



Furthermore a new Data Entry Clerk has been appointed and currently working in International Services disposing of obsolete records.

The triage system with the NPCC Data Protection Officer has been in place for a number of months and is proving successful. A procedure has been drafted for the screening process for new agencies which have proven to shorten the time required for the Data Protection Officer to make an advised decision.

KP updated colleagues on the case of 'O'. This has now been transferred to the Upper Tribunal in November. ACRO's Legal Advisor will ask the Upper Tribunal to inform who they consider to be the Controller so that a decision can be made to delete the conviction.

#### 4.2 Data Breaches Update

AAS confirmed that since 1<sup>st</sup> April 2018, there have been 231 data breaches, 50 near misses, 11 disputes and 766 lost in post recorded. A total of 5 data breaches have been referred to the ICO. Since the last update, 30 breaches have been identified in National Services and 54 in International Services. A discussion was had by colleagues as to the breaches still occurring and how certain types of breaches occur such as sending to an incorrect recipient/address. It should be remembered that the number of types of breaches are minimal compared to the amount of data that is processed on a daily basis. It will be beneficial to look at trends and numbers once a full year has been concluded. KP confirmed there will also be a report to be discussed at the Strategic Meeting which will include new recommendations.

#### 4.3 Environmental Scanning

AAS presented a report to colleagues on environmental scanning in respect of Data Protection issues from the last AITB to date. It should be noted that there have not been any enforcements under the new Act so monetary penalties are still under the old Act. Furthermore AAS stated the EU will aim to reach a decision on whether to endorse UK Data Protection standards before the end of 2020 according to proposals agreed by Brexit negotiators. It was agreed that the report is beneficial and colleagues would like this to continue at future AITB IM meetings however RP felt it could be every other meeting unless there was of something to note. This report was for colleagues to note.

#### 4.4 National Information Management Update

KP confirmed that the ICO, following an increase in their establishment to cope with the high demand, have created a new directorate for high profile investigations, such as that with Cambridge Analytics. The risks announced are being incorporated into the national risk registers at IMORCC and DP/FOI groups.

There is still no national portfolio lead for Information Sharing and as such is being maintained by the NPFDU. The Data Protection Authorised Professional Practice and Manual of Guidance documents are still under development. The College of Policing

are supporting the development of these documents however there is growing concern that the documents currently in use are at least 12 months out of date.

The National Subject Access Group has been rebranded as the National Subject Rights Group. Forces currently have significant backlogs and are self-referring to the ICO at the point the response deadline has been exceeded. This is due to the momentous increase of Subject Access requests and not having sufficient resourcing to meet the demands.

In terms of national projects, NLEDS is currently a RED rating on its Project Assessment Review which means they have been deemed unable to achieve on scope, in budget or on time. NLED's are now, as a result of this, rescoping their budgets and timelines. The Digital Evidence Transfer Service Common Platform will be delayed but will continue to be progressed by Her Majesty's Courts and Tribunal Service's Crime Programme.

A recommendation has been put to the Home Office to apply the Public Records Act to the Police Service. This has been considered in the past but the current feeling is that the Police Service will be encouraged to voluntarily adhere to the requirements of the Act however there will be cost implications.

The PNC retention review has been extended to July 2019 with the terms of reference being endorsed by the Data Protection and FOI Portfolio Group. ACO Cooper has written to all Chief Officers requesting that they do not delete court convictions until the review has been concluded and the Controller/s have been identified.

**4.5**      NPCC Data Protection Officer Update

TB stated that KP and AAS have covered the majority of the update. However TB did confirm that he will be leaving the NPFDU/ACRO in the next month so recruitment is underway to find a replacement.

**5.**            **Any Other Business**

5.1          No other business was discussed.

**6.**            **Next Meeting Date**

6.1          12<sup>th</sup> February 2019, 10am, Boardroom, ACRO (IT)