

Privacy Notice – Digital storytelling

This privacy notice explains how the Scottish Parliamentary Corporate Body collects and uses personal data provided to it through digital storytelling.

Purpose of processing

One way in which the Scottish Parliament invites people to share their experiences with the Parliament is by facilitating the creation of digital stories, using pictures and audio voiceover.

The Parliament uses digital storytelling in order to engage with members of the public, to promote such engagement opportunities or to give us information about what subjects are relevant to citizens and how the Scottish Parliament has influenced life and society in Scotland.

Stories may be shared with a Parliamentary Committee to help inform an inquiry or other piece of work. Stories may also be shared on the Scottish Parliament's website, on displays within the Scottish Parliament building or on the Scottish Parliament's social media channels. We will discuss with you how your story may be used and you will be able to choose not to share your story or to do so in an anonymised way.

We will hold your contact details in order to make arrangements for your attendance at the digital storytelling event.

We may use your contact details for feedback on how well we are engaging with people. You may also be asked if you would like to receive future updates on opportunities to become involved in Parliamentary work. You have the option to be removed from such mailing lists at any time.

Some stories may also be transferred to be held permanently by the National Records of Scotland (NRS) as part of the historical archive of the Scottish Parliament's activities.

Collecting and holding Personal Data

The Scottish Parliamentary Corporate Body (the SPCB) is the data controller for the digital stories and processes any personal data you provide under the requirements of the General Data Protection Regulation (EU) 2016/679 (GDPR) and the Data Protection Act 2018 (DPA).

Personal data consists of data from which a living individual may be identified.

The SPCB will hold any personal data securely, will use it only for the purposes it was collected for and will only pass it to any third parties if there is an appropriate legal basis such as in compliance with a legal obligation. Further information about the data protection legislation and your rights is available here:

<https://ico.org.uk/for-the-public/is-my-information-being-handled-correctly/>

Categories of information

If you choose to take part in the digital storytelling event, the SPCB will use your contact information to make arrangements for the event and to give you feedback about how information from the event was used.

This will usually be a name, email address and contact telephone number. Occasionally this may include a mailing address if we receive information by hard copy.

This is considered “standard” personal data.

Depending on the pictures and story you decide to share, the information may also be considered “special category” personal data (which used to be referred to as “sensitive” personal data.) For example, this could include details about race or ethnic origin, political or religious views, sex life or sexual orientation, trade union membership, physical or mental health or any criminal offences.

You may also choose to send in advance the pictures that identify you that you want to use in your digital story, which is also your personal data.

If you want to use pictures and information that identifies a third party, please ensure you have permission from these individuals to do so. We recommend that you share this privacy notice with the third-party individuals to ensure they are fully informed.

The legal basis for processing

Data protection law states that we must have a legal basis for handling your personal data. The legal basis for collecting, holding and publishing your personal data you give us through digital storytelling is that the processing is necessary for the performance of a task carried out in the public interest or substantial public interest.

Because we are using the information to engage with members of the public about the work of the Scottish Parliament, the task is to facilitate democratic engagement, which is a public interest task in accordance with Art 6(1)(d) GDPR, section 8(e)DPA.

If you share any special category personal data in your video, the legal basis for processing this information is that it was made public by the data subject themselves in accordance with Art 9(2)(e) GDPR.

Please note that the legal basis for the processing of the information in the way described above is not your consent.

You are free to decide if you would like to take part in this event. If you choose to share your information with us in this way, we will be able to hold and use the information based on the legal basis above.

This means you can not withdraw your consent at a later date.

We will however, as a courtesy, give you the opportunity to withdraw your story from further use by us after the recording is complete, in which case we will delete all information we hold in relation to your digital story.

For the transfer of data to the National Records of Scotland, the legal basis is that it is necessary for archiving purposes in the public interest (Art 6(1)(e) GDPR, section 8(d) Art DPA or Art 9(2)(j) GDPR, section 10(1)(e) DPA).

Retention of personal data

Digital stories which are used on social media or for the purpose of promoting the Parliament's work on the Parliament's website will be handled in line with our [privacy notice on social media](#).

If you withdraw your story as explained above, the completed film will be sent to you and any copies or photographs deleted within a week of the workshop. All photographs, whether or not used in a film, will be deleted within a week of the workshop.

Your contact details will be held securely until the end of the piece of work and then deleted, unless you have given us your consent to receive future updates on opportunities to become involved in Parliamentary work.

Your rights

Data protection legislation sets out the rights which individuals have in relation to personal data held about them by data controllers.

For example, the rights allowing for erasure of personal data (right to be forgotten) and data portability do not apply in cases where personal data is processed for the purpose of the performance of a task carried out in the public interest. The right to object to the processing of personal data for the purpose of a public interest task is restricted if there are legitimate grounds for the processing which override the interest of the data subject.

This would be considered on a case by case basis and depends on what personal data is involved and the risks further processing of that data would pose to you. As described above, the collection, storage, sharing and publishing of personal data for digital storytelling is in some circumstances a task carried out in the public interest, which means that these three data subject rights do not apply here or only in a restricted scope. The following rights do apply:

Access to your information – You have the right to request a copy of the personal information about you that we hold.

Correcting your information – You may ask us to correct any personal information about you that you believe is incorrect.

Objecting to how we may use your information – Where we use your personal information to perform tasks carried out in the public interest, then, if you ask us to, we will stop using that personal information unless there are overriding legitimate grounds to continue.

Restricting how we may use your information – in some cases, you may ask us to restrict how we use your personal information. This right might apply, for example, where we are checking the accuracy of personal information about you that we hold or assessing the validity of any objection you have made to our use of your information. The right might also apply where this is no longer a basis for using your personal information, but you don't want us to delete the data. Where this right is validly exercised, we may only use the relevant personal information with your consent, for legal claims or where there are other public interest grounds to do so.

Please contact us in any of the ways set out in the *Contact information and further advice* section if you wish to exercise any of these rights.

Changes to our privacy statement

We keep this privacy statement under regular review and will place any updates on this website. Paper copies of the privacy statement may also be obtained using the contact information below.

This privacy statement was last updated on 25 June 2019.

Contact information and further advice

If you have any further questions about the way in which we process personal data, or about how to exercise your rights, please contact:

Head of Information Governance
The Scottish Parliament
Edinburgh
EH99 1SP

Telephone: 0131 348 6913 (Text Relay calls welcome)

Textphone: 0800 092 7100

Email : dataprotection@parliament.scot

Complaints

We seek to resolve directly all complaints about how we handle personal information but you also have the right to lodge a complaint with the Information Commissioner's Office: Online: <https://ico.org.uk/global/contact-us/email/>

By phone: 0303 123 1113

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If you have any further questions about the way in which we process personal data, or about how to exercise your rights, please contact the Head of Information Governance at:

The Scottish Parliament

Edinburgh

EH99 1SP

Telephone: 0131 348 6913 (Calls are welcome through the Text Relay service or in British Sign Language through [contactSCOTLAND-BSL.](#))

Email: dataprotection@parliament.scot



HAPPY TO **TRANSLATE**

Please contact us if you require information in another language or format.