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MBNL Privacy Notice

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Version Table:

(Issued Versions Only)

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1.4	05/07/24	Internal for Info	Eliza Jasinska	Jonathan Waltho	Jonathan Waltho

Important Confidentiality Notice

The information contained on all sheets of this document constitutes confidential information of MBNL.

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Version History:

Use the table below to list changes made between **issued** revisions. Any significant changes made to this document must be listed, including changes made specifically in response to review comments. Each listed version/row should detail individual bullet points referring to the section(s) changed and the scope/reason for the change.

Version No.	Date	Name	MBNL Role / Title	Affected Section & Description of Change
1.0	13/02/2018	Eve Hartley	Head of Legal	Created initial version
1.1	21/05/2020	Eliza Jasinska	Corporate Governance	Contact details update
1.2	21/04/2022	Eliza Jasinska	Corporate Governance	Annual Review
1.3	11/01/2024	Eliza Jasinska	Corporate Governance	Annual Review and document transfer to new template in line with DMS requirements. Document Number assigned as 0001-LG-NTI-0003.
1.4	05/07/2024	Eliza Jasinska	Corporate Governance	Para 7 - Addition of Project People as the recruitment services provider.

Document Owner:

Name	Role / Title
Jonathan Waltho	Head of Legal (Commercial)

Document Distribution:

This document will be distributed to all document reviewers and made available to others on the Quality Management System.

Document Review Plan:

This document will be reviewed and updated as defined below:

- *As required to correct or enhance information*
- *As part of an annual review*

Abbreviations and Terminology

Acronym/Term	Definition
Controller	This means the party who (either alone or jointly) determines the purposes for which and the manner in which any personal data is processed .
Criminal Offence Data	This means any information relating to criminal convictions and offences committed or allegedly committed.
Data Protection Laws	This means the laws which govern the handling of personal data . This includes the General Data Protection Regulation (EU) 2016/679 and the Data Protection Act 2018.
Data Subject	This means the person to whom the personal data relates.
ICO	This means the UK Information Commissioner's Office which is responsible for implementing, overseeing and enforcing the Data Protection Laws .
Personal Data	Any information from which a living individual can be identified. This will include information such as telephone numbers, names, addresses, e-mail addresses, photographs and voice recordings. It will also include expressions of opinion and indications of intentions about Data Subjects (and their own expressions of opinion/intentions). It will also cover information which on its own does not identify someone, but which would identify them if put together with other information which we have or are likely to have in the future
Processing	covers virtually anything anyone can do with Personal Data, including: <ul style="list-style-type: none"> obtaining, recording, retrieving, consulting or holding it organising, adapting or altering it disclosing, disseminating or otherwise making it available aligning, blocking, erasing or destroying it
Processor	Any person who Processes the Personal Data on behalf of the controller.
Special Categories of Data	This means any information relating to: <ul style="list-style-type: none"> Racial or ethnic origin; Political opinions; Religious beliefs or beliefs of a similar nature; Trade union membership; Physical or mental health or condition; Sexual life; or Genetic data or biometric data for the purpose of uniquely identifying you.

Reference Documents (Including Legislation and Regulations):

Ref:	Document Number	Document Title
[Ref.1]	0001-LG-POL-0004	General Data Protection Policy.
[Ref.2]	0001-LG-NTI-0001	MBNL Staff Privacy Notice

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1. Purpose

This notice sets out how MBNL handle job applicants' personal data in accordance with General Data Protection Policy.

2. Scope and Assumptions

MBNL process your personal information provided in the course of applying for a role with us either as an employee or a contractor in order to carry out our recruitment process and for no other purpose.

MBNL share your information with suppliers who act on our behalf to carry out elements of our recruitment process such as psychometric tests and ID checks.

This notice explains what data we process, why, how it is legal and your rights.

3. About Us and this Privacy Notice

This Privacy Notice is provided by Mobile Broadband Network Limited ("MBNL" or "we" or "us") at 6th floor, Thames Tower, Station Road, Reading RG1 1LX who is a 'controller' for the purposes of the Data Protection Laws.

You should read this Privacy Notice if you are applying for a role with us.

We take your privacy very seriously. We ask that you read this Privacy Notice carefully as it contains important information about our processing and your rights.

How to contact us

If you need to contact us about this Privacy Notice or would like this Privacy Notice in another format (for example, audio, large print, braille), please use the details below:

- **Data Protection Officer:** Jonathan Waltho
- **Address:** 6th floor, Thames Tower, Station Road, Reading RG1 1LX
- **Telephone number:** 07498174971
- **Email:** Jonathan.Waltho@mbnl.co.uk

Changes to this Privacy Notice

The latest version of the Privacy Notice can be found at <https://mbnl.co.uk/category/current-vacancies/>

We may change this Privacy Notice from time to time. We will alert you on the website or by email when changes are made.

4. What Personal Data Do We Collect?

The sections below set out the categories of personal data we may ask for at each stage of your application for a role with us. Some data may not be required depending on the type of role you are applying for. The reasons as to why we need each category of data are set out in the section 'Why do we need your personal data'.

If you choose not to provide us with any of these categories of data, your application may be rejected, or it could affect our ability to process your application.

4.1. Pre-application

If you contact us with any questions prior to submitting an application for a role, we will keep a record of your name and contact details, as well as details of any question you have asked.

4.2. If you submit an application or send us a CV

If you submit an application for a role with us, we will ask you for:

- Your contact details, including your name, address, e-mail address and telephone number
- Details of your relevant education and employment history
- Details of referees

- Date of birth
- Passport Information
- Information regarding right to work in the UK
- Professional and academic qualifications
- Security clearance status
- Information for the purposes of Equal Opportunities Monitoring

If you submit a CV to us and it contains additional information, we will process whatever information you provide in your CV.

4.3. Assessment stage

If you are successful in our initial shortlisting stage, we may invite you for an interview, assessment day, or to complete online tests. Information will be generated by you and by us during this process. For example, you might complete written tests, undertake group exercises, take psychometric tests or we might take interview notes.

4.4. If we make you a conditional offer

If we make you a conditional offer of employment, we may gather further personal data before deciding whether to make you a final offer, to check:

- Proof of your identity
- Proof of your qualifications
- Right to work checks

In addition, some roles at MBNL require security clearance in order to be able to perform the role. If security clearance is necessary for your role, then you will be told during the recruitment stage and will be required to undertake the security clearance process if you wish to continue with your application.

4.5. If we make and you accept a final offer

We will require further information from you in order to meet our obligations as an employer/client, such as your bank details so that we can pay your salary and your emergency contact details so that we know who to contact in case of emergency. How we process your information as an employee/contractor is set out in our Staff Privacy Notice which you will have access to when you start your employment.

4.6. Personal information provided by third parties

Most of the personal data we process about you when you apply for a role is information that you give us directly or is generated through the recruitment exercise. However, some information we gather from the third parties below:

- Your former employer and other referees: When we make you a conditional offer, we will contact your referees directly, using the details you provide in your application, to request a reference;
- Psychometric test providers: You will be required to take psychometric tests during the assessment stage with test providers arranged by our recruitment agency. We will receive the analysis of your responses carried out by these providers.
- BT Plc: The provider will provide us with information about your ID check.
- Recruitment Agency (including without limitation Project People): If you apply for a role through them, they will pass us details of your name, contact details, CV, notes of interview with the agency.

5. Why Do We Need Your Personal Data?

We use your **personal data** for the purposes listed in the table below. We are allowed to do so on certain legal grounds which are also set out in the table below (and which are explained further in the section '[Legal grounds for processing personal data](#)').

5.1. Personal Data

Type of data	Why do we need it?	Legal grounds for processing
Contact details (name, email address, telephone number, home address)	So that we can contact you about your application for a role with us	Legitimate interests
Education and employment history, and proof of qualifications	So that we can assess your relevant experience and suitability for a role with us, and assess what your training needs would be if you started working for us	Legitimate interests
Information provided by professional and personal referees	So that we can assess your relevant experience and suitability for a role with us	Legitimate interests
Identity documents such as a copy of your passport (including information about your national origin) or other right to work documentation	So that we can comply with our obligation to check that our employees have the right to work in the UK	Necessary for complying with our legal obligations as an employer
Information generated during the recruitment process itself (such as interview notes, psychometric test results and your answers to assessment questions)	So that we can assess your relevant experience and suitability for a role with us Psychometric tests help us understand your characteristics and working-style preferences	Legitimate interests
Information about your regulatory or other professional memberships	So that we can comply with our legal obligation (and obligation to our professional insurers) to make sure that individuals carrying out certain regulated roles are appropriately registered	Compliance with a legal obligation
	So that we can assess your relevant experience and suitability for a role with us (where this is relevant for certain senior roles where there is no legal requirement to be registered with a regulator)	Legitimate interests

5.2. Special Categories of Personal Data

Type of data	Why do we need it?	Legal grounds for processing
Information provided in our Equal Opportunities Monitoring form (such as information about your sexual orientation, racial origin and religion or belief)	In order to promote and monitor diversity in our recruitment process Information gathered for these purposes will be used [anonymously for the purposes of assessing diversity statistics across the organisation and will not be used as a basis for making any decisions about you. If you choose not to provide this information (or later decide you would like us to delete information you have already provided for this purpose), this will have no bearing on your application or employment with us.]	Necessary for reasons of substantial public interest

Type of data	Why do we need it?	Legal grounds for processing
Information about a disability which may affect the application process	To make reasonable adjustments to our application process for your disability	Necessary for complying with our legal obligations as an employer

6. Legal Grounds For Processing Personal Data

We have set out below a description about each of the legal grounds on which we **process** your **personal data**.

6.1. Reasons for processing your personal data

Necessary for our legitimate interests: We process some personal data if doing so is in our legitimate interests as an employer. In order to do so, we have considered the impact on your interests and rights and have put in place appropriate safeguards to ensure that the intrusion on your privacy is reduced as much as possible. You have the right to object to the processing of your personal data on this ground. See section headed 'Your Rights' to found out how.

Necessary for the compliance of a legal obligation: We have to process some of your personal data in order to comply with certain of our legal obligations such as obtaining security clearance for certain activities or roles.

6.2. Additional conditions for processing special categories of data

Necessary for compliance with our obligations under employment law: We have to process some of your special categories of data in order to comply with certain legal obligations.

Necessary for substantial public interest: It is necessary for us to process special categories of data such as ethnic/religious background information for equal opportunities monitoring purposes. You have the right to object to the processing of your personal data on this ground. See section headed 'Your Rights' to found out how.

Necessary for the purposes of occupational medicine, including the assessment of your working capacity as an employee: We will process information about your health in order to assess your medical capacity to perform the role you have applied for.

7. Who Will Have Access To Your Personal Data?

If you would like to know the names of our service providers who provide typical services required by all companies to support our business (e.g. website hosting, IT support), please contact us using the details at the start of this Privacy Notice.

All roles are managed by Project People as the recruitment services provider and Project People process any candidate applications that come in via the MBNL Careers site (both permanent and contract roles).

In addition, we share your personal data with BT Plc for ID checks. The psychometric test provider is subject to regular change. You should review their privacy notices to find out how they process your personal data. If you have any queries or complaints about how they process your personal data by them, please contact them separately using the contact information provided on their website.

We will also share your personal data with the police, other law enforcements or regulators where we are required by law to do so.

7.1. Transfers of your Personal Data outside the EEA

MBNL will not transfer outside the EEA your personal data processed for the purpose of role applications

7.2. How we keep your personal data secure

We strive to implement appropriate technical and organisational measures in order to protect your personal data against

accidental or unlawful destruction, accidental loss or alteration, unauthorised disclosure or access and any other unlawful forms of processing. We aim to ensure that the level of security and the measures adopted to protect your personal data are appropriate for the risks presented by the nature and use of your personal data. We follow recognised industry practices for protecting our IT environment and physical facilities (for example, ISO 27001).

8. When Will We Delete Your Data?

If your application for a role with us is unsuccessful or you do not accept our offer of employment, then we will delete all of the personal data gathered during the recruitment exercise 6 months after the relevant recruitment exercise has ended.

If your application for a role with us is successful and you start work as our employee/contractor, please see the Staff Privacy Notice for details of how long we will retain the data gathered during the recruitment exercise.

If you apply for a new role with us when you are already our employee/contractor, this Privacy Notice applies in respect of any new information gathered during that application process, and the Staff Privacy Notice continues to apply in respect of any information we already hold by virtue of you being a current employee/contractor.

9. Your Rights

As a Data Subject, you have the following rights under the Data Protection Laws:

- Right to object to processing of your personal data;
- Right of access to personal data relating to you (known as data subject access request);
- Right to correct any mistakes in your personal data;
- Right to restrict your personal data being processed;
- Right to erasure;
- Rights in relation to automated decision-making (note not relevant); and
- Right to have your personal data ported to another controller (note not relevant).

These rights are explained in more detail below. If you want to exercise any of your rights, please contact us (please see "How to contact us").

We will respond to any rights that you exercise within a month of receiving your request, unless the request is particularly complex, in which case we will respond within three months.

Please be aware that there are exceptions and exemptions that apply to some of the rights which we will apply in accordance with the Data Protection Laws.

Your right	Description
Right to object to processing of your personal data	<p>You may object to us processing your personal data where we rely on a legitimate interest as our legal grounds for processing.</p> <p>If you object to us processing your personal data, we must demonstrate compelling grounds for continuing to do so. We believe we have demonstrated compelling grounds in the section headed "Why do we need your personal data". The key point to note is that without processing your data, we will not know as much about you which could affect our assessment of your suitability for a job with us.</p>
Right to access Personal Data relating to you	<p>You may ask to see what personal data we hold about you and be provided with:</p> <ul style="list-style-type: none"> • A copy of the personal data; • details of the purpose for which the personal data is being or is to be processed; • details of the recipients or classes of recipients to whom the personal data is or may be disclosed, including if they are overseas and what protections are used for those overseas transfers; • the period for which the personal data is held (or the criteria we use to determine how long it is held); • any information available about the source of that data; and

Your right	Description
	<ul style="list-style-type: none"> whether we carry out an automated decision-making, or profiling, and where we do information about the logic involved and the envisaged outcome or consequences of that decision or profiling. <p>To help us find the information easily, please provide us as much information as possible about the type of information you would like to see.</p>
Right to correct any mistakes in your Personal Data	You can require us to correct any mistakes in your information which we hold. If you would like to do this, please let us know what information is incorrect and what it should be replaced with.
Right to restrict processing of Personal Data	You may request that we stop processing your personal data temporarily if: <ul style="list-style-type: none"> you do not think that your data is accurate. We will start processing again once we have checked whether or not it is accurate; the processing is unlawful, but you do not want us to erase your data; we no longer need the personal data for our processing, but you need the data to establish, exercise or defend legal claims; or you have objected to processing because you believe that your interests should override our legitimate interests.
Right to erasure	You can ask us to erase your personal data where: <ul style="list-style-type: none"> you do not believe that we need your data in order to process it for the purposes set out in this Privacy Notice; if you had given us consent to process your data, you withdraw that consent and we cannot otherwise legally process your data; you object to our processing and we do not have any legitimate interests that mean we can continue to process your data; or your data has been processed unlawfully or have not been erased when it should have been.
Rights in relation to automated decision making (note not relevant)	We do not make any automated decisions about you, so this right does not apply.
Right to data portability (note not relevant)	In some scenarios, you may ask for an electronic copy of your personal data which we hold electronically and which you have provided to us or you can ask us to provide this directly to another party. This right does not apply as we do not process your personal data based on your consent or on a contract with us.

9.1. What will happen if your rights are breached?

You may be entitled to compensation for damage caused by contravention of the Data Protection Laws.

9.2. Complaints to the regulator

It is important that you ensure you have read this Privacy Notice - and if you do not think that we have processed your Personal Data in accordance with this Privacy Notice - you should let us know as soon as possible.

Similarly, you may also complain to the ICO. Information about how to do this is available on the website at www.ico.org.uk.

10. Risk Management

n/a

11. Data Management

n/a