

Privacy Notice for Kensington and Chelsea College Job Applicants

Data controller: Kensington and Chelsea College, **Kensington Centre:** Wornington Road, W10 5QQ;
Chelsea Centre: Hortensia Road, London, SW10 0QS

Email: DPO@kcc.ac.uk

As part of any recruitment process, Kensington and Chelsea College collects and processes personal data relating to job applicants. Kensington and Chelsea College is committed to being transparent about how it collects and uses that data and to meeting its data protection obligations.

What information does Kensington and Chelsea College collect?

The organisation collects a range of information about you. This includes:

- your name, address and contact details, including email address and telephone number;
- details of your qualifications, skills, experience and employment history;
- information about your current level of remuneration, including benefit entitlements;
- whether or not you have a disability for which the organisation needs to make reasonable adjustments during the recruitment process;
- information about your entitlement to work in the UK;
- identification to be able to complete a DBS application and
- equal opportunities monitoring information, including information about your ethnic origin, sexual orientation, health, and religion or belief;
- clarifying whether you are related to an employee or governor to ensure fair recruitment.

Kensington and Chelsea College collects this information in a variety of ways. For example, data might be contained in application forms, CVs, obtained from your passport or other identity documents, or collected through interviews or other forms of assessment, including selection tests.

Kensington and Chelsea College will also collect personal data about you from third parties, such as references supplied by former employers, information from employment background check providers and information from criminal records checks. Unless specifically stated, Kensington and Chelsea College will seek information from third parties only once a job offer to you has been made and will inform you that it is doing so.

Data will be stored in a range of different places, including on your application record, in HR management systems and on other IT systems (including email).

Why does Kensington and Chelsea College process personal data?

Kensington and Chelsea College needs to process data to take steps at your request prior to entering into a contract with you. It also needs to process your data to enter into a contract with you.

In some cases, Kensington and Chelsea College needs to process data to ensure that it is complying with its legal obligations. For example, it is required to check a successful applicant's eligibility to work in the UK before employment starts.

Kensington and Chelsea College has a legitimate interest in processing personal data during the recruitment process and for keeping records of the process. Processing data from job applicants allows the organisation to manage the recruitment process, assess and confirm a candidate's suitability for employment and decide to whom to offer a job. Kensington and Chelsea College may also need to process data from job applicants to respond to and defend against legal claims.

Where the Kensington and Chelsea College relies on legitimate interests as a reason for processing data, it has considered whether or not those interests are overridden by the rights and freedoms of employees or workers and has concluded that they are not. Kensington and Chelsea College processes health information if it needs to make reasonable adjustments to the recruitment process for candidates who have a disability. This is to carry out its obligations and exercise specific rights in relation to employment.

Where Kensington and Chelsea College processes other special categories of data, such as information about key characteristics such as ethnic origin, sexual orientation or religion/ belief, this is for equal opportunities monitoring purposes. Kensington and Chelsea College is obliged to seek information about criminal convictions and offences. Where Kensington and Chelsea College seeks this information, it does so because it is necessary for it to carry out its obligations and exercise specific rights in relation to employment.

Kensington and Chelsea College will not use your data for any purpose other than the recruitment exercise for which you have applied.

Who has access to data?

Your information may be received through a recruitment website for example FE Jobs, your data is protected by their privacy statement.

Your information will be shared internally for the purposes of the recruitment exercise. This includes members of the HR and recruitment team, interviewers involved in the recruitment process, managers in the business area with a vacancy and IT staff if access to the data is necessary for the performance of their roles.

Kensington and Chelsea College will not share your data with third parties, unless your application for employment is successful and it makes you an offer of employment. The organisation will then share your data with former employers to obtain references for you, employment background check providers to obtain necessary background checks and the Disclosure and Barring Service to obtain necessary criminal records checks.

The organisation will not transfer your data outside the European Economic Area.

How does Kensington and Chelsea College protect data?

Kensington and Chelsea College takes the security of your data seriously. It has internal policies and controls in place to ensure that your data is not lost, accidentally destroyed, misused or disclosed, and is not accessed except by our employees in the proper performance of their duties. The recruitment portal is an external portal secure through password controls. Personal details are accessed by HR only, all other data is anonymised. The Recruitment Policy and Recruitment of Ex-Offenders Policy has details of process to follow.

For how long does Kensington and Chelsea College keep data?

If your application for employment is unsuccessful, Kensington and Chelsea College will hold your data on file for 6 months after the end of the relevant recruitment process. At the end of that period, your data is deleted or destroyed.

If your application for employment is successful, personal data gathered during the recruitment process will be transferred to your personnel file and retained during your employment. The periods for which your data will be held will be provided to you in a new privacy notice.

Your rights

As a data subject, you have a number of rights. You can:

- access and obtain a copy of your data on request;
- require the organisation to change incorrect or incomplete data;
- require the organisation to delete or stop processing your data, for example where the data is no longer necessary for the purposes of processing;
- object to the processing of your data where the organisation is relying on its legitimate interests as the legal ground for processing; and
- ask the organisation to stop processing data for a period if data is inaccurate or there is a dispute about whether or not your interests override the organisation's legitimate grounds for processing data.

If you would like to exercise any of these rights, please contact the Data Protection Officer at dpo@kcc.ac.uk or by visiting/calling the College. You can make a subject access request by completing the Kensington and Chelsea College's Subject Access Request Form

If you believe that Kensington and Chelsea College has not complied with your data protection rights, you can complain to us by contacting the Quality & Sub-Contracting Officer, Shorla Leo, who will provide you with the Complaints (and other Feedback) Policy. If you remain unsatisfied by our response you may complain to the Information Commissioner.

What if you do not provide personal data?

You are under no statutory or contractual obligation to provide data to the organisation during the recruitment process. However, if you do not provide the information, Kensington and Chelsea College may not be able to process your application properly or at all.

You are under no obligation to provide information for equal opportunities monitoring purposes and there are no consequences for your application if you choose not to provide such information.

The information in this privacy statement is correct at 30th March 2019 and supersedes all previous versions