



# STANDARD OPERATING PROCEDURES:

## OFFICE OF THE BEDFORDSHIRE POLICE AND CRIME COMMISSIONER

<b>Title</b>	Subject Access Request Policy
<b>Area of Compliance</b>	Compliance
<b>Version No.</b>	5.0
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### Revision History

Date	Revision	Change	Review Date
21/05/2018	1.0	New Document	21/05/2019
21/05/2019			21/05/2020
20/09/2019		Review due to ICO Audit	20/09/2020
20/09/2020		No change	20/09/2021
24/09/2021		No change	24/09/2022
17/10/2022	2.0	Updated OPCC Logo	24/09/2023
27/09/2023	3.0	Accessibility check – changed the headings	24/09/2024
20/08/2024	4.0	Update of information following review of ICO website	20/08/2025
14/08/2025	5.0	Updated PCC Logo Updated links	14/08/2026

### Introduction

Under the Data Protection Act 2018 you have the right to a copy of the information that is held about you. This is known as a subject access request (SAR). Please note that the Office of the Police and Crime Commissioner (OPCC) is a separate organisation to Bedfordshire Police and as such we do not hold information regarding criminal records.

### Your rights

You have a right to be told whether information is held about you and a right to a copy of that information within one month of receipt unless certain exemptions apply. Your request can only be processed once you have provided satisfactory proof of your identity. Information may not be provided if someone else can be identified in or from the information.

## **The Police and Crime Commissioners' Rights**

The provisions of the Data Protection Act (DPA) means that in certain circumstances some personal data will not be provided. For example, you will not be provided with personal data if releasing it to you would be likely to affect the rights and freedoms of others.

### **The subject rights are as follows:**

#### **1. The right to be informed**

Individuals have the right to be informed about the collection and use of their personal data; we are obligated to provide individuals with information including: the purposes for processing their personal data, retention periods for that personal data, and who it will be shared with. This is referred to as 'privacy information'; which must be concise, transparent, intelligible, easily accessible, and it must use clear and plain language. Information Asset Owners, working with the assistance of the Data Protection Officer, are responsible for ensuring this right is satisfied through the provision of privacy notices.

#### **2. The right to access**

Individuals have the right to be aware of and verify the lawfulness of the processing the forces are carrying out. Individuals can make SARs verbally or in writing, including via social media. A third party can also make a SAR on behalf of another person. We are required to provide a copy of the information free of charge, and at the latest within one month of receipt (subject to exemptions). We can extend the time limit by a further two months if the request is complex or if we receive a number of requests from an individual.

#### **3. The right to rectification**

Individuals have a right to have inaccurate personal data rectified or completed if it is incomplete. An individual can make a request for rectification verbally or in writing. The Office of the Police and Crime Commissioner for Bedfordshire are obligated to provide a response within one calendar month. In certain circumstances the OPCC Bedfordshire can refuse a request for rectification.

#### **4. The right to erasure**

Individuals have the right to request the deletion or removal of their personal data. The right is not absolute and only applies in certain circumstances. Individuals can make a request for erasure verbally or in writing and we have one month to respond to the request.

## **5. The right to restrict processing**

Individuals have the right to request restrictions or suppression of their personal data. This is not an absolute right and only applies in certain circumstances. When processing is restricted, it is permitted to store the personal data but not use it. An individual can make a request for restrictions verbally or in writing, and the Office of the Police and Crime Commissioner for Bedfordshire have one calendar month to respond to a request.

## **6. The right to data portability (only applies to General Processing)**

The right to data portability allows individuals to obtain and reuse their personal data for their own purposes across different services. It allows them to move, copy or transfer personal data easily from one IT environment to another in a safe and secure way, without hindrance to usability.

## **7. The right to object (only applies to General Processing)**

Individuals have the right to object to processing based on legitimate interests or the performance of a task in the public interest/exercise of official authority (including profiling). Individuals have an absolute right to stop their data being used for direct marketing. An individual can make an objection verbally or in writing and we have one calendar month to respond to the request.

## **8. Rights in relation to automated decision-making including profiling**

Individuals have the right to object to decisions made about them solely based on automated processing, where those decisions have legal or other significant effects.

## **9. Right to lodge a complaint with the Information Commissioner's Office (ICO)**

Individuals have a right to make a complaint to the ICO regarding any concerns they have about the information rights practices of an organisation.

## **10. Rights in relation to compensation and remedies in court**

Individuals have a right to seek judicial remedy or make a claim for compensation for a contravention of data protection legislation.

## Handling Subject Rights Requests

The Subject Access Request form can be found on the [OPCC website](#). Whilst the use of the form is not mandatory, it does make it easier to process the request. Requests should be submitted to the PCC inbox email: [PCC@beds.police.uk](mailto:PCC@beds.police.uk)

The Compliance Officer within OPCC manages all subject rights requests.

It is in the data subject's and the OPCC's best interests, to handle these requests promptly.

Any member of staff or other individual working within the OPCC must consider the following when they identify that an individual is attempting to exercise one of their subject rights:

Take immediate steps to verify the identity of the person making the request, such as viewing a document such as a driving license, passport etc., recording the details of the request, and the method of identity verification. A copy of the proof of identification should be taken and filed.

Where a request is initially made verbally, staff must write the request down and ask the requestor to verify the accuracy of their recording of it and amend it where necessary.

Additional guidance on how to submit a subject access request is available via the [Information Commissioners Office website](#).

You are entitled to obtain records of any personal data held by the OPCC.

The OPCC will consider each request in accordance with all applicable Data Protection laws and regulations. No administration fee will be charged for considering and/or complying with such a request unless it is deemed to be manifestly unfounded or excessive.