

Title: Privacy Notice: Atamis 2022

Summary:

Information on how your personal data relating to the eCommerce system portal (Atamis) may be used.

Detail:

The Department for Environment, Food and Rural Affairs (including its agencies and public bodies) is under a duty to protect the public funds it administers, and to this end may use the information provided by its customers and suppliers for the prevention and detection of fraud. It may also share this information with other bodies responsible for auditing or administering public funds for these purposes. This notice sets out how we will use your data, and your rights. It is made under Article 14 of the General Data Protection Regulation (GDPR).

The personal information charter gives more information about how we handle personal data.

The charter sets out what you can expect from us when we ask for, or hold, your personal data and includes the contact details when you wish to exercise one of your rights.

<https://www.gov.uk/government/organisations/department-for-environment-food-ruralaffairs/about/personal-information-charter>

Privacy notice

Purpose

This notice is provided within the context of the changes required by the EU General Data Protection Regulation (GDPR) and the Data Protection Act 2018 (DPA). This notice sets out how we will use your personal data as part of our legal obligations with regard to Data Protection.

The data: Who is collecting my data?

This is a specific privacy notice on the collection and processing of personal data as part of a public procurement exercise in order to evaluate the proposals received in response to a call for quotation/tender referring to exclusion and award criteria set out in the Invitation to Tender documents on the Bravo portal.

In order to provide these services, we may need to process some personal data, including;

Contact details of bidders, their staff or sub-contractors such as their name, address, telephone number and email addresses; Copy of the company registration; Bank account details; financial turnover/accounts; Evidence of Insurances held or CV's.

Criminal convictions

Should data matching through the NFI result in a prosecution, then this may also be recorded by participating organisations.

What are my rights?

You have the right to request information about how your personal data are processed, and to request a copy of that personal data. You have the right to request that any inaccuracies in your personal data are rectified without delay. You have the right to request that any incomplete personal data are completed, including by means of a supplementary statement. You have the right to request that your personal data are erased if there is no longer a justification for them to be processed. You have the right in certain circumstances (for example, where accuracy is contested) to request that the processing of your personal data is restricted.

Where the processing is necessary for the performance of a task carried out in the public interest or in the exercise of official authority vested in the data controller, such as the exercise of a function of the Crown, a Minister of the Crown, or a government department; the exercise of a function conferred on a person by an enactment; the exercise of a function of either House of Parliament; or the administration of justice: You have the right to object to the processing of your personal data.

Complaints

If you consider that your personal data has been misused or mishandled, you may make a complaint to the Information Commissioner, who is an independent regulator. The Information Commissioner can be contacted at:

Information Commissioner's Office
Wycliffe House
Water Lane
Wilmslow
Cheshire
SK9 5AF

Telephone: 0303 123 1113

Email: casework@ico.org.uk

Any complaint to the Information Commissioner is without prejudice to your right to seek redress through the courts.

<https://ico.org.uk/for-organisations/guide-to-the-general-data-protection-regulationgdpr/individual-rights/>

Legal basis of processing

The legal basis for processing your personal data is that processing is necessary for the performance of a task carried out in the public interest or in the exercise of official authority vested in the data controller.

The National Fraud Initiative is conducted using the data matching powers bestowed on the Minister for the Cabinet Office by Part 6 of the Local Audit and Accountability Act 2014 (LAAA). View further information on the [Cabinet Office's legal powers and the reasons why it matches particular information](#).

The Cabinet Office conducts data matching exercises to assist in the prevention and detection of fraud. The processing of data by the Cabinet Office in a data matching exercise is carried out with statutory authority under its powers in Part 6 of the Local Audit and Accountability Act 2014.

Our legal basis for processing your criminal convictions data is paragraphs 6 and 10 of schedule 1 to the Data Protection Act 2018.

Additional acts of law provide a duty to process information, these include:

The EU Public Contracts Directive 2014; the Public Contracts Regulations 2015; and the Transparency Code 2015

Recipients

Your personal data will be shared by us with Atamis Limited, and under Information sharing in Government procurement exercises described in PPN 01/14

https://assets.publishing.service.gov.uk/government/uploads/system/uploads/attachment_data/file/277102/PPN_0114_Information_Sharing_in_Government_Procurement_Exercises.pdf, Bodies charged with a monitoring or inspection task in application of EU/UK law (e.g. internal audits, Crown Commercial Services) and as necessary for the purposes of preventing and detecting fraud with other participants taking part in the NFI as listed on [National Fraud Initiative privacy notice - GOV.UK](#)

International transfers

No personal data will be transferred outside the European Economic Area (EEA)

Retention

Your personal data will be kept by Defra for the periods set out in the Data Deletion Schedule (pending release following consultation).

What will happen if I don't provide the data?

Failure to provide the required information may bar you from using the contract portal.

Automated profiling

Your personal data will be subject to the following automated profiling (as defined in Article 4, paragraph 4 GDPR):

Data matching involves comparing sets of data, such as the payroll or benefits records of a body, against other records held by the same or another body to see how far they match. The data is usually personal information. The data matching allows potentially fraudulent claims and payments to be identified. Where a match is found it may indicate that there is an inconsistency that requires further investigation. No assumption can be made as to whether there is fraud, error or other explanation until an investigation is carried out.

The processing of data by the Cabinet Office in a data matching exercise is carried out with statutory authority under its powers in Part 6 of the Local Audit and Accountability Act 2014. It does not require the consent of the individuals concerned under data protection legislation or the GDPR.

All bodies participating in the Cabinet Office's data matching exercises receive a report of matches that they should investigate, so as to detect instances of fraud, over- or under-payments and other errors, to take remedial action and update their records accordingly.

Contact details

The data controller for your personal data is Defra. The contact details for the data controller are:

Data Protection Manager for core-Defra

Defra

Information Rights Team

1st Floor, NE Quarter

Seacole Block

2 Marsham Street

London

SW1P 4DF

Email: data.protection@defra.gov.uk

The contact details for the data controller's Data Protection Officer (DPO) are:

DPO

Department for the Environment, Food and Rural Affairs

2 Marsham Street

London

SW1P 4DF

Email: DefraGroupDataProtectionOfficer@defra.gov.uk