

## **Privacy Notice**

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The Marine Management Organisation is the controller for the personal data we collect. Our <u>personal information charter</u> explains more about what you can expect when we process your personal data, your rights, and how to contact us or make a complaint.

#### FISH PRODUCER ORGANISATIONS - PRIVACY NOTICE

This privacy notice tells you what to expect us to do with your personal information when MMO collects it in relation to the determination of compliance by English Fish Producer Organisations.

# Purpose for processing – why we are collecting your personal data

MMO collects and processes information to check the compliance of the Producer Organisations (POs). Information is checked against Regulation (EU) 1379/2013.

### What personal data is collected

MMO collects the following information:

- Fish PO Name
- Email address
- Telephone number
- Office address
- PO contact name
- Commercial information/data relating to the objectives of the PO
- Vessel landings volume and value of catch data
- Bank account details and financial data
- Vessel ownership details
- Internal compliance data

### How your personal data has been obtained

In addition to information collected from you directly, MMO may also process information in relation to checking the compliance of the PO that has been obtained from:

- Fish Producer Organisations
- Publicly available sources e.g. internet searches, in order to validate information provided by the Producer Organisation.
- Internal MMO teams
- Centre for Environment, Fisheries and Aquaculture Science (Cefas)

### Why we are able to process your personal data

The lawful basis for processing your data is that it is necessary for the performance of a task carried out in the public interest, which is laid down by law, EU (i) regulation 1379/2013 (ii), 1418/2013 (iii) and 1419/2013 (iv). This task is the determination of compliance by the Fish Producer Organisation.

To do this your data is being processed by the MMO to ensure that the PO is able to meet the required standard of compliance. The MMO will use your personal information to assess your compliance with EU (v) regulation 1379/2013 (vi), 1418/2013 (vii) and 1419/2013 (viii).

### Consent to process your personal data

The processing of your personal data for assessing the compliance of the PO is not based on consent. You cannot withdraw it.

## Who we share your personal data with

MMO will only share your personal data where we are legally permitted to do so.

We may share your personal data with your Producer Organisation on request where you have given your consent for us to do so.

MMO respects 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 are keeping your personal data

We will hold the information collected under the compliance of Producer Organisations process for 5 years while there is an ongoing business need or regulatory requirement to retain the information.

Please refer to our <u>Personal Information Charter</u> and the section 'How long we will keep data' for information on any potential exceptions.

### 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)

### What happens if you do not provide the personal data

If we ask for personal information and you do not give it to us, this may have consequences in terms of non-compliance, for example not complying with specific legislation and this could result in withdrawal of recognition from the Producer Organisation.

In addition, it will mean that we could be prevented from complying with our legal obligations.

# Transfer of your personal data outside of the United Kingdom

Where necessary, we may transfer or store personal information outside the UK to another country or Crown Dependency that is deemed adequate for data protection purposes. This means that the country or Crown Dependency has equivalent levels of data protection to that of the UK.

#### Adequacy | ICO

MMO may also in some circumstances transfer data to other countries without an adequacy agreement, having first taken all precautions to ensure that it was safe to do so, complying with the terms of the UK GDPR by making sure <a href="mailto:appropriate">appropriate</a> <a href="mailto:safeguards">safeguards</a> are in place.

Where necessary, our data processors may share personal information outside of the UK. When doing so, they comply with the UK GDPR, making sure appropriate safeguards are in place.

### Your rights

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

#### **Public Task**

- 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

Read our <u>Personal Information Charter</u> to find out about your rights under the UK General Data Protection Regulation (UK GDPR) and the Data Protection Act 2018 (DPA 2018).

### How to contact us or make a complaint

Read our <u>Personal Information Charter</u> to find our contact details, or how to make a complaint about our use of your personal data.

(i) The European Union Withdrawal Act 2018 retained direct EU legislation related to PO compliance with the Fisheries Act, Schedule 11, detailing minor and consequential amendments.

- (ii) on the common organisation of the markets in fishery and aquaculture products, amending Council Regulations (EC) No 1184/2006 and (EC) No 1224/2009 and repealing Council Regulation (EC) No 104/2000
- (iii) Commission Implementing Regulation (EU) No 1418/2013 of 17 December 2013 concerning production and marketing plans pursuant to Regulation (EU) No 1379/2013 of the European Parliament and of the Council on the common organisation of the markets in fishery and aquaculture products
- (iv) Commission Implementing Regulation (EU) No 1419/2013 of 17 December 2013 concerning the recognition of producer organisations and inter-branch organisations, the extension of the rules of producer organisations and inter-

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branch organisations and the publication of trigger prices as provided for by Regulation (EU) No 1379/2013 of the European Parliament and of the Council on the common organisation of the markets in fishery and aquaculture products

- (v) The European Union Withdrawal Act 2018 retained direct EU legislation related to PO compliance with the Fisheries Act, Schedule 11, detailing minor and consequential amendments.
- (vi) on the common organisation of the markets in fishery and aquaculture products, amending Council Regulations (EC) No 1184/2006 and (EC) No 1224/2009 and repealing Council Regulation (EC) No 104/2000
- (vii) Commission Implementing Regulation (EU) No 1418/2013 of 17 December 2013 concerning production and marketing plans pursuant to Regulation (EU) No 1379/2013 of the European Parliament and of the Council on the common organisation of the markets in fishery and aquaculture products
- (viii) Commission Implementing Regulation (EU) No 1419/2013 of 17 December 2013 concerning the recognition of producer organisations and inter-branch organisations, the extension of the rules of producer organisations and inter-branch organisations and the publication of trigger prices as provided for by Regulation (EU) No 1379/2013 of the European Parliament and of the Council on the common organisation of the markets in fishery and aquaculture products