

# Wash Fishery Order (WFO) 1992 'waiting list' and 'pre-qualified list' Privacy notice



This version of our privacy notice was last updated on **01/09/2020**

This notice also relates to information collected in relation to persons being named on the 'waiting list' for a Wash Fishery Order Licence and the 'pre-qualified list' for skippering vessels under the authority of a Wash Fishery Order Licence<sup>1</sup>.

## Lawful basis for processing

Eastern IFCA processes information in relation to the 'waiting list' and 'pre-qualified list' to administer Licences issued under the Wash Fishery Order 1992.

Data provided on these forms are subject to the provisions of the General Data Protection Regulations 2016 (GDPR) and the Data Protection Act 2018. Eastern IFCA has the right to process this data under Article 6(1)(c) of the GDPR as your data fulfils a legislative function. Your data is processed by Eastern IFCA under a legal obligation conferred in sections 155 and 156 of the Marine and Coastal Access Act 2009 to issue your license, as is required by the Wash Fishery Order 1992.

Therefore, the lawful basis for processing this data is a **public task**.

## Personal Information We Will Collect

- Names and addresses
- Telephone numbers
- Email addresses
- Certification and qualifications relevant to the Fishing Vessels (Safety Training) Regulations 1989

## How we will use the information we collect

Eastern IFCA will use data in accordance with the Data Protection Act 2018 principles for the purposes of administering waiting lists and the 'pre-qualified list' and in furthering our statutory duties under the Marine and Coastal Access Act 2009. This personal data may also be used in relation to any Licences or permits you are associated with which are issued by Eastern IFCA (and are subject to a separate Privacy Notice).

We will not share your information with any third parties for the purpose of direct marketing. In some circumstances we are legally obliged to share information. For example, under a court order or for the purposes of law enforcement. We might also share information with other regulatory bodies in order to further their, or our, objectives. We have a Data Sharing Agreement with the Marine Management Organisation which enables the sharing of your data with them for specified purposes. In any scenario, we'll satisfy ourselves that we have a lawful

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<sup>1</sup> Eastern IFCA Interim WFO Policy number 4. A pre-qualified person shall be a person whose name appears on a register, held by the Authority. A person may be named on the register if that person can produce evidence of: i. the relevant certificates required under the Fishing Vessels (Safety Training) Regulations 1989 or be exempt from such regulations by virtue of their age; and ii. at least three years' experience of fishing within the Wash, with at least 16 days fishing in each year. More information is available at <https://www.eastern-ifca.gov.uk/regulations/wash-fishery-order-1992/>

basis on which to share the information and document our decision making.

### **Retention of data**

We will retain your data for the duration of the Wash Fishery Order 1992 (until January 2023) following your application for a license or inclusion on the 'pre-qualified list'. After this period the need to retain your data will be reviewed, at which point we will inform you of our intent to retain it for longer and update appropriately or delete it from our system.

The waiting list serves as a record of a person's intention to obtain a WFO licence. As such, it is considered appropriate to retain the information for the duration of the WFO, i.e. until 2023. The 'pre-qualified list' serves as a record of persons who meet the requirements of Eastern IFCA Policies<sup>2</sup>. It is considered appropriate to maintain this record in the public interest and in the interest of the persons intending to operate within the fishery.

The data you provide will be stored on secure server operated and maintained by Kings Lynn and West Norfolk Borough Council.

### **Your Rights**

Under certain circumstances, the law grants you specific rights. These are summarised below. Please note that your rights may be limited and subject to restrictions in certain situations:

- **Request access** to your personal information (commonly known as a "data subject access request"). This enables you to receive a copy of the personal information we hold about you and to check that we are lawfully processing it.
- **Request correction** of the personal information that we hold about you. This enables you to have any incomplete or inaccurate information we hold about you corrected.
- **Request erasure** of your personal information. This enables you to ask us to delete or remove personal information where there is no good reason for us continuing to process it. You also have the right to ask us to delete or remove your personal information where you have exercised your right to object to processing (see below).
- **Object to processing** of your personal information where we are relying on a legitimate interest (or those of a third party) and there is something about your particular situation which makes you want to object to processing on this ground. You also have the right to object where we are processing your personal information for direct marketing purposes.
- **Request the restriction of processing** of your personal information. This enables you to ask us to suspend the processing of personal information about you, for example if you want us to establish its accuracy or the reason for processing it.
- **Request the transfer** of your personal information to another party (also known as data portability).

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<sup>2</sup> [http://www.eastern-ifca.gov.uk/wp-content/uploads/2016/03/2017\\_02\\_15\\_WFO\\_Interim\\_Policy.pdf](http://www.eastern-ifca.gov.uk/wp-content/uploads/2016/03/2017_02_15_WFO_Interim_Policy.pdf)

If you want to review, verify, correct or request erasure of your personal information, object to the processing of your personal data, or request that we transfer a copy of your personal information to another party, please contact the Data Protection Officer (details below).

You also have the right to make a complaint to the Information Commissioners Office relating to the processing of your data.

Further explanation of these rights can be found at the Information Commissioners Office website: <https://ico.org.uk>

### **Contacting us**

You may want to contact us to with a complaint or query about how your data is being used or to submit an access request. Any complaints are taken very seriously, and we encourage people to bring it to our attention if they believe our collection or use of information is unfair or inappropriate. Please contact us at your convenience using the details provided below

**Address:** Eastern Inshore Fisheries and Conservation Authority, 6 North Lynn Business Village, Bergen Way, King's Lynn, Norfolk PE30 2JG

**Phone No:** (01553) 775321

**E-mail:** [mail@eastern-ifca.gov.uk](mailto:mail@eastern-ifca.gov.uk)