Ministry of Justice Privacy Notice

Section 242 Crime and Policing Act 2026

The Ministry of Justice (MoJ) is committed to the protection and security of your personal information.

It is important that you read this notice so that you are aware of how and why we are using such information. This privacy notice describes how we collect and use personal information during and after your relationship with us, in accordance with data protection law. It will be updated regularly.

The MoJ is the data controller for the personal data held on court records, which is used for the purposes of identifying records the MoJ is required to delete under section 242(3) of the Crime and Policing Act 2026.

The type of personal data we process

We currently collect and use the following information:

Names, Dates of Birth, Addresses

We also collect special categories of information, such as:

Criminal convictions

How we get your personal data and why we have it

The personal information we process is provided to us directly by the police for the following reason:

Identifying individuals whose relevant official records of a conviction, caution, arrest or investigation for an abortion offence should be deleted under section 242(3) of the Crime and Policing Act 2026.

We use the personal data we receive to identify records that are required to be deleted under the legislation. This helps us ensure that we identify and delete as many relevant records as possible.

We may share this information with:

The MoJ receives and shares personal data with the police to assist each in identifying which records they are required to delete under section 242(3) of the Crime and Policing Act 2026.

Under the UK General Data Protection Regulation (UK GDPR), the lawful basis we rely on for processing this information is:

Article 6(1)(e) UK GDPR – processing is necessary for the performance of a task carried out in the public interest or in the exercise of official authority vested in the controller.
Crime and Policing Act 2026 – provides the statutory basis for carrying out this public task.

The legal basis on which the MoJ processes the special category information you have provided is:

- **Substantial public interest under Article 9(2)(g) UK GDPR and Schedule 1 of the Data Protection Act 2018, specifically for the administration of justice and parliamentary purposes.**

International Data Transfers

There are no international transfers

How we store your personal data

The data will be held in line with the retention schedules.

Personal data is stored securely and in accordance with our data retention schedule Crown Court data retention schedule. At the end of the relevant period any data not already deleted under section 242 of the Crime and Policing Act 2026 will be disposed of.

Your Rights

- Your right of **access** - You have the right to ask us for copies of your personal information.
- Your right to **rectification** - You have the right to ask us to rectify personal information you think is inaccurate. You also have the right to ask us to complete information you think is incomplete.
- Your right to **erasure** - You have the right to ask us to erase your personal information in certain circumstances.
- Your right to **restriction** of processing - You have the right to ask us to restrict the processing of your personal information in certain circumstances.
- Your right to **object** to processing - You have the right to object to the processing of your personal information in certain circumstances.
- Your right to **data portability** - You have the right to ask that we transfer the personal information you gave us to another organisation, or to you, in certain circumstances.

Depending on the lawful basis on which your personal data is being processed, not all rights will apply.

You are not required to pay any charge for exercising your rights. If you make a request, we have one month to respond to you If you wish to exercise your data protection rights please contact:

Disclosure Team
Post point 10.38
102 Petty France
London
SW1H 9AJ

data.access@justice.gov.uk

How to complain

If you have any concerns about our use of your personal data, you can contact the MoJ data protection officer;

Data Protection Officer
Ministry of Justice
5th Floor, Post Point 5.18
102 Petty France
London
SW1H 9AJ

dpo@justice.gov.uk

You can also complain to the ICO if you are unhappy with how we have used your data.

Information Commissioner's Office
Wycliffe House
Water Lane
Wilmslow
Cheshire
SK9 5AF

Helpline number: 0303 123 1113
ICO website: https://www.ico.org.uk

Date of last review: XX August 2026