

Sprat Fisheries Management Plan privacy notice – joint consultation with Scottish Government

This privacy notice explains how Defra and the Scottish Government will use your data when processing FMP consultation responses. If you have any queries about the content of this privacy notice, please email FMPconsultations@defra.gov.uk.

Who collects your personal data

Department for Environment, Food and Rural Affairs (Defra) and the Scottish Government are the controllers for the personal data we collect:

If you need further information about how Defra uses your personal data and your associated rights, you can contact the Defra data protection manager at data.protection@defra.gov.uk or at the address below.

Department for Environment, Food and Rural Affairs
Seacole Building
2 Marsham Street
London
SW1P 4DF

The data protection officer for Defra is responsible for checking that Defra complies with legislation. You can contact them at DefraGroupDataProtectionOfficer@defra.gov.uk or at the above address. You can contact the Scottish Government at DataProtectionOfficer@gov.scot.

What personal data we collect and how it is used

We collect your:

- Name
- Contact details
- Opinions
- Organisation

Defra and the Scottish Government use your personal data when consulting you and receives your comments and views on proposed legislation or policy on subject matters that you have indicated are of interest to you. We may contact you directly inviting you to give your comments and views in reply to a consultation exercise or

you may decide to reply to a consultation exercise that you have seen on GOV.UK or elsewhere.

If you reply to a consultation exercise, your personal data will consist of your name and contact details and the opinions that you give in your reply. We will use your personal data to record your opinions and take your reply into account – as far as possible with all other replies – when decisions are being made as a result of the consultation.

Lawful basis for processing your personal data

Your consent is the lawful basis for the use of your personal data for the purpose of this consultation exercise. If Defra or the Scottish Government has contacted you directly to inform you of a consultation exercise, it's because you have previously informed us that you would like to receive communications in relation to the subject matter of the consultation. Whether you received the consultation exercise directly from us or any other way, if you reply to the consultation exercise, you do so freely and voluntarily after having the opportunity to be fully informed by the consultation documents.

Withdrawing your consent

The processing of your personal data is based on consent. You can withdraw consent at any time by emailing FMPconsultations@defra.gov.uk. If you withdraw your consent, we will not be able to contact you about this consultation, other related consultations or the final published FMP. We may still use your response to update the FMP, but this will be anonymised and won't be associated with your personal data.

Who we share your personal data with

Defra and the Scottish Government will publish a summary of responses; this will not include any personal data.

Within Defra and the Scottish Government, your personal and identifying data will be available to teams working on the consultation. These would include the following: the policy team named in the consultation documents, the Consultation Coordinator and the team analysing the consultation responses. Your personal data will be processed by 'Citizen Space' as the chosen third-party provider for this service.

As this is a joint consultation, the Marine Directorate in Scottish Government will have access to your response and your personal data.

We respect your personal privacy when responding to access to information requests. We only share information when necessary to meet the statutory requirements of the Environmental Information Regulations 2004 and the Freedom of Information Act 2000.

How long we hold personal data

We will hold your personal data for up to 3 years after the end of the consultation period. Your personal data will then be redacted, the rest of the response will be kept for at least 7 years and will be appraised by our Information Appraisal team to decide if the information is of historical value. If so, it will be transferred to The National Archives for historical preservation. If not of historical value, it will be destroyed in accordance with retention schedules.

What happens if you do not provide the personal data

If you do not provide the personal data, the policy team will not be able to contact you about the consultation, final FMP or other related consultations.

Use of automated decision-making or profiling

The personal data you provide is not used for:

- automated decision making (making a decision by automated means without any human involvement)
- profiling (automated processing of personal data to evaluate certain things about an individual)

Transfer of your personal data outside of the UK

We will only transfer your personal data to another country that is deemed adequate for data protection purposes. Where necessary, we will seek assurances of appropriate safeguards where a restricted transfer is deemed essential.

Your rights

Based on the lawful processing above, your individual rights are:

- The right to be informed
- The right of access
- The right to rectification
- The right to erasure
- The right to restrict processing
- The right to data portability
- Rights in relation to automated decision making and profiling

More information about your [individual rights](#) under the UK General Data Protection Regulation (UK GDPR) and the Data Protection Act 2018 (DPA 2018), [can be found here](#).

Complaints

You have the right to [make a complaint](#) to the Information Commissioner's Office at any time.

Personal information charter

Our [personal information charter](#) explains more about your rights over your personal data.