
Defra and Welsh Government Reform of the Bathing Water Regulations 2013 Privacy Notice

This privacy notice explains what personal data is collected for the consultation process and how it is used for the Government reform of the Bathing Water Regulations 2013. If you have any queries about the content of this privacy notice, please email bathingwater@defra.gov.uk

Who collects your personal data

Department for Environment, Food and Rural Affairs (Defra) is the controller for the personal data we collect:

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

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 above address.

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.

Defra are using Citizen Space to run its consultation exercises. Citizen Space is provided by Delib Ltd (Delib). For information about Delib, including how they will use personal data, please click on the following hyperlink: https://www.delib.net/about_delib and click on the links to their Privacy Notice at the foot of the page.

What personal data we collect and how it is used

We collect your:

- Name
- Telephone number
- Email address
- Opinions

Defra uses your personal data when it consults you and receives your comments and views on proposed legislation or policy on subject matters that you have indicated are of interest to you. Defra 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 likely consist of your name and contact details and the comments and views that you give in your reply. Defra will use your personal data to record your comments and views 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

The lawful basis for processing your personal data is:

There are two legal bases in data protection law that apply to Defra use of your personal data for consultation exercises:

(1) your consent; and

(2) the use (or processing) of your personal data is necessary for the performance of a task carried out in the public interest.

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

If you reply to a consultation exercise, the legal basis for Defra to use of your personal data in your reply is that the use is necessary for the performance of a task carried out in the public interest. The relevant task in the public interest is that people and organisations, especially those likely to be affected by proposed legislation or policy, are consulted on the proposals and have the opportunity to give their views and comments. Defra will consider views and comments received in response to a consultation before making final decisions.

If Defra discloses personal data when replying to a request under freedom of information laws, the legal basis is that Defra use of your personal data is necessary for the performance of a task carried out in the public interest. The relevant task in the public interest is that Defra must comply with its obligations under the freedom of information laws.

Consent to process your personal data

The processing of your personal data is based on consent. You can withdraw consent at any time by emailing bathingwater@defra.gov.uk

Who we share your personal data with

Defra will publish a summary of responses; this will not include any personal data.

Within Defra, your personal and identifying data will be available to teams working on the consultation. These would include the following: the bathing water policy team, the Consultation Coordinator and the team analysing the consultation responses. On occasion, Defra will engage outside contractors for analysis, where this is the case, this will be clearly stated in the consultation document. Any outside contractor will be subject to Defra's data protection policy.

As the providers of Citizen Space, Delib will also have access to 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 keep your personal data for a maximum of 3 years.

What happens if you do not provide the personal data

Your participation in consultation exercises is voluntary and there will be no repercussions for you if you choose not to reply to a consultation or if you withdraw your reply at any time.

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

For any potential processing outside of the UK, Defra will seek assurances that appropriate safeguards have been implemented to protect the rights and freedoms of data subjects.

Your rights

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

Public Task	<ul style="list-style-type: none">● The right to be informed● The right of access● The right to rectification● The right to restrict processing● The right to object● Rights in relation to automated decision making and profiling
Consent	<ul style="list-style-type: none">● 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 complain](#)t 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.