:</u> personal data will be used to identify you, process your application, verify information provided, decide whether to offer you a place, and communicate the outcome.</p>	<p><u>For undergraduates:</u></p> <p>Point Blank will process the personal data you provide on your UCAS application and any other supporting documents provided by you in support of your application, including references.</p>	Processing is necessary for the performance of a contract – processing of the personal data will take place in order to take steps, at the request of the Data Subject, prior to entering into a contract. [Article 6(1)(b) GDPR]	We may disclose the information provided (as relevant and necessary) for the purpose of preventing or detecting fraud, equal opportunities monitoring, to help us make reasonable adjustments for any disability, to consider any accommodation requirements, to provide statutory returns pursuant to applicable legislation.	Your data will be used as set out below in section 7.3 relating to students.

7.3 Students and Apprentices

Who processes Personal Data?	What is the purpose of the processing?	What Personal Data is processed?	What is the legal basis for processing?	Who will the Personal Data be shared with?
<p>Your personal data will be processed by Point Blank Higher Education Corporation ("POINT BLANK").</p>	<p>Registration: Registering students at POINT BLANK. Personal data will be used to identify you, process your registration, and verify information provided.</p>	<p>POINT BLANK will keep a record of any details provided on your application form and any supporting documents provided as part of admission and any details provided by referees and/or recorded during any admissions processes or queries.</p>	<p>Processing is necessary for the performance of a contract – processing of the personal data is permitted either (a) in order to allow the performance of a contract to which the data subject is a party; or (b) in order to take steps, at the request of the data subject, prior to entering into a contract. [Article 6(1)(b) GDPR]</p>	<p>We may disclose the information provided (as relevant and necessary) for the purpose of preventing or detecting fraud, equal opportunities monitoring, to help us make reasonable adjustments for any disability, to consider any accommodation requirements, to provide statutory returns pursuant to applicable legislation.</p> <p>A full list of the third parties with whom personal data may be shared can be found here: Third Party Providers</p> <p>Where appropriate, data sharing agreements will be put in place to govern the sharing of any personal data by POINT BLANK. We may share your personal data (as relevant and necessary) with other educational organisations, examination boards and awarding bodies, any student support assessment body, any funders or potential funders, the British Council (for international students), UK Visas and Immigration (where relevant), such government</p>

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				<p>organisation as may be required, and other higher education organisations.</p> <p>Personal data relating to apprentices may be shared with their employers.</p>
	<p><u>Student records, including marks, modules, assessments, results and resits, course fees, attendance, accommodation, off-campus and non-academic activities, and student financial records:</u> Maintenance of records regarding students. Personal data will be used to identify you, and record your attendance, marks, performance on your courses and in assessments and examinations for the purpose of verifying that information and the results that you obtain.</p>	<p>POINT BLANK will keep a record of your application form and all supporting details, including those provided by UCAS and any referees. We will also maintain records about your studies at POINT BLANK and your use of the academic and non-academic facilities that we offer. The personal data will include your name, home address, email address, date of birth, course(s) studies, fee payments and information about your examinations, assessments and results.</p>	<p>Processing is necessary for the performance of a contract – processing of the personal data is permitted either (a) in order to allow the performance of a contract to which the data subject is a party; or (b) in order to take steps, at the request of the data subject, prior to entering into a contract. [Article 6(1)(b) GDPR]</p>	<p>As above.</p>

Who processes Personal Data?	What is the purpose of the processing?	What Personal Data is processed?	What is the legal basis for processing?	Who will the Personal Data be shared with?
	<p><u>Student loans:</u> Information about student loans will be held by and shared between the Student Loans Company and POINT BLANK for the purpose of verifying student identities and settling tuition fees.</p>	<p>Where required to do so in order to support students receiving their student loans, all higher education providers in the UK send data about all of their students to the Student Loan Company. This may include details of the students' name, home address, date of birth, course(s) studies, fees and other personal data that may identify them.</p>	<p>Processing is necessary for the performance of a contract – processing of the personal data is permitted either (a) in order to allow the performance of a contract to which the data subject is a party; or (b) in order to take steps, at the request of the Data Subject, prior to entering into a contract. [Article 6(1)(b) GDPR]</p>	<p>POINT BLANK and the Student Loans Company will share your personal data.</p> <p>Where appropriate, data sharing agreements will be put in place to govern the sharing of any personal data by POINT BLANK.</p>
	<p><u>Regulatory returns (HESA, HEFCE/OfS, ESFA, HEE, etc):</u> Point Blank is required to submit certain statistical returns to government and regulatory agencies, by law. These returns may include certain elements of students' personal data.</p>	<p>All higher education providers in the UK send data about all of their students to HESA, HEFCE/OfS and other agencies. This may include your name, home address, date of birth, course(s) studies, fee payments and information about your examinations, assessments and results, and other personal data that may identify you.</p>	<p>There is a legal obligation to process personal data – processing of the personal data is necessary in order that Point Blank may comply with a legal obligation, either arising from legislation or the requirements of a regulator or a court of law. [Article 6(1)(c) GDPR]</p>	<p>The data is shared with HESA, HEFCE/OfS, ESFA and other government and regulatory agencies who require the disclosure of such information for the purpose of overseeing higher education institutions in the UK.</p>

Who processes Personal Data?	What is the purpose of the processing?	What Personal Data is processed?	What is the legal basis for processing?	Who will the Personal Data be shared with?
	<p><u>Awards ceremonies: certificates and official letters:</u> Point Blank will process personal data to identify you, and your results and to facilitate attendance at award ceremonies, production of relevant certificates and any official letters relating to your membership of Point Blank.</p>	<p>The personal data processed will include data which identifies you and information about your results and the class of your degree, and any other relevant information about your awards and achievements whilst a member of the Point Blank and participating in its courses.</p>	<p>Processing is necessary for the performance of a public function. Processing of the personal data is necessary for the performance of a task carried out in the public interest or in the exercise of official authority vested in the Point Blank. [Article 6(1)(e) GDPR]</p>	<p>Information about your degree and achievements at Point Blank may be shared with potential employers, professional regulatory bodies or other third parties, where proof of your qualifications is required. However, we would seek your consent before sharing any such information held by Point Blank, unless required to disclose such information by law.</p>
	<p><u>Careers/Destinations:</u> Point Blank is required to disclose information about the future careers and destinations of its graduates as part of the regulatory framework within which Point Blank operates.</p>	<p>Information about your career on leaving the Point Blank, which you disclose to us, will be shared with relevant governmental and regulatory authorities as part of their oversight of the higher education sector.</p>	<p>There is a legal obligation to process Personal Data – Processing of the personal data is necessary in order that the Point Blank may comply with a legal obligation, either arising from legislation or the requirements of a regulator or a court of law. [Article 6(1)(c) GDPR]</p>	<p>Personal data will be shared with regulatory and governmental authorities, such as HESA, to allow them to assess the employability of POINT BLANK graduates.</p>

Who processes Personal Data?	What is the purpose of the processing?	What Personal Data is processed?	What is the legal basis for processing?	Who will the Personal Data be shared with?
	<p><u>Hardship funding: bursaries and scholarships:</u> Point Blank will process personal data about applicants for bursaries, scholarships and hardship funds in order to identify those best suited to receive such funding.</p>	<p>In order to identify the most appropriate recipients of hardship funds, bursaries and scholarships (where these are based on financial circumstances), Point Blank may process personal data which identifies you and which describes your personal financial circumstances (including income and sources of funding).</p>	<p>Processing is necessary for the performance of a public function. Processing of the personal data is necessary for the performance of a task carried out in the public interest or in the exercise of official authority vested in Point Blank. [Article 6(1)(e) GDPR]</p>	<p>Where funding for bursaries or scholarships is provided by external third parties, we may share details of the participants of such awards with the sponsors, where requested.</p>
	<p><u>References:</u> Where requested to do so, Point Blank may process personal data in order to provide references and evidence of qualifications to employers and/or other educational institutions.</p>	<p>Point Blank may process personal data which identifies you and which relates to the qualifications that you have gained during your time at Point Blank.</p>	<p>Processing is necessary for the performance of a public function. processing of the personal data is necessary for the performance of a task carried out in the public interest or in the exercise of official authority vested in Point Blank. [Article 6(1)(e) GDPR]</p> <p>and/or</p> <p>Processing is necessary to meet the legitimate interests of the data controller and or a third party – processing of personal data is in a third party’s legitimate interests. [Article 6(1)(f) GDPR]</p>	<p>Personal data will be shared, on request, with the relevant third-party employers and/or other educational institutions seeking such information.</p>

Who processes Personal Data?	What is the purpose of the processing?	What Personal Data is processed?	What is the legal basis for processing?	Who will the Personal Data be shared with?
	<p><u>Council Tax eligibility:</u> From time to time, Point Blank may share personal data with local authorities in order to establish student exemption from Council Tax.</p>	<p>Point Blank may process personal data which identifies you and which gives information about your status as a full-time student eligible for exemption from Council Tax.</p>	<p>Processing is necessary for the performance of a public function. processing of the personal data is necessary for the performance of a task carried out in the public interest or in the exercise of official authority vested in Point Blank. [Article 6(1)(e) GDPR]</p> <p>and/or</p> <p>Processing is necessary to meet the legitimate interests of the data controller and or a third party – processing of personal data is in a third party's legitimate interests. [Article 6(1)(f) GDPR]</p>	<p>Personal data may be shared with local authorities responsible for Council Tax and any agencies employed by local authorities in relation to the collection of such tax.</p>
	<p><u>Health, Safety and Workplace Wellbeing:</u> Point Blank may process personal data to ensure that it meets health and safety requirements and/or equality legislation, and ensures a safe environment for students.</p>	<p>Point Blank may process personal data identifying students and their individual needs and health. This could include personal data relating to reasonable adjustments. Where this is Sensitive personal data, it will be treated as set out below.</p>	<p>There is a legal obligation to process personal data – processing of the personal data is necessary in order that Point Blank may comply with a legal obligation, either arising from legislation or the requirements of a regulator or a court of law. [Article 6(1)(c) GDPR]</p>	<p>Personal data may be shared with occupational health and healthcare/social care professionals, subject to appropriate safeguards (as set out below) in relation to any sensitive personal data.</p>

Who processes Personal Data?	What is the purpose of the processing?	What Personal Data is processed?	What is the legal basis for processing?	Who will the Personal Data be shared with?
	<p><u>Placements:</u> Point Blank may process personal data in order to provide information to employers and potential employers about students in the context of securing work placements and in relation to their performance on such placements.</p>	<p>Point Blank may process personal data which identifies you and which provides appropriate and relevant information to placement providers about your suitability for appropriate placements.</p>	<p>Processing is necessary for the performance of a contract – processing of the personal data is permitted either (a) in order to allow the performance of a contract to which the data subject is a party; or (b) in order to take steps, at the request of the data subject, prior to entering into a contract. [Article 6(1)(b) GDPR]</p>	<p>Personal data will be shared with actual and potential placement providers.</p>

Who processes Personal Data?	What is the purpose of the processing?	What Personal Data is processed?	What is the legal basis for processing?	Who will the Personal Data be shared with?
	<p><u>Apprentices:</u> As with all students (see the rest of this section), apprentices' personal details may be processed in order to identify them and record their attendance, marks and results. Their personal data may also be processed in order to provide information to external bodies, including employers, the ESFA and appropriate professional bodies.</p>	<p>POINT BLANK will keep a record of your application form and all supporting details, including those provided by UCAS and any referees. We will also maintain records about your studies at POINT BLANK and your use of the academic and non- academic facilities that we offer. The personal data will include your name, home address, date of birth, course(s) studies, fee payments and information about your examinations, assessments and results. Point Blank may also process personal data about your role with your employer and any information relevant to endpoint assessment.</p>	<p>Processing is necessary for the performance of a contract – processing of the personal data is permitted either (a) in order to allow the performance of a contract to which the data subject is a party; or (b) in order to take steps, at the request of the data subject, prior to entering into a contract. [Article 6(1)(b) GDPR]</p>	<p>Apprentice personal data may be shared with employers, placement providers, the ESFA, and relevant professional bodies.</p> <p>We may also share your personal data (as relevant and necessary) with other educational organisations, examination boards and awarding bodies, placement providers, employers, any student support assessment body, and any funders or potential funders.</p>

Who processes Personal Data?	What is the purpose of the processing?	What Personal Data is processed?	What is the legal basis for processing?	Who will the Personal Data be shared with?
	<p><u>Surveys & questionnaires:</u> From time to time, Point Blank may circulate internal and external surveys and questionnaires in order to assess its own performance and practices and ensure that it is meeting its obligation to deliver a high quality academic experience to its students.</p>	<p>Point Blank may process any personal data included in survey results, which may include student opinions on the quality of the teaching experience (and therefore possibly personal data relating to and identifying staff and students).</p>	<p>There is a legal obligation to process Personal Data – Processing of the Personal Data is necessary in order that Point Blank may comply with a legal obligation, either arising from legislation or the requirements of a regulator or a court of law. [Article 6(1)(c) GDPR]</p>	<p>Personal data will not be shared externally, but may be shared with senior members of staff responsible for teaching quality. Where necessary, such data shall be anonymised in order that personal data is protected.</p>
	<p><u>Disciplinary proceedings and complaints:</u> Point Blank may need to follow processes in relation to student discipline, complaints and grievances, and this may involve the processing of personal data which identifies students.</p>	<p>Point Blank may process information which identifies you, which refers to your status at Point Blank, and includes information relating to any disciplinary issues, complaints or grievances.</p>	<p>Processing is necessary for the performance of a contract – processing of the personal data is permitted either (a) in order to allow the performance of a contract to which the data subject is a party; or (b) in order to take steps, at the request of the data subject, prior to entering into a contract. [Article 6(1)(b) GDPR]</p>	<p>Personal data will not be shared with external third parties, unless there is a regulatory or legal need to do so (i.e. as a result of legal proceedings or legal requirements) Where proceedings involve the OIA or a court or tribunal, then personal data may be processed as part of such proceedings.</p>
	<p><u>Sensitive Personal Data:</u> It may be necessary for POINT BLANK to process sensitive personal data (or “special category” personal data) about you.</p>	<p>Sensitive personal data that may be processed will include information about your ethnicity, sexual orientation, religious beliefs, health or disabilities. This will be processed for planning and monitoring purposes or in order to provide care or help make suitable reasonable adjustments.</p>	<p>Access to and the sharing of sensitive personal data will be very strictly controlled and such sensitive personal data will be handled very carefully and sensitively and only where one of the conditions set out in 7.1.2 above relating to Article 9 (2) GDPR is met.</p>	<p>Access to and the sharing of sensitive personal data will be very strictly controlled and such sensitive personal data will be handled very carefully and sensitively.</p> <p>You will be given full information about our use of any such sensitive personal data at the time that it is requested and prior to any sharing of such data.</p>

Who processes Personal Data?	What is the purpose of the processing?	What Personal Data is processed?	What is the legal basis for processing?	Who will the Personal Data be shared with?
		For certain courses, other sensitive personal data may be processed such as information about past criminal convictions, work with children or vulnerable adults, and your fitness to practise in certain regulated professions.	You will be given full information about our use of any such sensitive personal data at the time that it is requested and prior to any sharing of such data.	

7.4 Alumni, Donors and Supporters

Who processes Personal Data?	What is the purpose of the processing?	What Personal Data is processed?	What is the legal basis for processing?	Who will the Personal Data be shared with?
<p>Your personal data will be processed by Point Blank Higher Education Corporation ("POINT BLANK").</p>	<p><u>Data held on alumni:</u> Personal data will be held for a number of related purposes in support of and to facilitate alumni relations, supporter communications and fundraising.</p>	<p>We may hold information relating to you which derives from a number of different sources. The majority of the information we hold on alumni is information which you provide to us (for example, you may give us information by filling in forms on Point Blank's website, or by contacting us by telephone, email or otherwise). If you are a student or studied at Point Blank, some of your personal data is transferred from your student record to Point Blank's Development and Alumni database (known as "Raiser's Edge"). We also attend graduation and awards ceremonies and collect information from you in person at such events. The data may contain personal details which you have disclosed to us or information from publicly available sources.</p>	<p>Processing is necessary to meet the legitimate interests of the data controller – Processing of personal data is in Point Blank's legitimate interests. [Article 6(1)(f) GDPR]</p>	<p>We share certain of the above categories of data with a mailing house once a year only for the specific purposes of printing and circulating the annual alumni magazine. Any transmission of data to or from the mailing house is managed through appropriate processes (eg subject to an appropriate data sharing agreement) which comply with the GDPR. Point Blank may share personal data with other data processors where it regards such sharing to be in its legitimate interests.</p>

Who processes Personal Data?	What is the purpose of the processing?	What Personal Data is processed?	What is the legal basis for processing?	Who will the Personal Data be shared with?
	<p><u>Marketing and updates to alumni via post:</u> We will process your personal data in order to send you details of events and other information of interest to you by post, including sending you publications (eg alumni magazines and updates about Point Blank).</p>	<p>In order to post information to you, we will process details of your name, address and other identifying data. We may also use the services of a mailing house to assist us with this process.</p>	<p>As above.</p>	<p>As above.</p>
	<p><u>Marketing and updates to alumni via telephone and electronic means:</u> We will process your personal data in order to transmit to you details of events and other information of interest to you by telephone and electronic means, including:</p> <ul style="list-style-type: none"> • conducting surveys; • providing services, including access to Point Blank facilities; • sending you tailored proposals, appeals and requests for donations; • sending you details of volunteering opportunities; • inviting you to alumni and other events at Point Blank; • the promotion of other opportunities and services available to you (eg offers and opportunities available through Point Blank's network of alumni groups); • wealth analysis and research in order to improve our understanding of our alumni and supporters, inform our fundraising strategy, target our communications more effectively, and maintain good practice; • internal record keeping, including the management of any feedback or complaints; and 	<p>In order to transmit information to you, we will process details of your name, address and other identifying data (eg email address and telephone number). We may also use the services of a mailing house to assist us with this process.</p>	<p>In line with the requirements of the Privacy and Electronic Communications Regulations 2003 (“PECR”), we will only contact you by telephone or via electronic means where we have your explicit permission to do so. Processing is permitted with the data subject's explicit and informed consent where an individual has given clear and informed consent to the processing of their personal data for this specific, identified purpose. For the purposes of PECR, consent is required for all electronic marketing. [Article 6(1)(a) GDPR].</p>	<p>As above.</p>

Who processes Personal Data?	What is the purpose of the processing?	What Personal Data is processed?	What is the legal basis for processing?	Who will the Personal Data be shared with?
	<ul style="list-style-type: none"> administrative purposes (eg in order to process a donation you have made or to administer an event you have registered for or attended). 			
	<p><u>Data held on donors and supporters:</u> Personal data will be used for a number of related purposes in support of and to facilitate relations, supporter communications and fundraising.</p>	<p>We may hold information relating to you which derives from a number of different sources. The majority of the information we hold is information which you provide to us (for example, you may give us information by filling in forms on Point Blank's website, or by contacting us by telephone, email or otherwise). The data may contain personal details which you have disclosed to us or information from publicly available sources.</p>	<p>Processing is necessary to meet the legitimate interests of the data controller – Processing of personal data is in Point Blank's legitimate interests. [Article 6(1)(f) GDPR]</p>	<p>We do not share donors'/supporters' personal data with third parties unless we have your explicit consent to do so.</p>
	<p><u>Marketing and updates to donors and supporters via post:</u> We will process your personal data in order to send you details of events and other information of interest to you by post, including sending you publications and updates about Point Blank.</p>	<p>In order to post information to you, we will process details of your name, address and other identifying data.</p>	<p>As above.</p>	<p>As above.</p>

Who processes Personal Data?	What is the purpose of the processing?	What Personal Data is processed?	What is the legal basis for processing?	Who will the Personal Data be shared with?
	<p><u>Marketing and updates to donors and supporters via telephone and electronic means:</u></p> <p>We will process your personal data in order to transmit to you details of events and other information of interest to you by telephone and electronic means, including:</p> <ul style="list-style-type: none"> • sending publications; • conducting surveys; • providing services, including access to Point Blank facilities; • sending you tailored proposals, appeals and requests for donations; • inviting you to alumni and other Point Blank events; • the promotion of other opportunities and services available to you (eg offers and opportunities available through Point Blank's network of alumni groups); • wealth analysis and research in order to improve our understanding of our alumni and supporters, inform our fundraising strategy, target our communications more effectively, and maintain good practice; • internal record keeping, including the management of any feedback or complaints; and • administrative purposes (eg in order to process a donation you have made or to administer an event you have registered for or attended). 	<p>In order to transmit information to you, we will process details of your name, address and other identifying data (eg email address and telephone number).</p>	<p>In line with the requirements of the Privacy and Electronic Communications Regulations 2003 ("PECR"), we will only contact you by telephone or via electronic means where we have your explicit permission to do so. Processing is permitted with the data subject's explicit and informed consent where an individual has given clear and informed consent to the processing of their personal data for this specific, identified purpose. For the purposes of PECR, consent is required for all electronic marketing. [Article 6(1)(a) GDPR].</p>	<p>As above.</p>

Who processes Personal Data?	What is the purpose of the processing?	What Personal Data is processed?	What is the legal basis for processing?	Who will the Personal Data be shared with?
	<p><u>Data held on general public, those attending, and those who have registered interest in Point Blank events/updates/information:</u> Personal data will be used for a number of related purposes in support of and to facilitate relations, communications and fundraising.</p>	<p>We may hold information relating to you which derives from a number of different sources. The majority of the information we hold is information which you provide to us (for example, you may give us information by filling in forms on Point Blank's website, or by contacting us by telephone, email or otherwise). The data may contain personal details which you have disclosed to us or information from publicly available sources.</p>	<p>Processing is necessary to meet the legitimate interests of the data controller – Processing of personal data is in Point Blank's legitimate interests. [Article 6(1)(f) GDPR]</p>	<p>We do not share your personal data with third parties unless we have your explicit consent to do so.</p>
	<p><u>Marketing and updates on Point Blank events via post:</u> We will process your personal data in order to send you details of events and other information of interest to you by post, including sending you publications and updates about Point Blank.</p>	<p>In order to post information to you, we will process details of your name, address and other identifying data.</p>	<p>As above.</p>	<p>As above.</p>

Who processes Personal Data?	What is the purpose of the processing?	What Personal Data is processed?	What is the legal basis for processing?	Who will the Personal Data be shared with?
	<p><u>Marketing and updates on Point Blank events via telephone and electronic means:</u> We will process your personal data in order to transmit to you details of events and other information of interest to you by telephone and electronic means, including:</p> <ul style="list-style-type: none"> • sending publications; • conducting surveys; • providing services, including access to facilities; • sending you tailored proposals, appeals and requests for donations; • inviting you to Point Blank events; • the promotion of other opportunities and services available to you (eg offers and opportunities available through Point Blank's network of alumni groups); • internal record keeping, including the management of any feedback or complaints; and administrative purposes 	<p>In order to transmit information to you, we will process details of your name, address and other identifying data (eg email address and telephone number).</p>	<p>In line with the requirements of the Privacy and Electronic Communications Regulations 2003 ("PECR"), we will only contact you by telephone or via electronic means where we have your explicit permission to do so. Processing is permitted with the data subject's explicit and informed consent where an individual has given clear and informed consent to the processing of their personal data for this specific, identified purpose. For the purposes of PECR, consent is required for all electronic marketing. [Article 6(1)(a) GDPR].</p>	<p>As above.</p>

7.5 **Staff and Job Applicants**

Who processes Personal Data?	What is the purpose of the processing?	What Personal Data is processed?	What is the legal basis for processing?	Who will the Personal Data be shared with?
Your personal data will be processed by Point Blank	<p><u>Job applications:</u> Point Blank will process the personal information provided in your application and any other information provided by you for the purposes of identifying you, processing your application, verifying the information provided and assessing your suitability for the role (including any relevant right to work checks – see below), deciding whether to offer you a job, and communicating that outcome (with any feedback).</p> <p><u>Staff records:</u> Point Blank processes staff personal data for a variety of reasons and purposes, including: to assess staff suitability for a role; to support any reasonable adjustments; to monitor and evaluate staff activities; to administer payroll, remuneration, pension contributions and other employment functions; for security purposes; to deliver facilities, services and benefits; to</p>	<p>Point Blank will use the details you provide on your application form, together with the supporting documents requested and additional details provided by any referees and recorded following any interview process.</p> <p>Point Blank will keep a record of the details you provided on your application form, any supporting information and additional details provided by any referees and recorded following any interview process. Point Blank maintains administrative and financial records about staff employment at Point Blank, which include personal data.</p>	<p>Processing is necessary for the performance of a contract – processing of the personal data is permitted either (a) in order to allow the performance of a contract to which the data subject is a party; or (b) in order to take steps, at the request of the data subject, prior to entering into a contract. [Article 6(1)(b) GDPR]</p> <p>As above, where Point Blank is under a contractual obligation to process information for a third party organisation, and/or where processing is necessary to meet the legitimate interests of a recognised Trade Union – [Article 6(1)(f) GDPR]</p>	<p>We may share your personal data with your referees, the UKVI and/or the DBS (where appropriate), certain NHS organisation with which we work, and any companies or organisations providing specific services to Point Blank, including Point Blank’s own subsidiary companies.</p> <p>As above, where Point Blank is under a contractual obligation to share information with a third party organisation (such as a funding body or accrediting body) and where staff members are also members of a recognised Trade Union Point Blank may also share information with the member of staff’s Trade Union to facilitate their membership. Staff members’ work contact details are searchable (by staff name) via Point Blank website.</p>

Who processes Personal Data?	What is the purpose of the processing?	What Personal Data is processed?	What is the legal basis for processing?	Who will the Personal Data be shared with?
	<p>communicate with staff; to support staff training; to compile statistics and conduct surveys; to monitor staff in accordance with legislation; and to contact others in emergencies. Where a post is funded or supported (in whole or part) by a third party organisation (such as a funding body) or such an organisation has an interest in the performance of the research or where a course is externally accredited, Point Blank may be obliged to share certain relevant information about the staff involved with that third party. Where staff members are also members of a recognised Trade Union Point Blank may also share information with the member of staff's Trade Union to facilitate their membership.</p>			

Who processes Personal Data?	What is the purpose of the processing?	What Personal Data is processed?	What is the legal basis for processing?	Who will the Personal Data be shared with?
	<p><u>Health, Safety and Workplace Wellbeing:</u> Point Blank may need to process staff personal data in order to meet health and safety requirements and/or equality legislation.</p>	<p>Point Blank maintains administrative and financial records about staff employment at Point Blank, which include personal data. This could include personal data relating to any reasonable adjustments needed for staff to carry out their role. Where this is Sensitive Personal Data, it will be treated as set out below.</p>	<p>There is a legal obligation to process personal data – processing of the personal data is necessary in order that Point Blank may comply with a legal obligation, either arising from legislation or the requirements of a regulator or a court of law. [Article 6(1)(c) GDPR]</p>	<p>Personal data may be shared with occupational health and healthcare professionals, subject to appropriate safeguards (as set out below) in relation to any sensitive personal data.</p>
	<p><u>Surveys & questionnaires, including MFQs:</u> Point Blank is under a regulatory obligation to ensure that it delivers a high quality academic experience to its students. Surveys and questionnaires are used to check students’ opinion and views on courses and the quality of the teaching and learning experience.</p>	<p>Point Blank may process any personal data included in survey results, which may include student opinions on the quality of the teaching experience (and therefore possibly personal data relating to and identifying staff).</p>	<p>There is a legal obligation to process personal data – processing of the personal data is necessary in order that Point Blank may comply with a legal obligation, either arising from legislation or the requirements of a regulator or a court of law. [Article 6(1)(c) GDPR]</p>	<p>Personal data will not be shared externally, but may be shared with senior members of staff responsible for teaching quality. Where necessary, such data shall be anonymised in order that personal data is protected.</p>
	<p><u>Discipline, Complaints & Grievances:</u> Point Blank may need to follow processes in relation to staff discipline, complaints and grievances, and this may involve the processing of personal data which identifies staff.</p>	<p>Point Blank may process information which identifies you, which refers to your job or role, and information relating to any disciplinary issues, complaints or grievances.</p>	<p>Processing is necessary for the performance of a contract – processing of the personal data is permitted either (a) in order to allow the performance of a contract to which the data subject is a party; or (b) in order to take steps, at the request of the data subject, prior to entering into a contract. [Article 6(1)(b) GDPR]</p>	<p>Personal data will not be shared with external third parties, unless there is a legal need to do so (i.e. as a result of legal proceedings or legal requirements). Where proceedings involve a court or tribunal, then personal data may be processed as part of such proceedings.</p>

Who processes Personal Data?	What is the purpose of the processing?	What Personal Data is processed?	What is the legal basis for processing?	Who will the Personal Data be shared with?
	<p><u>References:</u> Where requested to do so, Point Blank may provide references to other employers regarding your time of employment at Point Blank.</p>	<p>In order to respond to requests for references, Point Blank may process personal data which identifies you and which refers to your time at Point Blank and the role that you performed.</p>	<p>Processing is necessary for the performance of a contract – processing of the personal data is permitted either (a) in order to allow the performance of a contract to which the data subject is a party; or (b) in order to take steps, at the request of the Data Subject, prior to entering into a contract. [Article 6(1)(b) GDPR]</p> <p>And/or;</p> <p>Processing is necessary to meet the legitimate interests of the data controller and or a third party – processing of personal data is in a third party’s legitimate interests. [Article 6(1)(f) GDPR]</p>	<p>Personal data will be shared with third-party employers requesting such references.</p>

Who processes Personal Data?	What is the purpose of the processing?	What Personal Data is processed?	What is the legal basis for processing?	Who will the Personal Data be shared with?
	<p><u>Sensitive personal data:</u> It may be necessary for POINT BLANK to process sensitive personal data (or “special category” personal data) about you.</p>	<p>Sensitive personal data that may be processed will include information about your ethnicity, sexual orientation, religious beliefs, health or disabilities. This will be processed for planning and monitoring purposes or in order to provide care or help make suitable reasonable adjustments.</p> <p>For certain roles or courses, other Sensitive personal data may be processed such as information about past criminal convictions, work with children or vulnerable adults, and your fitness to practise in certain regulated professions.</p>	<p>Access to and the sharing of sensitive personal data will be very strictly controlled and such sensitive personal data will be handled very carefully and sensitively and only where one of the conditions set out in 7.1.2 above relating to Article 9 (2) GDPR is met. The main basis for processing such data in relation to staff will be that processing is necessary as a result of legal requirements relating to employment law. [Article 9(2)(b) GDPR]</p> <p>You will be given full information about our use of any such sensitive personal data at the time that it is requested and prior to any sharing of such data.</p>	<p>Access to and the sharing of sensitive personal data will be very strictly controlled and such Sensitive personal data will be handled very carefully and sensitively.</p> <p>You will be given full information about our use of any such sensitive personal data at the time that it is requested and prior to any sharing of such data.</p>

7.6 **Research Participants**

7.6.1 **General position**

Under the terms of the GDPR and other relevant data protection legislation, the legal basis for the processing of personal data used in research is determined by the type of organisation involved in that research. Where research is carried out for commercial companies or charitable research organisations, the processing of personal data for that research will be necessary to meet the legitimate interests of the data controller [Article 6(1)(f) GDPR].

- Where any research is carried out using sensitive personal information, Point Blank will ensure the processing is necessary for: archiving purposes in the public interest, scientific or historical research purposes or statistical purposes, on the basis of EU or Member State law, and appropriate safeguards for the rights of data subjects will be established. [Article 9(2)(j)].

7.6.2 Ethics considerations

Irrespective of the specific legal basis for processing personal data as part of research, Point Blank expects compliance with all ethical requirements and procedures relating to studies involving the use of human participants².

7.7 Other categories

7.7.1 Members of the public / events management

- Where members of the public have provided personal data, it will be as a result of attending events and/or registering to be kept up-to-date in relation to events, courses, and other information published by Point Blank. This will equally apply to applicants, alumni and other persons connected with Point Blank, who have provided their details in order to be invited to and kept up-to-date with such events and information, as well as potential applicants attending Open Days and other recruitment events (including events outside Point Blank campus).
- The legal bases for processing personal data provided by these individuals will therefore be as set out in section 7.4 above, in relation to alumni, donors and other supporters, as all such marketing and other processing will be handled in the same way.

7.7.2 Children

- Point Blank will only process the personal data of children under the age of 16 in relation to certain specific activities, such as:
 - To support access and widening participation activities with schools;
 - Where children attend Point Blank for other purposes, such as summer schools, language colleges, and other courses.
- Where there is not an appropriate contract in place governing the basis for the processing of personal data, then consent will be sought for the processing of children's personal data, either from the children themselves or from their parents, as appropriate. Thus, the legal basis for processing will be that each individual has given clear and informed consent to the processing of their personal data for a specific, identified purpose. Such consent requires a positive opt-in, by a clear and affirmative act, and the individuals involved must have a genuine choice and be able to opt-out at any time [Article 6(1)(a) GDPR].
- Point Blank will afford children additional special protection when processing their personal data, in accordance with ICO guidance and safeguarding rules. Clear information about data protection shall be made available in circumstances where children's personal data may be processed by Point Blank.
- If Point Blank relies on consent as the lawful basis for processing a child's personal data, when offering an online service directly to a child, children aged 13 or over (in the UK only) will be able to provide their own consent.

7.7.3 Members of Point Blank

- Point Blank recognises various categories of membership for a range of individuals. For the avoidance of doubt, where members of Point Blank are staff or students, their

personal data will be processed, stored and shared as set out elsewhere in this policy, and according to the legal bases set out elsewhere in this policy. Where members of Point Blank are not staff or students, their personal data will be handled as follows:

- ii *Governors of Point Blank* – the personal data of this category of member will be handled in the same way as that of staff. The legal basis for processing such data will be that processing is necessary for the performance of a public function: processing of the personal data is necessary for the performance of a task carried out in the public interest or in the exercise of official authority vested in the data controller (eg Point Blank) [Article 6(1)(e) GDPR].
- iii *Visiting Professors and External Examiners* – the personal data of this category of member will be handled in the same way as that of staff. The legal basis for processing such data will be that processing is necessary for the performance of a public function: processing of the personal data is necessary for the performance of a task carried out in the public interest or in the exercise of official authority vested in the data controller [Article 6(1)(e) GDPR].
- iv *Visiting students from other universities and educational institutions* – the personal data of this category of member will be handled in the same way as that of students. The legal basis for processing such data will be that it is necessary for the performance of a contract: processing of the personal data is permitted either (a) in order to allow the performance of a contract to which the data subject is a party; or (b) in order to take steps, at the request of the data subject, prior to entering into a contract. [Article 6(1)(b) GDPR].
- v *Other categories of membership* – the legal basis for processing personal data of other categories of member will be decided and communicated to such members as and when necessary and appropriate.

7.8 Notes applicable to all categories

7.8.1 Medical emergencies:

Please note that, in relation to all categories of data subject, in circumstances where there is a medical emergency and we are requested to release personal data as it is in the interest of the data subject to do so, then Point Blank's legal basis for doing so will be that processing is necessary to protect the the vital interests of the data subject [Article 6(1)(d) GDPR].

7.8.2 Criminal records and DBS checks:

For certain roles (staff and student), Point Blank is required to carry out criminal records and Disclosure and Barring Service (DBS) checks. Such checks may include: a Disclosure and Barring Service (DBS) check, a basic disclosure (criminal records) check, Enhanced DBS Check, security checks, any application for immigration purposes including where a Certificate of Sponsorship through UK Visas and Immigration (UKVI) is required, and similar processes that will only affect certain applicants, as a result of the type of post for which they are applying or because of their individual status. If any of these checks applies to an applicant, Point Blank will make this clear at the relevant point in the process.

Point Blank will only use information gathered as part of any relevant check for the specific purpose for which it has sought that information, and we will handle, store, retain and destroy relevant materials in accordance with applicable legislation and codes of practice. This means that access to any relevant materials (including any forms completed by Point Blank) is strictly controlled, and they are retained for no longer than strictly necessary to fulfil the purpose in accordance with the legislation. Wherever possible, Point Blank will not retain original documents or print-outs and instead will make a note on its HR database or the student's file that the relevant check or procedure has been completed. Point Blank will not share any relevant information with external parties unless required to do so. In some circumstances it is a criminal offence to pass such information on to anyone who is not entitled to receive it.

7.8.3 Sharing and processing personal data outside the EEA

There are certain limited circumstances in which we may share personal data with third parties outside the EEA, which may include:

- i where a third-party service provider uses servers outside the EEA;
- ii where we work with partner educational establishments based in jurisdictions outside the EEA;
- iii where we work with foreign recruitment agents outside the EEA; and
- iv where we work with placement providers outside the EEA.

In such circumstances, any transfer of personal data outside the EEA will be subject to appropriate safeguards such as contractual arrangements which comply with GDPR provisions regarding such transfers. Appropriate terms which will apply to the transfer of personal data outside the EEA, where Point Blank is the data controller and the importer is the data processor are set out in Appendix VI.

7.9 Queries and complaints

- 7.9.1 The data controller for your personal data is Point Blank, and we can be contacted via dataprotection@pointblankmusicschool.com. Our Data Protection Officer is responsible for monitoring compliance with relevant legislation in relation to the protection of personal data and can be contacted via #email address
- 7.9.2 Please contact us at dataprotection@pointblankmusicschool.com if you have any concerns or questions about the above information or you wish to ask us not to process your personal data for particular purposes. Where you have specific requests relating to how we manage your data, we will endeavor to resolve these, but please note that there may be circumstances where we cannot comply with specific requests.
- 7.9.3 If you are not happy with the way your personal data is being handled, or with the way Point Blank has handled your queries, you have the right to lodge a complaint with the ICO at ico.org.uk or by calling the ICO helpline on +44(0) 303 123 1113

8 AWARENESS AND TRAINING

- 8.1 Point Blank's Senior Management team on behalf of the Board (primarily through the work of the DPO) is responsible for ensuring that staff and students have adequate and appropriate knowledge of this policy and of applicable data protection legislation.
- 8.2 All staff shall undergo data protection training as part of their induction, when joining Point Blank. Staff shall also be required to undertake update training on a regular basis to ensure that their knowledge is kept up-to-date. Such training may be offered via online modules. Students will be required to attend training where necessary and appropriate.
- 8.3 The DPO shall also provide training and guidance as and when required, through training sessions and ad hoc support sessions, as requested by Point Blank staff. Attendance at such training must be recorded and records provided to the DPO when requested.
- 8.4 Guidance and information regarding this policy and the applicable legislation shall be made available via Point Blank's website.