

**Linnitts Solicitors LLP**

**Privacy Notice**

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### Introduction

Welcome to the Privacy Notice of Linnitts Solicitors LLP. Linnitts Solicitors is a firm of lawyers made up of the following entities:

Linnitts Solicitors LLP

Linnitts Solicitors respects your privacy and is committed to protecting your personal data. The Privacy Notice will inform you as to how we look after your personal data when you visit our website (regardless of where you visit it from) and tell you about your privacy rights and how the law protects you.

The Privacy Notice is provided in layered format so you can click through specific areas set out below. Please also use the Glossary to understand the meaning of some of the terms used in the Privacy Notice.

## 1. Important information and who we are

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### Purpose of this Privacy Notice

This Privacy Notice aims to give you information on how Linnitts Solicitors collects and processes your personal data through the use of this website, including any data you may provide through this website when you sign up to our newsletter, purchase the service or take part in a competition. Our website is not intended for children and we do not knowingly collect data relating to children.

It is important that you read this Privacy Notice together with any other Privacy Notice or Fair Processing Notice we may provide on specific occasions when we are collecting or processing personal data about you so that you are fully aware of how and why we are using your data. This Privacy Notice supplements other Notices and is not intended to override them.

### Controller

Linnitts Solicitors are made up of different legal entities, details of which are set out above. This Privacy Notice is issued on behalf of Linnitts Solicitors so when we mention “we”, “us” or “our” in this Privacy Notice, we are referring to the relevant company in Linnitts Solicitors responsible for processing your data. We will let you know which entity will be the controller for your data when you purchase a product or service with us. Linnitts Solicitors LLP is a controller and is responsible for this website.

We have appointed a Data Privacy Manager who is responsible for overseeing questions in relation to the Privacy Notice. If you have any questions about this Privacy Notice, including any requests to exercise your legal rights, please contact the Data Privacy Manager using the details set out below.

### Contact Details

Our full details are:-

Full name of legal entity: Linnitts Solicitors LLP

Name of Data Privacy Manager: Chris Linnitt

Email Address: [chris@linnitts.co.uk](mailto:chris@linnitts.co.uk)

Postal Address: Suite 1, Wessex House, Teign Road, Newton Abbot, Devon, TQ12 4AA

You have the right to make a complaint at any time to the Information Commissioners Office (ICO).

The UK Supervisor Authority for Data Protection Issues ([www.ico.org.uk](http://www.ico.org.uk)). We would however appreciate the chance to deal with your concerns before you approach the ICO so please contact us in the first instance.

Changes to the Privacy Notice and your duty to inform us of any changes. This version was last updated in May 2018.

It is important that the personal data we hold about you is accurate and current. Please keep us informed if your personal data changes during the relationship with us.

### **Third-Party Links**

This website may include links to third-party websites, plug-ins and applications. Clicking on those links or enabling those connections may allow third-parties to collect or share data about you. We do not control these third-party websites and are not responsible for their privacy statements. When you leave our website, we encourage you to read the Privacy Notice on every website you visit.

## 2. The data we collect about you

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Personal data, or personal information means any information about an individual from which that person can be identified. It does not include data where the identity has been removed (anonymous data).

We may collect, use, store and transfer different kinds of personal data about you which we have grouped together as follows:-

- **Identity Data** - includes first name, maiden name, last name, user name or similar identifier, marital status, title, date of birth and gender.
- **Contact Data** - includes billing address, delivery address, email address and telephone numbers.
- **Financial Data** - includes bank account and payment card details.
- **Transaction Data** - includes details about payment to and from you and other details of products and services you have purchased from us.
- **Technical Data** - includes internet protocol (IP) address, your login data, browser type and version, time zones setting and location, browser plug-in types and versions, operating system and platform and other technology on the devices used to access this website.
- **Profile Data** - includes your username and password, purchase or orders made by you, your interest, preferences, feedback and survey responses.
- **Using Data** - includes information about you use our website, products and services.
- **Marketing and Communications Data** - includes your preferences in receiving marketing from us and our third-parties in the communication preferences.

We also collect, use and share Aggregated Data such as statistical or demographic data for any purposes. Aggregated Data may be derived from your personal data but is not considered personal data in law as this data does not directly or indirectly reveal your identity. For example, we may aggregate your Usage Data to calculate the percentage of users accessing a specific website feature. However, if we combine or connect Aggregated Data with your Personal Data so that it can directly or indirectly identify you, we treat the combined data as Personal Data which will be used in accordance with this Privacy Notice.

We do not collect any **Special Categories of Personal Data** about you (this includes details about your race or ethnicity, religious or philosophical beliefs, sex life, sexual orientation, political opinions, trade union memberships, information about your health and genetic and biometric data). Nor do we collect any information about criminal convictions and offences.

## **If you fail to provide personal data**

Where we need to collect personal data by law, or under the terms of a contract we have with you and you fail to provide that data when requested, we may not be able to perform the contract we have or are trying to enter into with you (for example to provide you with goods or services). In this case, we may have to cancel a product or service you have with us but we will notify you if this is the case at the time.

### 3. How is your personal data collected?

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We use different methods to collect data from and about you including through:-

- **Direct Interactions** - you may give us your Identity, Contact and Financial Data by filling in forms or by corresponding with us by post, phone, email or otherwise. This includes personal data from you when:-
  - Apply for our products or services;
  - Subscribe to our service or publications;
  - Request marketing material to be sent to you;
  - Enter a competition, promotion or survey, or
  - Give us some feedback.
  
- **Automated Technologies or Interactions** - as you interact with our website, we may automatically collect Technical Data about your equipment, browsing actions and patterns. We collect this data by using cookies, server logs and other similar technologies. We may also receive Technical Data about you if you visit other websites employing our cookies. Please see our Cookies Policy for further details.
  
- **Third-Parties or Publicly Available Sources** - we now receive personal data about you from various third-parties as set out below:-
  - Technical data from the following parties;
    - a) Analytic providers such as Google based outside the EU;
    - b) Advertising networks; and
    - c) Search information provided.
  
  - Contact, Financial and Transaction Data from providers of technical, payment and delivery services.
  
  - Identity and Contact Data from data brokers or aggregators.

#### 4. How we use your personal data

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We will only use your personal data when the law allows us to. Most commonly, we will use your personal data in the following circumstances:-

- Where we need to perform the contract we are about to enter into or have entered into with you.
- Where it is necessary for our legitimate interests (or those of a third-party) and your interests and fundamental rights do not override those interest.
- Where we need to comply with the legal or regulatory obligation.
- Generally we do not rely on consent as legal basis for processing your personal data other than in relation to sending third-party direct marketing communications to you via email or text message. You have the right to withdraw consent to marketing at any time by contacting us.

#### Purposes for which we will use your personal data

We have set out below, in a table format, a description of all the ways we plan to use your personal data, and which of the legal basis we rely on to do so. We have also identified what our legitimate interests are where appropriate.

Note that we may process your personal data for more than one lawful ground depending on the specific purpose for which we are using your data. Please contact us if you need details about the specific legal ground we are relying on to process to your personal data where more than one ground has been set out in the table below.

Purpose/Activity	Type of Data	Lawful Basis for Processing including Basis of Legitimate Interest
To register you as a new customer	(a) identity (b) contact	Performance of a contract with you
To process your booking including (a) manage payments, fees and charges (b) collect and recover money owed to us	(a) identity (b) contact (c) profile (d) transaction (e) marketing and communications	(a) Performance of a contract with you (b) Necessary for our legitimate interests (to recover debts due to us)

To manage our relationship with you which will include (a) notifying you about changes to our terms or privacy policy (b) asking you to leave a review or take a survey	(a) identity (b) contact (c) profile (d) marketing and communications	(a) Performance of contract with you (b) Necessary to comply with legal obligation (c) Necessary for our legitimate interests (to keep our records updated and to study how clients use our products/services)
To enable you to partake in a prize draw, competition or complete a survey	(a) identity (b) contact (c) profile (d) usage (e) marketing and communications	(a) Performance of a contract with you (b) Necessary for our legitimate interests (to study how clients use our products/services to develop them and grow our business)
To administer and protect our business and this website (including troubleshooting, data analysis, testing, system maintenance, support, reporting and housing of data	(a) identity (b) contact (c) technical	(a) Necessary for our legitimate interests (for running our business, provision or administration and IT services, network security, to prevent fraud and in the context of business re-organisation or group restructuring exercise) (b) Necessary to comply with legal obligation
To deliver relevant website content and advertisements to you and measure or understand the effectiveness of the advertising we serve to you	(a) identity (b) contact (c) profile (d) usage (e) marketing and communications (f) technical	Necessary for our legitimate interests (to study how clients use our products/services to develop, to grow our business and to inform our marketing strategy)
To use data analytics to improve our website, product/services, marketing, customer relations and experiences	(a) technical (b) usage	Necessary for our legitimate interest (to define types of clients for our products and services, to keep our website updated and relevant to develop our business and to inform our marketing strategy)
To make suggestions and recommendations to you about goods or services that may be of interest to you	(a) identity (b) contact (c) technical (d) usage (e) profile	Necessary for our legitimate interests (to develop our products/services and grow our business)

## Marketing

We strive to provide you with choices regarding certain data and particularly around marketing and advertising.

### **Promotional offers from us**

We may use your identity, contact, technical, usage and profile data to form a view on what we think you may want or need, or what may be of interest to you. This is how we decide which products, services and offers may be relevant for you (we call this marketing).

You will receive marketing communications from us if you have requested information from us or purchase services from us or if you provided us with your details when you entered a competition or registered for a promotion and, in each case, you have not opted out obviously marketing.

### **Third-party marketing**

We will get your express opt in consent before we share your personal data with any company outside Linnitts Solicitors. Other companies from marketing purposes.

### **Opting out**

You can ask us or third parties to stop sending you marketing information at any time by following the opt in links on any marketing message sent to you or by contacting us at any time.

Where you opt out or receiving these marketing messages, this will not apply to personal data provided to us as a result of a product/service purchase, product/service experience or other transactions.

### **Cookies**

You can set your browser to refuse all or some browser cookies or to alert you when website set or access cookies. If you disable or refuse cookies, please note that some parts of this website may become inaccessible or not function properly.

### **Change of purpose**

We will only use your personal data for the purposes for which we have collected it, unless we reasonably consider that we need to use it for another reason and that reason is compatible with the original purpose. If you wish to get an explanation as to how the processing for the new purpose is compatible with the original purpose, please contact us.

If your personal data from an unrelated purpose, we will notify you and will explain the legal basis which it allows us to do so.

Please note that we may process your personal data without your knowledge or consent, in compliance with the above rules, where this is required or permitted by law.

## 5. Disclosures of your personal data

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We may have to share your personal data with purposes set out in the table in paragraph 4 above.

- Internal Third-Parties as set out in the “Glossary”.
- External Third-Parties as set out in the “Glossary”.
- Third-Parties to whom we may choose to sell, transfer or merge parts of our business or our assets. Alternatively, we may seek to acquire other businesses or merge with them. If a change happens to our business, then the new owners may use your personal data the same way as set out in this Privacy Notice.
- We require all Third-Parties to respect the security of your personal data and to treat it in accordance with the law. We do not allow our Third-Party service providers to use your personal data for their own purposes and only permit them to process your personal data for specified purposes and in accordance with our instructions.

## **6. International Transfers**

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We do not transfer your personal data outside the European Economic Area (EEA).

## **7. Data Security**

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We have put in place an appropriate security measure to prevent your personal data from being accidentally lost, used or accessed in an unauthorised way, altered or disclosed. In addition, we limit access to your personal data to those employees, agents, contractors and other third-parties who may have a business need to know. They will only process your personal data on our instructions and they are subject to a duty of confidentiality.

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

## **8. Data Retention**

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### **How long will you use my personal data for?**

We will only retain your personal data as long as necessary to fulfil the purposes we collected it for, including for the purposes of satisfying any legal, accounting or reporting requirements.

To determine the appropriate retention period for personal data, we can see the amount, nature and sensitivity of the personal data, the potential risk of harm from unauthorised use or disclosure of your personal data, the purpose for which we process your personal data and whether we can achieve those purposes through other means, and the applicable legal requirements.

The length of time for which we retain your information depends upon the work carried out for you. Please refer to the client engagement material provided to you or contact the Data Privacy Manager for more details.

In some circumstances we may anonymise your personal data (so that it can no longer be associated with you) for research or statistical purposes in which case we may use this information indefinitely without further notice to you.

## 9. Your Legal Rights

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Under certain circumstances you have rights under data protection laws in relation to your personal data. Please click on the links below to find out more of these rights:

- Request access to your personal data.
- Request correction of your personal data.
- Request erasure of your personal data.
- Object to processing of your personal data.
- Request restriction of processing of your personal data.
- Request transfer of your personal data.
- Right to withdraw consent.

If you wish to exercise any of the rights set out above please contact us.

### **No fee usually required**

You will not have to pay a fee to access your personal data (or to exercise any of the other rights). However, we may charge a reasonable fee if your request is clearly unfounded, repetitive or excessive. Alternatively, we may refuse to comply with your request in these circumstances.

### **What we may need from you**

We may need to request specific information from you to help us confirm your identity and ensure your right to access your personal data also exercise any of the other rights. This is a security measure to ensure that personal data is not disclosed to any person who has no right to receive it. We may also contact you to ask you for further information in relation to your request to speed up our response.

### **Time Limit to respond**

We try to respond to all legitimate requests within one month. Occasionally it may take us longer than a month if your request is particularly complex or you have made a number of requests. In this case, we will notify you and keep you update.

## 10. Glossary

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### LAWFUL BASIS

**Legitimate Interest** - means that interest of our business in conducting and managing our business to enable us to give you the best service and the best and most secure experience. We may sure we consider and balance any potential impact on you (both positive and negative) and your rights before we process your personal data from our legitimate interest. We do not use your personal data for activities where our interests are overridden by an impact on you (unless we have your consent or are otherwise required or permitted to by law). You can obtain further information about how we assess our legitimate interest against any potential impact on you in respect of specific activities by contacting us.

**Performance of Contract** - means processing your data where it is necessary for the performance of a contract to which you are party or to take steps at your request before entering into such a contract.

**Comply with a Legal or Regulatory Obligation** - means processing your personal data where it is necessary for compliance with your legal regularly obligation that we are subject to.

### THIRD-PARTIES

**Internal Third-Parties** - other companies in Linnitts Solicitors acting as joint controllers or processors and who are based in the UK.

**External Third-Parties** - this is based in the EU IT system administration and creative services.

- Professional advisors acting as processors or joint controllers including lawyers, bankers, auditors and insurers in the EU and the United Kingdom who provide consultancy, banking, legal, insurance and accounting services.
- HM Revenue & Customs, regulators and other authorities acting as processors or joint controllers based in the United Kingdom who require reporting of processing activities in certain circumstances.

## YOUR LEGAL RIGHTS

You have the right to **Request access**

Personal data (commonly known as “data subject access request”). This enables you to receive a copy of your personal data we hold about you and to check that we are lawfully processing it.

**Request correction** of the personal data that we hold about you. This enables you to have any incomplete or inaccurate data we hold about you corrected, that we may need to verify the accuracy of the new data you provide to us.

**Request erasure** of your personal data. This enables you to ask us to delete or remove personal data where there is no good reason for us continuing to process it. You also have the right to ask us to delete or remove your personal data where you have successfully exercised your right to object to processing (see below), where we may have processed your information unlawfully or where we are required to erase your personal data to comply with the local law. Note, however, that we may not always be able to comply with your request or erasure for a specific legal reasons which will be notified to you, if applicable, at the time of your request.

**Object to processing** of your personal data where we are relying on legitimate interest (or those of a third-party) and there is something about your particular situation which makes you want to object to processing on this ground as you feel it impacts on the fundamental rights and freedoms. You also have the right to object where we are processing your personal data for direct marketing purposes. In some cases, we may demonstrate that we have compelling legitimate grounds to process your information which override your rights and freedoms.

**Request Restriction of Processing** of your personal data. This enables you to ask us to suspend the processing of your personal data in the following scenarios:

- a) If you want us to establish the data's accuracy;
- b) Where our use of data is unlawful but you do not want us to erase it;
- c) We need to hold the data even if we no longer require it as you need to establish, exercise or defend legal claims; or
- d) You have objected to our use of your data but we need to verify whether we have an overriding legitimate grounds to use it.

**Request for Transfer** of your personal data to you or to a third-party. We will provide to you, or a third-party you have chosen, your personal data in a structured, commonly used, machine readable format. Note that this right only applies to automated information which you initially provided consent for us to use or where we use the information to perform a contract with you.

**Withdraw consent at any time** where we are relying on consent to process your personal data. However, this will not affect the lawfulness of any processing carried out before you withdraw your consent. If you withdraw your consent, we may not be able to provide certain products or services to you. We will advise you if this is the case at the time you withdraw your consent.