[redacted]

From: FOI
Sent: 05 January 2022 08:57
To: [redacted]
Subject: FOI 146-21 - Response

Dear [redacted],

Our Ref: FOI-146-21

Thank you for your email to the Electoral Commission dated 14 December 2021.

The Commission aims to respond to requests for information promptly and has so within the statutory timeframe of twenty working days.

Your request is shown below followed by our response.

1) Does electoralcommission.org.uk implement GDPR or CCPA? If not, could you please explain why? If you are uncertain about whether electoralcommission.org.uk is required to implement these laws or answer questions like ours, we have included informative resources at the end of this email.

2) If you implement GDPR or CCPA, do you process data access requests from individuals who are not residents of the EU or UK (for GDPR) or who are not residents of California (for CCPA)?

3) If you implement GDPR or CCPA, do you process data access requests via email, a website, or telephone? If via a website, what is the URL?

4) If you implement GDPR or CCPA, what personal information must a user submit for you to verify and process a data access request?

5) If you implement GDPR or CCPA, what personal information do you provide in response to a data access request?

Our response is as follows:

We hold the information you have requested.

1) As a UK public body the Electoral Commission is subject to the UK GDPR, and national derogation enacted through the Data Protection Act 2018 in the United Kingdom. The supervisory authority for the UK is the Information Commissioner's Office (ICO). CCPA does not apply to the work of the Electoral Commission.

2) We process requests from all natural living persons under the UK GDPR, the legislation does not have a geographical limitation.

3) Our email address to submit subject access requests is dataprotection@electoralcommission.org.uk, or you can submit a request through the web-

form on our Freedom of Information web-page on the website, or via telephone through our switchboard: 0333 103 1928.

4) We are required to use proportionate ID checks in relation to the request submitted to us by the data subject and whether the information is special category data under the UK GDPR.

5) The UK GDPR allows for data subjects to give us either specific data requests or all personal and special category data that the Electoral Commission may hold that relates to them. The Electoral Commission collects personal data as set out in our Privacy Policy and this also contains the information in relation to contacting us. Privacy policy | Electoral Commission. We treat Subject Access Requests as a confidential response to the data subject so do not release information on the types of requests that we receive as we typically receive a low number of requests; less than 20 per year.

How the Electoral Commission collects, processes and stores, and manages personal data, and the legal bases for processing are set out in the Privacy Policy linked to above. If you look at the areas of the website that set out what we do as an organisation it will help provide a greater understanding of our privacy policy. Who we are | Electoral Commission.

The Commission strives to be an open, transparent authority and I trust that this information satisfies your request.

If you are not satisfied with this response, please note that the Commission operates a review procedure, details of which can be found on the Commission website at: https://www.electoralcommission.org.uk/freedom-information/make-a-freedom-information-request.

Please also note that if you have exhausted all internal Commission review procedures and you are still not satisfied you have the right to appeal to the Information Commissioner. Details of this procedure can be found on the ICO website: https://ico.org.uk/.

Yours sincerely

Information Officer
FOI@electoralcommission.org.uk

The Electoral Commission
electoralcommission.org.uk