

PRIVATE AND CONFIDENTIAL

**SCOTTISH YOUTH FOOTBALL
ASSOCIATION**

**SECURE HANDLING, USE, STORAGE AND
RETENTION OF DISCLOSURE
INFORMATION**



1. Background

Part V of the Police Act 1997 is aimed at helping employers and other organisations assess the suitability of applicants for particular posts and to make safer recruitment decisions in relation to positions of trust by widening access to criminal record information. To this end, the Act provides for the issue of criminal conviction certificates, criminal record certificates, and enhanced criminal record certificates. In Scotland, Disclosure Scotland will issue these certificates. In practice, the certificates will be known as Basic, Standard and Enhanced Disclosures.

The Act also provides for a Code of Practice to be published by Ministers governing the use of all information issued in respect of Standard and Enhanced Disclosures.

The Code requires all recipients of such Disclosure information to comply with the Code and to handle, store and dispose of that information appropriately.

Registered Bodies are therefore required to have a written policy on the handling, holding and destroying Disclosure information, and to ensure that any body or individual, at whose request applications for Standard and Enhanced Disclosures are countersigned, has such a written policy.

The Scottish Youth Football Association (SYFA) in conjunction with Disclosure Scotland has designed the following policy statement, which assists compliance with the Code of Practice.

2. Policy Statement General Principles

The Scottish Youth Football Association complies fully with the Code of Practice, issued by Scottish Ministers, regarding the correct handling, holding and destroying Disclosure information provided by Disclosure Scotland under Part V of the Police Act 1997, for the purposes of assessing applicants' suitability for positions of trust. It also complies fully with the Data Protection Act 1998 and other relevant legislation pertaining to the safe handling, use, storage, retention and disposal of Disclosure information and has a written policy on these matters. This policy is available to anyone who wishes to see it on request.

3. Usage

The SYFA will use Disclosure information only for the purpose for which it has been provided. The information provided by an individual for a position within the Scottish Youth Football Association is not used or disclosed in a manner incompatible with the purpose.

The SYFA will process personal data only with the express consent of the individual.

The SYFA will notify the individual of any non-obvious use of the data, including further disclosure to a third party, identifying the Data Controller, the purpose for the processing, and any further relevant information.

4. Handling

The Scottish Youth Football Association recognises that, under section 124 of the Police Act 1997, it is a criminal offence to disclose Disclosure information to any unauthorised person.

The SYFA will, therefore, only pass Disclosure information to those who are authorised to see it in the course of their duties.

The Scottish Youth Football Association will not disclose information provided under section 115(8) of the Act, namely information, which is not included in the Disclosure, to the applicant.

5. Access and Storage

The SYFA will not keep Disclosure information on an individual's personnel file. Disclosure information will be kept securely, in lockable, non-portable storage containers. Access to storage units is strictly controlled to authorised and named individuals, who are entitled to see such information in the course of their duties.

6. Retention

The SYFA will not keep Disclosures or Disclosure information for any longer than is required after a membership, recruitment or any other relevant decision has been taken. In general, this is no longer than six months. This is to allow for the resolution of any disputes or complaints.

Disclosure information will only be retained for longer than this period in exceptional circumstances, and in consultation with Disclosure Scotland.

The same conditions relating to secure storage and access will apply during any such period.

7. Disposal

Once the retention period has elapsed, the SYFA will ensure that Disclosure information is immediately destroyed in a secure manner i.e. by shredding, pulping or burning.

The Scottish Youth Football Association will not keep Disclosure information that is awaiting destruction in any insecure receptacle (e.g. a waste bin or confidential waste sack).

The SYFA will not retain any image or photocopy or any other form of the Disclosure information.

The SYFA will, however, keep a record of the date of issue of the Disclosure, the name of the subject, the Disclosure type, the position for which the Disclosure was requested, the unique reference number of the Disclosure and details of the recruitment decision taken.

8. Umbrella Bodies

Before acting as an Umbrella Body (i.e. a body which countersigns applications for Standard or Enhanced Disclosures on behalf of another organisation), The Scottish Youth Football Association will take all reasonable steps to ensure that the organisation on whose behalf we are acting can comply with the Scottish Code of Practice, and in full accordance with this policy.

The SYFA will also take all reasonable steps to satisfy ourselves that they will handle, use, store, retain, and dispose of Disclosure information in full compliance with the Code of Practice, and in full accordance with this policy.

The SYFA will also ensure that any body or individual at whose request applications for Disclosures are countersigned, has such a written policy and, if necessary, will provide a model policy for that body or individual to use or adapt for this purpose