

# **NUNEATON AND BEDWOTH BOROUGH COUNCIL ELECTORAL SERVICES**

## **PRIVACY NOTICE FOR ELECTIONS AND ELECTORAL REGISTRATION**

### **Part One – Electoral Registration**

#### **Why we are collecting your data**

The Electoral Registration Officer is a data controller and collects the personal data you provide for the purpose of registering your right to vote. You need to be registered to be able to vote in any election or referendum for which you are eligible. We have a duty to maintain a complete and accurate register throughout the year. We will only collect the personal data we need from you, in order to do this.

#### **What is the legal basis for processing this data?**

We do this in the performance of a task carried out in the public interest and in the exercise of our official duty under the Electoral Registration and Administration Act 2013 and Representation of the People Regulations 2001.

This ensures you are registered to vote in any election or referendum for which you are eligible. The law makes it compulsory to provide information to an electoral registration officer for inclusion in the full register.

We keep records about potential and actual voters, citizens, candidates, election agents and staff employed at elections. These may be written down, or kept on a computer.

The records may include:

- your name, address nationality and date of birth
- Unique identifiers (such as National Insurance Number). Signatures for absent vote checking
- Scanned application forms, documentary evidence and any letters of correspondence
- Notes about any relevant circumstances that you have told us
- Your previous or any redirected address
- The other occupants in your home
- If you are over 75 or under 18

- Whether you have chosen to opt out of the open version of the register.

### **Who will your information be shared with?**

The information you provide is held in the electoral register which is managed by the electoral registration officer who, using information received, keep two registers – the full electoral register and the open (edited) register.

The full register is published annually and is updated at various points during the year. By law, it can only be supplied to the following people and organisations:

- British Library
- UK Statistics Authority
- Electoral Commission
- Boundary Commission for England
- Jury Summoning Bureau
- Elected Representatives (MP, MEPS, Local Councillors)
- Police and Crime Commissioner
- Candidates standing for elections
- Local and National Political Parties
- The Council
- Parish and Town councils
- Police Forces and the National Crime Agency
- Public Library or local authority archive services
- Government departments or bodies
- Credit Reference Agencies
- National Fraud Initiative
- Other Electoral Registration and Returning Officers

To verify your identity, the data you provide will be processed by the Individual Electoral Registration Digital Service managed by the Cabinet Office. As part of this process your data will be shared with the Department of Work and Pensions and the Cabinet Office suppliers that are data processors for the Individual Electoral Registration Digital Service. You can find more information about this here: <https://www.registertovote.service.gov.uk/register-to-vote/privacy>

Personal data contained in the electoral register and absent voting lists will be used to issue poll cards in advance of an election.

A postal voter's signature (where required) and date of birth provided on a postal voting statement will be compared against that postal voter's signature and date of birth held on the personal identifiers record.

In order to maintain an accurate register of electors we use the personal data contained in register to conduct an annual canvass of properties in the Borough. This includes issuing a Household Enquiry Form (HEF) to all households and following up with non-responding properties.

A change to the way we conduct the annual canvass will be implemented in 2020. This will include an initial data matching exercise of registered electors with national data held by the Department of Work and Pensions (DWP) communicated via the Individual Electoral Registration Digital Service (IER-DS). In addition after the national matching, we will complete further matching locally, (e.g. Council Tax and Housing Benefits records).

To prepare for the first reformed canvass in 2020 a data test matching exercise using live data from the 2018/19 published register will be carried out.

We also disclose (share) your information with our Software providers and contracted printers.

We will not ordinarily send your personal data outside of the European Economic Area. However, if you are an overseas elector, we may write to you at your location e.g. to send you a postal vote.

It is a crime for anyone who has a copy of the full register to pass information from this register onto others, if they do not have a lawful reason to see it.

Anyone can inspect the full electoral register:-

- Inspection of the register will be under supervision
- They can take extracts from the register, but only by handwritten notes
- Information taken must not be used for direct marketing purposes, in accordance with data protection legislation, unless it has been published in the open version
- Anyone who fails to observe these conditions is committing a criminal offence and may be charged a penalty of up to £5,000.

The Open register contains the same style of information as the full register, but less of it due to many people “opting out”. The Open register is not used for elections or referendums. It is updated and published every month and can be sold to any person, organisation or company for a wide range of purposes. It is used by businesses and charities for checking names and address details; users of the register include direct marketing firms and also online directory firms.

You can choose whether or not to have your personal details excluded from the open version of the register; however, they will be included unless you ask for them to be removed. Removing your details from the open register will not affect your right to vote.

## **Part Two – Elections**

### **Why collect data**

The Returning Officer is a data controller and collects personal data supplied in preparation for elections or referenda and to support results. We will only collect the personal data required in order to do this.

### **What is the legal basis for processing this data?**

We do this in the performance of a task carried out in the public interest and in the exercise of our official duty under the Representation of the People Act 1985 and the Representation of the People Regulations 2001.

This ensures that elections or referenda are conducted in a robust, fair and transparent way.

We use records kept by the Electoral Registration Officer about potential and actual voters. In addition we compile and use data relating to

- Election candidates
- Voters who propose, second or subscribe candidate nomination papers
- Election, Counting and Polling Agents and their guests/partners
- Political Parties and their officials
- Staff employed at elections
- Contact details for polling stations and count centres

These records may be written down, or kept on a computer.

### **General**

#### **How long will we hold the data for?**

The Electoral Registration Officer and Returning Officer are obliged to process personal data for the preparation of the electoral register and the subsequent organisation of elections or referenda. Personal details will be kept and updated in accordance with our legal obligations and in line with statutory retention periods.

#### **Your rights**

You are entitled to request a copy of any information about you that we hold. Any such requests should be made in writing.

If the information we hold about you is inaccurate you have a right to have this corrected and you have the right to request completion of incomplete data.

You have the right to request that we stop, or restrict the processing of your personal data, in certain circumstances. Where possible we will seek to comply with your request, but we may be required to hold or process information to perform our statutory functions.

## **Subscribe/Unsubscribe**

The Electoral Registration Officer may use your email address and/or phone number to contact you regarding electoral registration under official authority vested in the data controller by, the Equalities Act, Section 69 of the Electoral Administration Act and Section 9A(2) of the Representation of the People Act 1983. However, contact through these means is not mandatory in being registered to vote, therefore the following objections apply.

You have a right to object to the use of your email address for the purposes of electoral registration. If you no longer want to be contacted by email you should contact the Electoral Registration Officer who is the Data Controller to unsubscribe. You can email: [Unsubscribe-Electoral-Services@nuneatonandbedworth.gov.uk](mailto:Unsubscribe-Electoral-Services@nuneatonandbedworth.gov.uk) or call 0247637 6552. We will keep a record of your preference not to be emailed.

You have the right to object to the use of your telephone contact details for the purposes of electoral registration. If you no longer want to be contacted by telephone you should contact the Electoral Registration Officer who is the Data Controller to unsubscribe email: [Unsubscribe-Electoral-Services@nuneatonandbedworth.gov.uk](mailto:Unsubscribe-Electoral-Services@nuneatonandbedworth.gov.uk) or call 02476 37 6552. We will keep a record of your preference not to be contacted by telephone.

If employed, anytime by Electoral Services, you have the right to object to further processing of your staff details for employment, tax and pensionable purposes. To remove your staff details for further processing at any time. email: [Unsubscribe-Electoral-Services@nuneatonandbedworth.gov.uk](mailto:Unsubscribe-Electoral-Services@nuneatonandbedworth.gov.uk) or call 0247637 6552. Please note limitations and statutory periods apply due to tax reasons as detailed in our Document Retention Schedule. We will keep a record of your objection to any further processing.

## **Complaints**

If you are dissatisfied with how the councils have used your personal information you have a right to complain to:

- the Information Commissioner's Office at [casework@ico.org.uk](mailto:casework@ico.org.uk)
- Data Protection Officer, Nuneaton and Bedworth Borough Council, Town Hall, Coton Road, Nuneaton CV11 5AA

## **Whether provision of data is part of a statutory or contractual requirement**

The councils are required to keep a record of your personal data in order to comply

with the Electoral Registration and Administration Act 2013, Representation of the

People Regulations 2001 and Electoral Registration (Disclosure of Electoral Registers) Regulations 2013