

# Kingston Parish Council

## Subject Access Requests Policy

### **What must be done?**

1. All subject access requests (SAR) must be forwarded immediately on receipt to:

**Kingston Parish Council  
Kingston Community Pavilion  
St Pancras Green  
Church Lane  
Kingston  
BN7 3LN**

Or via email [clerk@kingston-pc.org.uk](mailto:clerk@kingston-pc.org.uk)

2. The council must correctly identify whether a request has been made under the Data Protection legislation.
3. A member of staff, and as appropriate, councillor, who receives a request to locate and supply personal data relating to a SAR must make a full exhaustive search of the records to which they have access.
4. All the personal data that has been requested must be provided unless an exemption can be applied.
5. A response must be made within one calendar month from the day the request is received.
6. Subject Access Requests must be undertaken free of charge to the requester unless the legislation permits reasonable fees to be charged.
7. Councillors and managers must ensure that the staff they manage are aware of and follow this guidance.
8. Where a requestor is not satisfied with a response to a SAR, the council must manage this as a complaint.

## **How must it be done?**

1. Notify [clerk@kingston-pc.org.uk](mailto:clerk@kingston-pc.org.uk) upon receipt of a request
2. The council must ensure a request has been received in writing where a data subject is asking for sufficiently well-defined personal data held by the council relating to the data subject. The council should clarify with the requestor what personal data they need. They must supply their address and valid evidence to prove their identity. The council accepts the following forms of identification (\*These documents must be dated in the past 12 months, +These documents must be dated in the past 3 months):
  - Current UK/EEA Passport
  - UK Photocard Driving Licence (Full or Provisional)
  - Firearms Licence/Shotgun Certificate
  - EEA National Identity Card
  - Full UK Paper Driving Licence
  - State Benefits Entitlement Document\*
  - State Pension Entitlement Document\*
  - HMRC Tax Credit Document\*
  - Local Authority Benefit Document\*
  - State/Local Authority educational Grant Document\*
  - HMRC Tax Notification Document
  - Disabled Driver's Pass
  - Financial Statement issued by bank, building society or credit company+
  - Judiciary Document such as a Notice of Hearing, Summons or Court Order
  - Utility Bill for supply of gas, electric, water or telephone landline+
  - Most recent Mortgage Statement
  - Most recent Council Tax Bill/Demand or Statement
  - Tenancy Agreement
  - Building Society Passbook which shows a transaction in the last 3 months and your address
3. Depending on the degree to which personal data is organised and structured, the council will need to search emails (including archived emails and those that have been deleted but are still available), Word documents, spreadsheets, databases, systems, removable media (for example memory sticks, floppy discs, CDs), tape recordings, paper records in relevant filing systems which the council is responsible for or owns.
4. The council must not withhold personal data because it believes it will be misunderstood; instead, an explanation should be provided with the personal data. The personal data must be provided in an "intelligible form", which includes giving an explanation of any codes, acronyms and complex terms. The personal data must be supplied in a permanent form except where the person agrees or where it is impossible or would involve undue effort. The council may be able to agree with the requester that they will view the personal data on screen or inspect files held on council premises. Any exempt personal data must be redacted from the released documents and an explanation made as to why that personal data is being withheld.
5. This policy will be displayed on the council website.

6. A database record will be maintained by the council allowing the council to report on the volume of requests and compliance against statutory timescale.
7. When responding to a complaint the council must advise the requestor that they may complain to the Information Commissioners Office (ICO) if they remain unhappy with the outcome.

<b>Reviewed &amp; Adopted by:</b> Kingston Parish Council	<b>Meetings Date: 13 May 2020</b> <b>Minute item: 10</b>	<b>Review Date:</b> May 2021	<b>Clerk:</b> JP
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