

Audit & Assurance Committee Meeting

Date of Meeting	Tuesday 8 October 2019
Paper Title	Data Protection Policy
Agenda Item	14
Paper Number	AC1-L
Responsible Officer	Board Secretary
Status	Disclosable
Action	For approval

1. Report Purpose

- 1.1. To provide the Committee with an opportunity to review and approve a new Data Protection Policy for GCRB.

2. Recommendations

- 2.1. The Committee is invited to **approve** the policy and report to the Board on 28 October that the policy is now in place.

3. Background

- 3.1. GCRB is required to comply with the European Union General Data Protection Regulation (GDPR), UK Data Protection Act, 2018 (DPA) and other relevant legislation protecting the privacy rights of individuals whose data it processes.
- 3.2. GCRB's Data Protection Officer (DPO) has developed the attached policy. While GCRB and its Assigned Colleges are individually responsible for Data Protection compliance as data controllers, the college region has taken a coherent approach to Data Protection in appointing a shared DPO for the colleges and GCRB. The Policy is consistent with a regional approach to Data Protection.
- 3.3. References to College policy that appear in the document are included on the basis that GCRB receives in-kind ICT, Financial and HR support from the colleges and data may, therefore, be processed by a college on GCRB's behalf.

4. Risk Analysis

- 4.1. Failure to comply with Data Protection law may have serious financial, legal and reputational risks. This policy mitigates risks, in that regard, associated with *GCRB Risk 0012: There is a breach of legislation/guidance/code of practice and this results in a failure of governance.*

5. Equalities Implications

5.1. There are no equalities implications arising from this report.

6. Legal Implications

6.1. There are no legal implications outwith compliance with Data Protection law to which the report refers.

7. Resource Implications

7.1. There are no specific financial implications arising from the proposed policy.

8. Strategic Plan Implications

8.1. Through the conditions of grant associated with the Regional Outcome Agreement, GCRB is required to conduct its affairs in accordance with the expected standards of good governance, which include establishing appropriate arrangements in relation to Data Protection.