

Privacy Notice

Cumbria Commissioner Fire and Rescue Authority

Introduction

By virtue of [The Police, Fire and Crime Commissioner for Cumbria \(Fire and Rescue Authority\) Order 2022](#), from 1 April 2023 the governance of Cumbria Fire and Rescue Service will no longer be the responsibility of Cumbria County Council. A new Cumbria Commissioner Fire and Rescue Authority (CCFRA) will be created, and this responsibility will transfer to the Police and Crime Commissioner for Cumbria.

This notice is issued by CCFRA to comply with obligations under Articles 13 and 14 of the UK General Data Protection Regulation (UKGDPR) to provide individuals with the information relating to the processing of their personal data.

Data Ownership

Name	Cumbria Commissioner Fire and Rescue Authority
Address	Cumbria Fire and Rescue Service Headquarters, Carleton Avenue, Penrith CA10 2FA
Registration Number	ZB517990

This information is also available via the Information Commissioner's Register of Fee Payers at: <https://ico.org.uk/about-the-ico/what-we-do/register-of-fee-payers/>

Data Protection Officer

The Data Protection Officer for CCFRA is Mark Clement and can be contacted at:

Email: informationgovernance@cumbriafire.gov.uk
Post: Cumbria Fire and Rescue Service, Information Governance Team, Carleton Avenue, Penrith, CA10 2FA



Service Description

This Privacy Notice applies to the functions of Cumbria Fire and Rescue Service that carries out the Fire and Rescue functions under the governance of Cumbria Commissioners Fire and Rescue Authority (FRA). There are four key responsibilities for FRAs that they must ensure they make provision for including:

- extinguishing fires in their area
- protecting life and property in the event of fires in their area
- rescuing and protecting people in the event of a road traffic collision, and
- rescuing and protecting people in the event of other emergencies.

Purpose

Your data is collated for emergency response, community safety and business fire safety to carry out our statutory responsibilities under the different legislative frameworks/provide services/establish good business practices. In addition, we collect your data for the following:

- Service delivery
- Prevention - Community Safety
- Protection - Business Fire Safety
- Detection of crime/fraud
- Service improvement and planning
- Research
- Statistical analysis and reporting
- Safeguarding
- Vital Interests
- Education and Training e.g., Drivers Training

What information/data types do we collect?

Cumbria Fire and Rescue Service is required to process either your personal, special category/sensitive or criminal/law enforcement data to meet legal obligations and make robust recommendations and decisions.

The Personal Data requirements are:

- Name
- Address
- Contact details: Telephone number, e-mail address

The Demographic/Equality Data requirements are:

Equality Monitoring is the collection of data to measure **performance and improvement** in relation to **equality & diversity** or to make **reasonable adjustment** for staff and service users.

Equality data include your protected characteristics such as your gender, your ethnicity, and your religion or belief, if any. For each characteristic we'll provide a list of categories and would like you to select the one with which you identify.

The Special Category Data requirements are:

- health/medical details

The Criminal/Law Enforcement Data requirements are:

- Biometric (CCTV and photographic images)
- Criminal history
- Premises access codes (residential/business)

Legal Basis for Processing Data

Where CCFRA identifies the requirement to process personal, special category/sensitive or criminal/law enforcement data, depending on the specific data being shared, it must have at least one of the following:

- for personal data, a legal basis under **UKGDPR Article 6**,
- for special category/sensitive data, a condition under **UKGDPR Article 9**
- for criminal/law enforcement data, a purpose under **UKGDPR Schedule 8**

The following **legal bases** apply to the processing of your personal data:

- **UKGDPR Article 6(1) (c) Legal Obligation**
- **UKGDPR Article 6(1) (d) Vital Interests**
- **UKGDPR Article 6(1) (e) Public Task/Public Interest/Official Authority**

The following **conditions** apply to the processing of your special category/sensitive data:

- **UKGDPR Article 9(2) (b) Employment/social security and social protection**
- **UKGDPR Article 9(2) (c) Vital interests (where the data subject is physically or legally incapable of giving consent)**

The following **purposes** apply to the processing of your criminal/law enforcement data:

- **UKGDPR Schedule 8(3) Protecting Individual's Vital Interests**
- **UKGDPR Schedule 8(4) Safeguarding Children and Individuals at Risk**

Relevant Legislation

- The Police, Fire and Crime Commissioner for Cumbria (Fire and Rescue Authority) Order 2022
- Fire and Rescue Services Act 2004

- Civil Contingencies Act 2004
- Regulatory Reform (Fire Safety) Order 2005
- Fire and Rescue Service (Emergencies) (England) Order 2007
- Police and Crime Act 2017
- Fire and Rescue National Framework for England (2018)
- Crime and Disorder Act 1998
- Health and Safety at Work Act 1974
- Criminal Justice act 2003,
- Police and Criminal Evidence act 1984
- Health and Care Act 2022
- The Environment Act 2022
- Mental Capacity Act 2005
- Mental Health Act 1983, 2007
- Local Safeguarding Children & Adults Boards Regulations 2006 (SI 2006/90)
- Equality Act 2010
- Anti-Social Behaviour, Crime and Policing Act 2014
- Counter-Terrorism and Security Act 2015 (and subsequent amendments in 2019)
- Serious Crime Act 2015
- Modern Slavery Act 2015
- Children and Social Work Act 2017
- Domestic Abuse Act 2021
- Criminal Damage Act 1971
- Local Government Act 2000

The primary legislative provisions which determine the functions of the Service include:

- Promoting fire safety.
- Extinguishing fires and protecting life and property.
- Rescuing people from road traffic collisions (and a large range of other risks determined through the Emergencies Order).
- Responding to other types of emergencies.
- Entering into reinforcement schemes with other fire authorities for mutual assistance.
- Assessing the risk of emergencies occurring and use this to inform contingency planning; and in this regard to:
 - Put in place emergency plans.
 - Put in place business continuity management arrangements.
 - Put in place arrangements to make information available to the public about civil protection matters and maintain arrangements to warn, inform and advise the public in the event of an emergency.
 - Share information with other local responders to enhance coordination; and
 - Cooperate with other local responders to enhance coordination and efficiency.
- Cooperate with other local responders to reduce crime, disorder and re-offending (including anti-social and other behaviour adversely affecting the local environment).

Consent

To process your data, we will explain to you what we are asking you to agree to and why. If we have consent to use your personal data, you may have the right to remove it at any time. If you want to remove your consent, please contact us at the following email address informationgovernance@cumbriafire.gov.uk and we will deal with your request.

Please note: We may not be able to remove your data due to the requirements of other relevant regulations.