

A2 Scrutiny Working Group – 26th March, 2018

Report to Cabinet on: General Data Protection Regulations Review – 19 June, 2018.

Observations made to: Cabinet

- The Working Group made its initial observations to cabinet on 9th January, 2018.
- The Working Group meeting on 26th March was to review progress in the Council's preparedness for the implementation of the General Data Protection Regulations (GDPR) from 25th May, 2018.
- The Working Group previously had asked whether the Council could insure itself against the possibility of high fines. This had been investigated and found not to be possible. However the Council could insure itself against compensations claims from individuals.
- Officers and the Information Commissioner's Officer were realistic and accepted that all of the work to prepare for GDPR would not be completed by 25th May.
- The Data Protection Officer had been appointed and additional staff were also in the process of being recruited. The Schools Service had identified funding for a specific Data Protection Officer and Information Compliance Officer for Schools.
- Training for school governors would be required which was the responsibility of schools.
- With regard to Town and Community Councils there is an amendment currently being considered by Parliament to exempt Town and Community Councils from the need to appoint a Data Protection Officer.
- The County Council's Data Protection Officer will need to review reports to Cabinet to assess whether a data protection impact assessment is required (where the high risk processing of personal data would be undertaken) and make relevant comments to ensure compliance with data protection legislation. The Cabinet's template will need to be amended to take account of this requirement.
- The Council in setting its budgets will need to take into account the increase in registration fees from the Information Commissioner's Officer. The fees for organisations is increasing from £500 to £2900 and the individual fees are increasing from £35 to £40.
- The Working Group asked the Lead Professional – Data Protection for an overall assessment of progress to date. It was noted that there was much work to do

especially on a Data Protection Impact Assessment and policies. Everything else was moving on slowly.

- Privacy notices would be a big issue for services.
- Some services were yet to submit their information asset audits which was a concern.

Scrutiny recommendations to Cabinet on the Council's preparation for GDPR:

- **All Services needed to complete and submit their information asset audits..**
- **Schools needed to be reminded that they were responsible for ensuring that school governing bodies received training on GDPR.**
- **The view of the Data Protection Officer should be sought on all reports being submitted to the Cabinet / Cabinet Portfolio Holder for decision.**
- **The Cabinet report template should be amended to include the comments of the Data Protection Officer.**

Membership of the A2 Scrutiny Working Group 26th March, 2018

County Councillors G. Williams, K. Curry, S. Davies, J. Pugh, E. Durrant, G. Jones.