



PRIVACY STATEMENT

1. Introduction

We take your privacy very seriously. Please read this Privacy Statement carefully as it contains important information on who we are and how and why we collect, store, use and share your Personal Data. It also explains your rights in relation to your Personal Data and how to contact us or supervisory authorities in the event you have a complaint.

Our use of your Personal Data is subject to your instructions, the UK General Data Protection Regulation, the Data Protection Act 2018 (the “DPA”) and other relevant UK legislation. Further information about the DPA can be found at the website for the Information Commissioner’s Office (www.ico.gov.uk).

2. Key terms

We, us, our	Carmnenellis Consultancy Limited
Personal Data	Any information relating to an identified or identifiable individual
Special category Personal Data	Personal Data revealing racial or ethnic origin, political opinions, religious beliefs, philosophical beliefs or trade union membership; genetic and biometric data; data concerning health, sex life or sexual orientation

3. Personal Data processed in relation to our Clients (including prospective Clients)

3.1 Personal Data we collect about you

The table below sets out the Personal Data we will or may collect in the course of advising and/or providing services to you

Personal Data we will collect	Personal Data we may collect depending on why you have instructed us
<p>Your name, address and telephone number</p> <p>Information to enable us to check and verify your identity, e.g. your date of birth or passport details</p> <p>Electronic contact details, e.g. your email address and mobile phone number</p> <p>Information relating to the matter in which you are seeking our advice or representation</p> <p>Your financial details so far as relevant to your instructions, e.g. the source of your funds if you are instructing on a purchase transaction</p>	<p>If you are a business: Information provided by you about your business and other individuals (which could include some or all of the data below) in connection with any advice we provide to your business.</p> <p>If you are an individual: Your National Insurance and tax details</p> <p>Your bank and/or building society details</p> <p>Details of your professional online presence, e.g. LinkedIn profile</p> <p>Your nationality and immigration status and information from related documents, such as your passport or other identification</p>

This Personal Data is required from you to enable us to provide our service to you. If you do not provide Personal Data we ask for, it may delay or prevent us from providing services to you.

3.2 How your Personal Data is collected

We collect most of this information from you. However, we may also collect information:

- from publicly accessible sources, e.g. Companies House or HM Land Registry;
- directly from a third party;
- from a third party with your consent, e.g.: your bank or building society, another financial institution or advisor, consultants and other professionals we may engage in relation to your matter or your employer and/or professional body;
- via our information technology systems, e.g.:
 - case management, document management and time recording systems;
 - relevant websites and applications;
 - via other processes we have in place e.g. telephone logs

3.3 How and why we use your Personal Data

Under data protection law, we can only use your Personal Data if we have a proper reason for doing so, e.g.:

- to comply with our legal and regulatory obligations;
- for the performance of our contract with you or to take steps at your request before entering into a contract;
- for our legitimate interests or those of a third party; or
- you have given consent.

A legitimate interest is when we have a business or commercial reason to use your information, so long as this is not overridden by your own rights and interests.

The table below explains what we use (process) your Personal Data for and our reasons for doing so:

What we use your Personal Data for	Our reasons
To provide advice and services to you	For the performance of our contract with you or to take steps at your request before entering into a contract
Conducting checks to identify our clients and verify their identity Screening for financial and other sanctions or embargoes Other processing necessary to comply with professional, legal and regulatory obligations that apply to our business, e.g. under health and safety regulation	To comply with our legal and regulatory obligations
Gathering and providing information required by or relating to audits, enquiries or investigations by regulatory bodies. In particular, we may in some circumstances be under a legal duty to disclose information to the National Crime Agency or other enforcement agencies. If we make a disclosure, we will usually not be able to tell you about it or the reasons for the disclosure.	To comply with our legal and regulatory obligations
Ensuring business policies are adhered to, e.g. policies covering security and internet use	For our legitimate interests or those of a third party
Operational reasons, such as improving efficiency, training and quality control	For our legitimate interests or those of a third party

Ensuring the confidentiality of commercially sensitive information	For our legitimate interests or those of a third party To comply with our legal and regulatory obligations
Statistical analysis to help us manage our practice, e.g. in relation to our financial performance, client base, work type or other efficiency measures	For our legitimate interests or those of a third party
Preventing unauthorised access and modifications to systems	For our legitimate interests or those of a third party To comply with our legal and regulatory obligations
To keep our central records up to date including updating and enhancing client records and manage the Company's business	For the performance of our contract with you or to take steps at your request before entering into a contract To comply with our legal and regulatory obligations For our legitimate interests or those of a third party
Statutory returns and deal with regulatory obligations	To comply with our legal and regulatory obligations
Ensuring safe working practices, staff administration and assessments	To comply with our legal and regulatory obligations For our legitimate interests or those of a third party
External audits and quality checks, e.g. SRA and the audit of our accounts	For our legitimate interests or those of a third party To comply with our legal and regulatory obligations
Statutory returns and deal with regulatory obligations	To comply with our legal and regulatory obligations
Ensuring safe working practices, staff administration and assessments	To comply with our legal and regulatory obligations For our legitimate interests or those of a third party
Marketing to you similar services that we think might be of interest to you	Business Clients For our legitimate interests (see below) Please note that for Individual Clients we will seek consent

External audits and quality checks, e.g. SRA and the audit of our accounts	<p>For our legitimate interests or a those of a third party</p> <p>To comply with our legal and regulatory obligations</p>
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In addition, we will only undertake the following activities having received your specific consent:

- to use your matter as part of a case study or article to promote our expertise;
- to use you as a reference.

The above table does not apply to special category Personal Data, which we will only process with your explicit consent.

3.4 Marketing communications

We may use your Personal Data to send you updates (by email, text message, telephone or post) about developments that might be of interest to you and/or information about our services.

Business Clients

We have a legitimate interest in processing your Personal Data for marketing purposes (see above '**How and why we use your Personal Data**'). This means we do not usually need your consent to send you marketing communications. However, where consent is needed, we will ask for this consent separately and clearly.

Individual Clients

We will seek your consent in processing your Personal Data for marketing purposes (see above '**How and why we use your Personal Data**').

All Clients

We will always treat your Personal Data with the utmost respect and never sell or share it with other organisations for marketing purposes.

You have the right to opt out of receiving marketing materials at any time by:

- contacting us by email to unsubscribe or update your marketing preferences;
- using the 'unsubscribe' link in emails.

We may ask you to confirm or update your marketing preferences if you instruct us to provide further services in the future, or if there are changes in the law, regulation, or the structure of our business.

3.5 Who we share your Personal Data with

We routinely share Personal Data with:

- professional advisers who we instruct on your behalf or refer you to, e.g. barristers, solicitors, accountants, tax advisors or other experts;
- other third parties where necessary to carry out your instructions, e.g. HM Land Registry or Companies House;
- the Courts
- credit reference agencies;
- our insurers and brokers;
- external auditors;
- our banks;
- external service suppliers, representatives and agents that we use to make our business more efficient, e.g. typing services, marketing agencies, document collation or analysis suppliers;

We only allow our service providers to handle your Personal Data if we are satisfied that they take appropriate measures to protect your Personal Data. We also impose contractual obligations on service providers relating to ensure they can only use your Personal Data to provide services to us and to you.

We may disclose and exchange information with law enforcement agencies and regulatory bodies to comply with our legal and regulatory obligations.

We may also need to share some Personal Data with other parties, such as potential buyers of some or all of our business or during a re-structuring. Usually, information will be anonymised but this may not always be possible. The recipient of the information will be bound by confidentiality obligations.

3.6 Where your Personal Data is held

Information may be held at our offices and those of our third-party agencies, service providers, representatives and agents as described above (see 'Who we share your Personal Data with').

Some of these third parties may be based outside the UK and the European Economic Area. For more information, including on how we safeguard your Personal Data when this occurs, see below: 'Transferring your Personal Data out of the UK and the EEA'.

3.7 How long your Personal Data will be kept

We will keep your Personal Data after we have finished advising or providing services to you. We will do so for one of these reasons:

- to respond to any questions, complaints or claims made by you or on your behalf;
- to show that we treated you fairly;
- to keep records required by law.

We will not retain your data for longer than necessary for the purposes set out in this Privacy Statement. Different retention periods apply for different types of data. When it is no longer necessary to retain your Personal Data, we will delete or anonymise it.

3.8 Transferring your Personal Data out of the UK and the EEA

To deliver services to you, it is sometimes necessary for us to share your Personal Data outside the UK and the European Economic Area (EEA), e.g.:

- with your and our service providers located outside the EEA;
- if you are based outside the EEA;
- where there is an international dimension to the matter in which we are advising you.

These non-EEA countries may not have the same data protection laws as the United Kingdom and EEA. We will, however, ensure the transfer complies with data protection law and all Personal Data will be secure.

If you would like further information please contact us (see 'How to contact us' below).

4. Your rights

You have the following rights, whether a client or a visitor to our website, which you can exercise free of charge:

Access	The right to be provided with a copy of your Personal Data (the right of access)
Rectification	The right to require us to correct any mistakes in your Personal Data
To be forgotten	The right to require us to delete your Personal Data—in certain situations
Restriction of processing	The right to require us to restrict processing of your Personal Data—in certain circumstances, e.g. if you contest the accuracy of the data
Data portability	The right to receive the Personal Data you provided to us, in a structured, commonly used and machine-readable format and/or transmit that data to a third party—in certain situations
To object	The right to object: —at any time to your Personal Data being processed for direct marketing (including profiling); —in certain other situations to our continued processing of your Personal Data, e.g. processing carried out for the purpose of our legitimate interests

Not to be subject to automated individual decision-making	The right not to be subject to a decision based solely on automated processing (including profiling) that produces legal effects concerning you or similarly significantly affects you
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For further information on each of those rights, including the circumstances in which they apply, please contact us or see the [Guidance from the UK Information Commissioner's Office \(ICO\) on individuals' rights under the UK General Data Protection Regulation](#). If you would like to exercise any of those rights, please:

- email, call or write to us - see below: '**How to contact us**'; and
- let us have enough information to identify you (*e.g. your full name, address and client or matter reference number, if you are a client*);
- let us have proof of your identity and address (a copy of your driving licence or passport and a recent utility or credit card bill); and
- let us know what right you want to exercise and the information to which your request relates.

5. Keeping your Personal Data secure

We have appropriate security measures to prevent Personal Data from being accidentally lost or used or accessed unlawfully. We limit access to your Personal Data to those who have a genuine business need to access it. Those processing your information will do so only in an authorised manner and are subject to a duty of confidentiality.

We also have procedures in place to deal with any suspected data security breach. We will notify you and any applicable regulator of a suspected data security breach where we are legally required to do so.

6. How to complain

We hope that we can resolve any query or concern you may raise about our use of your information.

The UK General Data Protection Regulation gives you right to lodge a complaint with the Information Commissioner, who may be contacted at <https://ico.org.uk/concerns> or telephone: 0303 123 1113.

7. Changes to this Privacy Statement

This Privacy Statement was adopted in July 2019 and last updated in February 2021.

We reserve the right to amend this Privacy Statement from time to time without prior notice. You are advised to check this website regularly for any amendments (although amendments will not be made retrospectively).

8. How to contact us

Please contact us by post or email if you have any questions about this Privacy Statement or the information we hold about you.

Our contact details are shown below:

Carmenellis Consultancy Limited
 24a Market Street
 Disley
 Stockport
 Cheshire
 SK12 2AA

info@carmenellisconsultancy.com

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