



CABINET – 28TH FEBRUARY 2018

SUBJECT: STATUTORY DATA PROTECTION OFFICER ROLE

REPORT BY: ACTING DIRECTOR OF CORPORATE SERVICES AND SECTION 151 OFFICER

- 1.1 The report, which was considered by the Audit Committee on 30th January 2018 provide Members with details of the requirement to create a new statutory role of Data Protection Officer as prescribed by the forthcoming EU General Data Protection Regulation (GDPR).
- 1.2 The GDPR will come into force on 25th May 2018. The GDPR will enhance existing protections for personal data, introducing new requirements and increasing the maximum monetary penalty for data breaches from £500,000 to £20 million or 4% of global annual turnover.
- 1.3 In addition, there is a requirement to introduce a new statutory role of Data Protection Officer (DPO) for the Council. Currently the Data Controller responsible for data protection compliance is the Council as a corporate body and not a specific employee within the Council. However, responsibility for data protection has been delegated to the Corporate Information Governance Unit (CIGU) which is overseen by the Senior Information Risk Owner (SIRO) and the new statutory role will build on this existing sound foundation.
- 1.4 To assure the Council as Data Controller that information is managed consistently and risks are minimised across every Council service, the SIRO and information governance expertise provision are currently a corporate function. As this is the case, it would seem appropriate that the DPO is located within the corporate function also.
- 1.5 Following consideration and discussion, it was moved and seconded that the recommendation in the report be approved. By a show of hands this was unanimously agreed.

RESOLVED that for the reasons contained in the Officers report Audit supported the proposal to add the DPO role to the responsibilities associated with Corporate Information Governance Manager and recommended to Cabinet to be endorsed,

Author: C. Evans, Committee Services Officer
Ext. 4210

Appendices:
Appendix 1 Audit Committee Report – 30th January 2018.