



GDPR PRIVACY NOTICE FOR EMPLOYEES, WORKERS, AND CONTRACTORS

1. INTRODUCTION

- 1.1 Morecambe Football Club (The “Club”) is committed to protecting the privacy and security of your personal information.
- 1.2 The purpose of this notice is to outline how we collect and use personal information about you during and after your working relationship with the Club in accordance with the General Data Protection Regulation (GDPR).
- 1.3 This notice applies to all employees, including workers and contractors.
- 1.4 The Club is a “data controller”. This means that the Club is responsible for deciding how we hold and use personal information about you. The Club is required under the data protection legislation to notify you of the information contained within this privacy notice.
- 1.5 This notice applies to current and former employees, workers and contractors. This notice does not form part of your contract of employment or any other contract to provide services. The Club reserves the right to update this notice at any time.
- 1.6 You should read this notice, together with any other privacy notice which the Club may provide on specific occasions when we are collecting or processing personal information about you, so that you are aware of how and why the Club are using such information and what your rights are under the data protection legislation.

2. WHAT ARE THE PRINCIPLES OF DATA PROTECTION?

- 2.1 The Club will at all times comply with data protection law. The law states that any personal information that the Club holds about you must be:
 - a) Used lawfully, fairly and in a transparent way;
 - b) Collected only for valid purposes that the Club has clearly explained to you and is not used in any way that is incompatible with those purposes;
 - c) Relevant to the purposes that the Club has told you about and limited to those purposes only;
 - d) Accurate and kept up to date;
 - e) Kept securely and protected from unauthorised access, unlawful processing or accidental loss, destruction or damage;



- f) Kept only for as long as necessary for the purposes that the Club has told you about; further information on the Club's policy on the retention of documentation can be found at the HR office or on the Sage HR System; and
- g) Kept securely.

3. WHAT TYPE OF INFORMATION DOES THE CLUB HOLD ABOUT ME?

3.1 The Club will hold personal data, or personal information about you, which means any information which could identify you. This does not include data where your identity has been removed (anonymous data).

3.2 The Club will collect, store, and use the following categories of personal data about you, including but not limited to:

- a) Personal details such as your name, title, addresses, telephone numbers and personal email addresses;
- b) Date of birth;
- c) Gender;
- d) Marital status and dependants;
- e) Next of kin and emergency contact information;
- f) National insurance number;
- g) Bank account details, payroll records and tax information;
- h) Salary, annual leave, pension and benefits information;
- i) Start date;
- j) Location of employment or workplace;
- k) Copy of your driving licence;
- l) Recruitment information (including copies of right to work documentation, references and other information included in a CV or cover letter or as part of the application process);
- m) Employment records (including job title, work history, working hours, training records and professional memberships);
- n) Compensation history;
- o) Performance information;
- p) Disciplinary and grievance information;



- q) CCTV footage and other information obtained through electronic means such as swipe card records;
- r) Information about your use of the Club's information and communication systems; and
- s) Photographs.

3.3 There are also "special categories" of more sensitive personal data which require a higher level of protection. "Special categories" of more sensitive personal data means personal data which includes data revealing; race or ethnic origin, political opinions, religious or philosophical beliefs, trade union membership, genetic data, biometric data, data concerning health, COVID-19 vaccination or sexual orientation.

3.4 The Club may also collect, store and use the following 'special categories' of more sensitive personal information, including but not limited to:

- a) Information about your race or ethnicity, religious beliefs, sexual orientation and political opinions;
- b) Trade union membership;
- c) Information about your health, including any medical condition, COVID-19 vaccination, health and sickness records;
- d) Genetic information and biometric data; and
- e) Information about criminal convictions and offences.

4. HOW WILL MY PERSONAL INFORMATION BE COLLECTED?

4.1 The Club will typically collect personal information about employees, workers and contractors through the application and recruitment process, either direct from candidates, or sometimes from an employment agency or a background check provider.

4.2 The Club may sometimes collect additional information from third parties including former employers or credit reference agencies.

4.3 The Club will collect additional personal information in the course of job-related activities throughout the period of you working for the Club.

5. HOW WILL THE CLUB USE INFORMATION ABOUT ME?

5.1 The Club will only use your personal information when the law allows it to do so.

5.2 The Club will most commonly use your personal information in the following circumstances:



- a) Where the Club needs to perform the contract which it has entered into with you;
- b) Where the Club needs to comply with a legal obligation and
- c) Where it is necessary for the Club's legitimate interests (or those of a third party) and your interests and fundamental rights do not override those interests.

5.3 The Club may also use your COVID-19 vaccination information in the following situations:

- a) Where it is needed in the client's interest such as NHS client's requirement.

5.4 The Club may also use your personal information in the following situations, which are likely to be rare:

- a) Where the Club needs to protect your interests (or someone else's interests); and/or
- b) Where it is needed in the public interest or for official purposes.

6. IN WHAT SITUATIONS WILL THE CLUB USE MY PERSONAL INFORMATION?

6.1 The Club needs all of the categories of information listed above, primarily to allow the Club to perform its contract with you and to enable the Club to comply with its legal obligations.

6.2 The Club may in some cases use your personal information to pursue legitimate interests of its own or those of third parties, provided that your interests and fundamental rights do not override those interests.

6.3 The situations in which the Club will process your personal information are when the Club is:

- a) Making a decision about your recruitment or appointment;
- b) Determining the terms on which you work for the Club;
- c) Checking that you are legally entitled to work in the UK;
- d) Paying you, and if you are an employee, deducting tax and National Insurance contributions;
- e) Providing the benefits to you such as pension, income protection, etc.;
- f) Liaising with your pension provider;
- g) Administering the contract which the Club has entered in to with you;
- h) Business management and planning, including accounting and auditing;



- i) Ensuring compliance with Club policies and procedures;
- j) Conducting performance reviews, managing performance and determining performance requirements;
- k) Making decisions about salary reviews and compensation;
- l) Assessing qualifications for a particular job or task, including decisions about promotions;
- m) Gathering evidence for possible grievance and disciplinary hearings;
- n) Making decisions about your continued employment or engagement;
- o) Making arrangements for termination of your working relationship with the Club;
- p) Education, training and development requirements;
- q) Dealing with legal disputes involving you, or other employees, workers and contractors, including accidents at work;
- r) Ascertaining your fitness to work;
- s) Managing sickness absence and/or health issues in the workplace;
- t) Complying with health and safety obligations;
- u) To prevent fraud;
- v) To monitor your use of the Club's information and communication systems to ensure compliance with our IT policies and/or deal with incoming business emails during periods of absence and/or ensure compliance with our standards/rules/policies and/or procedures including investigating any complaints (internal or external);
- w) To ensure network and information security, including preventing unauthorised access to the Club's computer and electronic communications systems and preventing malicious software distribution;
- x) To conduct data analytics studies to review and better understand employee retention and attrition rates; and
- y) Equal opportunities monitoring.

6.4 Some of the above grounds for processing will overlap and there may be several grounds which justifies the use of your personal information.



7. WHAT HAPPENS IF I FAIL TO PROVIDE PERSONAL INFORMATION?

- 7.1 If you fail to provide certain information when requested, the Club may not be able to perform the contract it has entered into with you (such as paying you or providing a benefit), or the Club may be prevented from complying with its legal obligations (such as ensuring the health and safety of workers).

8. CAN THE CLUB CHANGE THE PURPOSE FOR WHICH IT IS USING MY PERSONAL DATA?

- 8.1 The Club will only use your personal information for the purposes for which it collected it, unless it reasonably considers it needs to use it for another reason, and that reason is compatible with the original purpose.
- 8.2 If the Club needs to use your personal information for an unrelated purpose, the Club will notify you and explain the legal basis for this.
- 8.3 The Club may process your personal information without your knowledge or consent, in compliance with the above rules, where this is required or permitted by law.

9. HOW WILL THE CLUB USE PARTICULARLY SENSITIVE PERSONAL INFORMATION?

- 9.1 ‘Special categories’ of particularly sensitive personal information require higher levels of protection and the Club needs to have further justification for collecting, storing and using this information.
- 9.2 The Club may process special categories of personal information in the following circumstances:
- a) In limited circumstances, with your explicit written consent;
 - b) Where the Club needs to carry out legal obligations and in line with its acceptable use of IT policy etc.;
 - c) Where it is needed in the public interest, such as for equal opportunities monitoring or in relation to our occupation pension scheme, and in line with the Club’s data protection policy; and
 - d) Where it is needed to assess your working capacity on health grounds, subject to appropriate confidentiality safeguards.
- 9.3 The Club may, process this type of information where it is needed in relation to legal claims, or where it is needed to protect your interests (or someone else’s interests) and you are not capable of giving your consent, or where you have already made the information public. The Club may also process such information about members or former members in the course of legitimate business activities with appropriate safeguards.



10. WHAT ARE THE CLUB'S OBLIGATIONS?

10.1 The Club will use sensitive personal information in the following ways:

- a) The Club will use information relating to leaves of absence, which may include sickness absence or family related leave, to manage your absences and comply with employment and other laws.
- b) The Club will use information about your physical or mental health, or disability status, to ensure your health and safety in the workplace and to assess your fitness to work, to provide appropriate workplace adjustments, to monitor and manage sickness absence and to administer benefits.
- c) The Club will use information about your race or national or ethnic origin, religious, philosophical or moral beliefs, or sexual orientation, to ensure meaningful equal opportunity monitoring and reporting.

11. DOES THE CLUB REQUIRE YOUR CONSENT?

11.1 The Club does not need your consent if the Club uses special categories of your personal information in accordance with its written policy to carry out the Club's legal obligations, or to exercise specific rights in the field of employment law. In limited circumstances, the Club may approach you for your written consent to allow us to process certain sensitive data. If it does so, the Club will provide you with full details of the information that it would like and the reason

it is needed, so that you can carefully consider whether you wish to give your consent. You should be aware that it is not a condition of your contract with the Club that you agree to any request for consent.

12. HOW CAN THE CLUB USE INFORMATION ABOUT CRIMINAL CONVICTIONS?

12.1 The Club may only use information relating to criminal convictions where the law allows it to do so. This will usually be where such processing is necessary to carry out its obligations and provided it does so in line with its data protection policy and safeguarding obligations.

12.2 The Club may less commonly use information relating to criminal convictions where it is necessary in relation to legal claims, where necessary to protect your interests (or someone else's interests) and/or if you are not capable of giving your consent, or where you have already made the information public.

12.3 The Club may also process information about members or former members in the course of legitimate business activities with the appropriate safeguards.

12.4 The Club will only collect information about criminal convictions if it is appropriate given the nature of the role and where it is legally able to do so.



12.5 The Club will collect information about criminal convictions as part of the recruitment process or it may be notified of such information directly by you in the course of you working for the Club.

13. WHAT IS DATA SHARING AND HOW WILL THIS AFFECT ME?

13.1 The Club may have to share your data with third parties, including third-party service providers and other entities in the Club's group.

13.2 The Club may require third parties to respect the security of your data and to treat it in accordance with the law.

13.3 The Club may transfer your personal information outside the EU; if we do we would expect you to receive a similar degree of protection in respect of your personal information.

14. WHY MIGHT YOU SHARE MY PERSONAL INFORMATION WITH THIRD PARTIES?

14.1 The Club may share personal information with third parties where required by law, where it is necessary to administer the working relationship with you or where it has another legitimate interest in doing so, for example, organising your membership of a pension scheme or transferring our business (or part of it) to a another business. In the case of the latter, so far as possible, the Club will share anonymised data with the other parties before the transaction completes. Once the transaction has completed, the Club will share your personal data with the other parties if and to the extent required under the terms of the transaction.

15. WHICH THIRD-PARTY SERVICE PROVIDERS PROCESS MY PERSONAL INFORMATION?

15.1 "Third parties" includes third-party service providers (including contractors and designated agents) and other entities within the Club's group.

15.2 The following activities are carried out by third-party service providers: pension administration, benefits provision and administration.

16. HOW SECURE IS MY INFORMATION WITH THIRD-PARTY SERVICE PROVIDERS AND OTHER ENTITIES IN OUR GROUP?

16.1 All of the Club's third-party service providers and other entities in the group are required to take appropriate security measures to protect your personal information in line with Club policies. The Club does not allow its third-party service providers to use your personal data for their own purposes. The Club only permits them to process your personal data for specified purposes and in accordance with our instructions.

16.2 To ensure the Club's third-party service providers are complying with their obligations under data protection regulations and safeguarding your personal data, the Club may conduct audits on third party service providers from time to



time as well as seeking contractual commitment for compliance with data protection obligations.

17. WHEN MIGHT YOU SHARE MY PERSONAL INFORMATION WITH OTHER ENTITIES IN THE GROUP?

17.1 The Club will share your personal information with other entities in its group as part of its regular reporting activities on Club performance, in the context of a business reorganisation or group restructuring exercise, for system maintenance support and hosting of data.

18. WHAT ABOUT OTHER THIRD PARTIES?

18.1 The Club may share your personal information with other third parties, for example in the context of the possible sale or restructuring of the business. We may also need to share your personal information with a regulator or to otherwise comply with the law.

19. WILL MY INFORMATION BE TRANSFERRED OUTSIDE OF THE EU?

19.1 We won't transfer the personal information we collect about you outside the EU in order to perform our contract with you.

20. WHAT IS DATA SECURITY AND HOW DOES THIS AFFECT ME?

20.1 The Club has put in place measures to protect the security of your information. Details of these measures are available upon request from the IT Manager.

20.2 Third parties will only be entitled to process your personal information on the Club's instructions and where we have agreed to treat the information confidentially and to keep it secure.

20.3 The Club has put in place appropriate security measures to prevent your personal information from being accidentally lost, used or accessed in an unauthorised way, altered or disclosed. In addition, we limit access to your personal information to those employees, agents, contractors and other third parties who have a business need to know. They will only process your personal information on our instructions and they are subject to a duty of confidentiality. Details of these measures may be obtained from the IT manager.

20.4 The Club has put in place procedures to deal with any suspected data security breach and will notify you and any applicable regulator of a suspected breach where it is legally required to do so.

21. HOW LONG WILL YOU USE MY INFORMATION FOR?

21.1 The Club will only retain your personal information for as long as necessary to fulfil the purposes we collected it for, including for the purposes of satisfying any legal, accounting, or reporting requirements. Details of retention periods for



different aspects of your personal information are available from the HR Manager.

21.2 To determine the appropriate retention period for personal data, the Club considers the amount, nature, and sensitivity of the personal data, the potential risk of harm from unauthorised use or disclosure of your personal data, the purposes for which we process your personal data and whether we can achieve those purposes through other means, and the applicable legal requirements.

21.3 In some circumstances we may anonymise your personal information so that it can no longer be associated with you, in which case we may use such information without further notice to you. Once you are no longer an employee, worker or contractor of the Club we will retain and securely destroy your personal information in accordance with applicable laws and regulations.

22. DO I HAVE A DUTY TO INFORM THE CLUB OF CHANGES?

24.1 Yes, it is important that the personal information the Club holds about you is accurate and current. Please keep us informed if your personal information changes during your working relationship with us.

23. WHAT RIGHTS DO I HAVE IN CONNECTION WITH MY PERSONAL INFORMATION?

23.1 Under certain circumstances, by law you have the right to:

- a) Request access to your personal information (commonly known as a "data subject access request"). This enables you to receive a copy of the personal information we hold about you and to check that we are lawfully processing it.
- b) Request correction of the personal information that we hold about you. This enables you to have any incomplete or inaccurate information we hold about you corrected.
- c) Request erasure of your personal information. This enables you to ask us to delete or remove personal information where there is no good reason for us continuing to process it. You also have the right to ask us to delete or remove your personal information where you have exercised your right to object to processing (see below).
- d) Object to processing of your personal information where we are relying on a legitimate interest (or those of a third party) and there is something about your particular situation which makes you want to object to processing on this ground. You also have the right to object where we are processing your personal information for direct marketing purposes.
- e) Request the restriction of processing of your personal information. This enables you to ask us to suspend the processing of personal information about



you, for example if you want us to establish its accuracy or the reason for processing it.

f) Request the transfer of your personal information to another party.

23.2 If you want to review, verify, correct or request erasure of your personal information, object to the processing of your personal data, or request that the Club transfers a copy of your personal information to another party, please contact the HR Manager in writing.

24. ARE FEES USUALLY REQUIRED?

24.1 You will not usually have to pay a fee to access your personal information (or to exercise any of the other rights). However, the Club may charge a reasonable fee if your request for access is clearly unfounded or excessive. Alternatively, we may refuse to comply with the request in such circumstances.

25. WILL THE CLUB REQUIRE ANYTHING FROM ME?

25.1 The Club may need to request specific information from you to help it confirm your identity and ensure your right to access the information (or to exercise any of your other rights). This is another appropriate security measure to ensure that personal information is not disclosed to any person who has no right to receive.

26. AM I ABLE TO WITHDRAW MY CONSENT?

26.1 In the limited circumstances where you may have provided your consent to the collection, processing and transfer of your personal information for a specific purpose, you have the right to withdraw your consent for that specific processing at any time. To withdraw your consent, please contact HR Manager. Once we have received notification that you have withdrawn your consent, we will no longer process your information for the purpose or purposes you originally agreed to, unless we have another legitimate basis for doing so in law.

27. CAN THIS POLICY BE AMENDED?

27.1 Yes, the Club reserves the right to update this privacy notice at any time, and it will provide you with a new privacy notice when it makes any substantial updates. The Club may also notify you in other ways from time to time about the processing of your personal information

If you have any questions about this privacy notice, please contact HR Manager.

I _____ (Employee/Worker name), acknowledge that on _____ (Date), I received a copy of the Club's Privacy Notice for employees, workers and contractors and that I have read and understood it.

Signature Date