

Heringtons

SOLICITORS

PRIVACY NOTICE – CONVEYANCER IN PERSON

We are instructed to act for the party from whom you are buying, or to whom you are selling, a property. During the course of a conveyancing transaction we will obtain personal data concerning you and will store this securely in both hard copy and electronic form. This data is lawfully collected and stored for the legitimate interest of concluding the transaction between you and our client.

The personal data that we hold about you will be collected either directly from you, from our client or from publically available data sources. Where you are obliged to provide information we will inform you of this fact and the legal basis of the obligation. The information collected will include your name and contact details as standard but may also include financial information or evidence of identity where this is necessary to enable us to comply with our obligations to our regulators and other bodies charged with minimising the risk of fraud. We would not expect to require any sensitive personal data from you.

Your information will be accessible by those of the firm's staff who require such access to carry out our client's instructions. In addition to our permanent staff temporary workers and work-experience students may have access to your personal data. We also outsource various functions including IT systems, file auditing, dictation storage, typing, photocopying and telephone answering. We only allow our service providers to handle personal data, including that relating to you, if we are satisfied that they take appropriate measures to protect it. We impose contractual obligations on them to ensure that they may not process your personal data unless specifically instructed to do so by Heringtons.

As solicitors we are professionally and legally obliged to keep your affairs confidential despite the fact that you are not our client. However, we are required to share information in certain circumstances without reference to you in order to comply with legal obligations including in the prevention of fraud and money laundering. You should note that we will hold some of your personal details indefinitely (at our discretion). This allows us to meet our mutual legitimate interest in identifying potential conflicts of interest and minimising the risk of fraud. We will retain other information and data provided for as long as necessary to protect us and our client against any potential legal, regulatory or other claims that may arise after fulfilment of our contract. We will review the need to retain this information 15 years after the contract between us and our client has concluded and will retain it at this stage only if this is considered to be necessary due to the nature of our instructions.

You have rights in respect of the personal data we hold about you including the right to be informed of the lawful basis and purpose of our processing of that data as set out in this Privacy Notice. You also have the right to make a request for confirmation of the personal data we hold about you. Please note that this is qualified by our client's right to obtain legal advice in confidence and any information provided in a response we make to a Subject Access Request from you will be restricted appropriately.

Your further rights to object to our processing, erase, correct, complete or restrict the use of your personal data are also qualified in the circumstances as they must be balanced with the legitimate interests of our client and the legal obligations placed on us and them. This does not prevent you from making a request to exercise these rights but may limit the extent to which any request can be complied with. The extent to which your request to exercise these rights has been qualified by these considerations will be set out to you in our response.

We consider all such requests carefully in line with the General Data Protection Regulation, Data Protection Act 2018 and other applicable law and guidance concerning data protection and the exercise of the rights of data subjects.

In order to ensure a full and prompt response to any requests we would ask that you direct them to our Deputy Data Protection Officer in the first instance

The contact details for the Data Protection Officers are set out below. If you are dissatisfied in relation to any data protection issue you have the right to raise a complaint with the Information Commissioners Office. You can find more information concerning your rights and how to complain at www.ico.org.uk/for-the-public/.

Our Data Protection Officers, Richard Fisher and his Deputy Rosemarie Close can be contacted on 01424 434 192 at our Hastings Office: Langham House, 5-6 Albert Road, Hastings TN34 1QT, by email rfisher@heringtons.net/rclose@heringtons.net or by fax 01424 444 824

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