

Privacy Notice for publication of a penalty under the Clergy Discipline Measure – July 2019

1. Data controller

The data controller is the Bishop of Peterborough, the Rt Revd Donald Allister (contact details below).

This privacy notice is provided to explain what to expect when you consent to a penalty as a result of disciplinary proceedings under the Clergy Discipline Measure 2003. It explains why and how the Bishop will publish your personal information about the penalty.

2. Why the Bishop publishes your personal data

Personal information is published to enable the Bishop to carry out his responsibilities in relation to the disciplinary process under the Clergy Discipline Measure 2003. The Clergy Discipline Commission's Code of Practice emphasises that it is important for the Church to be open about any misconduct that is proved to have taken place and this will include publishing the penalty to which you consent. Penalties are published:

- to reassure members of the public that the Church has an effective disciplinary process in place and that appropriate penalties will be imposed where misconduct has been committed; and
- to protect members of the public from dishonesty, malpractice, seriously improper conduct, unfitness or incompetence by alerting the public to clergy who have committed misconduct.

3. The information the Bishop will publish

The information the Bishop will publish for this purpose is:

- Your name.
- The penalty (including date imposed).
- Summary of the nature of the misconduct.

4. The lawful basis for publishing your information

The Bishop publishes your personal data, including some "special categories" of personal data and personal data relating to criminal convictions and offences where applicable, on the following lawful bases:

Personal data

- **Public interest:** The Bishop processes your information to perform a task carried out in the public interest.

Special categories & information relating to criminal convictions and offences

- **Substantial public interest** (protecting the public against dishonesty, malpractice etc.): The Bishop will publish your information for reasons of substantial public interest. This condition is met where it is necessary for the exercise of a "protective function", as defined in paragraph 11, Part 2 of Schedule 1 to the Data Protection Act 2018, including the protection of members of the public against seriously improper conduct.

Publication is in accordance with the Clergy Discipline Commission's Code of Practice, a copy of which can be found here: <https://www.churchofengland.org/about/leadership-and-governance/legal-services/clergy-discipline/code-practice-and-other-guidance>

5. Sharing your information

The Bishop will be sharing your data with the public by publishing the information on the Diocese of Peterborough website.

6. How long do we keep your information?

Your penalty information will be published for 5 years except in the following cases:

- A rebuke – the entry will be removed at the end of 1 year;
- An injunction – the entry will be removed at the end of the period during which the injunction has been operative;
- Removal from office – the entry will be removed where the cleric re-enters ministry before the period of 5 years has expired; or
- Prohibition – the entry will be removed at the end of the prohibition if the period is longer than 5 years.

7. Your rights

Subject to exemptions, you have the following rights regarding your personal data:

- The right to be informed about any data we hold about you;
- The right to request a copy of your personal data which we hold about you;
- The right to request that we correct any personal data if it is found to be inaccurate or out of date;
- The right to request your personal data is erased where it is no longer necessary for us to retain such data;
- The right, where there is a dispute in relation to the accuracy or processing of your personal data, to request a restriction is placed on further processing;
- The right to object to the processing of your personal data;
- The right to obtain and reuse your personal data to move, copy or transfer it from one IT system to another [only applicable for data held online]

If you wish to exercise these rights, please contact Mrs Alex Tolley using the contact information provided below.

8. Complaints or concerns

To exercise all relevant rights, queries or complaints please contact Mrs Alex Tolley, PA to the Bishop of Peterborough, The Bishops' Office, The Palace, Peterborough PE1 1YA, alex.tolley@peterborough-diocese.org.uk You can contact the Information Commissioner on 0303 123 1113 or via email <https://ico.org.uk/global/contact-us/email/> or at the Information Commissioner's Office, Wycliffe House, Water Lane, Wilmslow, Cheshire. SK9 5AF.