

FRANCESCA MARTIN, BARRISTER

Privacy Notice

Please read the following information carefully. This privacy notice contains information about what data I collect and store about you and why. It also tells you who I share this information with, the security mechanisms I have put in place to protect your data and how to contact me if you have a complaint.

I, Francesca Martin collect, use and am responsible for personal information about you or your client. When I do this, I am the Data Controller of this information for the purposes of the General Data Protection Regulation and other applicable data protection laws.

Information collected by me

When instructed, I collect the following personal information that you provide to me:

- Information that you provide via an email address, post and any other method;
- Name and Job Title;
- Contact Information including home address, telephone number, date of birth and email address;
- A record of any correspondence;
- Information about your instruction which may include personal data belonging to you or your client
- Some Sensitive personal information when required as part of your instruction.

Information collected from other sources

I may collect the following information from other sources:

- Contact Details, Name, Home Address, Telephone number, Date of Birth and email address;
- Details of your instructions;
- Information provided by a solicitor relating to the instruction;
- Any evidence obtained throughout your instruction, which could contain personal or expert opinions, political beliefs, medical history, and other special categories of data;
- Some Sensitive personal information when required as part of your instruction

How I use your personal information

I use your personal information for the following purposes:

- To provide a legal service to you or to your client;
- Act on behalf of the client;
- Investigate on behalf of the client.

Legal reasons I collect and use your personal information

I rely on your instructions as a contract to act on your behalf for the legal basis for processing your information.

Who will I share your personal information with?

I will share information with No 5 Chambers who act as a Data Processor.

I may transfer your personal data or data belonging to your client to other entities and individuals involved in legal proceedings as part of my service to you. This may include:

- Judges, Court staff, arbitrators and mediators involved in your/your client's case;
- Witnesses and other professionals such as expert witnesses; and
- Opposing parties, opposing solicitors, opposing barristers and their chambers and other third parties participating in the litigation.

Other recipients

I may also transfer personal data to recipients outside the context of legal proceedings. This may include:

- other barristers or organisations that represent the interests of barristers or organise events or training for barristers;
- regulatory authorities (such as the Bar Standards Board), Ombudsmen and other authorities exercising legal powers;
- entities involved in the selection of barristers as panel counsel or Queen's Counsel;
- professional advisers, for example when seeking financial or accountancy advice or services;
- third party providers of listings or directories of barristers, such as Legal 500 or Chambers UK;
- individuals providing assistance such as IT technical assistants or researchers;
- rarely, third party service providers such as venue operators or events management companies; and/or
- third parties involved in journalistic or publicity-raising activities, such as events organisers or legal publishers.

I will share personal information with law enforcement agencies if required by applicable law.

I will not share your personal information with any other third parties without your consent.

How long will I store your personal data?

I hold data securely and in line with any regulatory obligations. Throughout the process of your instruction personal and sensitive data is taken and is required to ensure that all of our information is correct, so I can handle your instruction in a timely and lawful manner. Any documentation, requests, evidence and associated notes or telephone recordings will be stored electronically to which access is restricted on a need to know basis. No.5 Chambers and Clerks within No. 5 Chambers will need access to your personal and sensitive information in order to conduct our contractual obligations. This information will be kept for **seven years** and subsequently deleted after this time.

That seven year period will start on the date on which the communication or document containing personal data was received by me, except where:

- the communication or document is relevant on an ongoing basis to my provision of services for a client – in which case the period will start on the date on which my provision of services for that client finally ends; or
- the communication or document has been used in other professional activities (such as participation in an event) – in which case the period will start when the activity comes to an end; or

- the communication or document has been used in or relevant to the provision of financial, legal or accountancy services to me – in which case the period will start when the services come to an end; or
- the communication or document has been relevant to or used in enforcement action or legal proceedings – in which case the period will start on the date on which the enforcement action or legal proceedings were finally resolved (including any appeals); or
- you agree that I can retain your personal data for longer – in which case the period will start on the date that you indicate your agreement

Your Rights

Under the General Data Protection Regulation, you have a number of important rights that you can exercise free of charge. In summary, these rights are:

- Transparency over how I use your personal data and fair processing of your information;
- Access to your personal information and other supplementary information;
- Require me correct any mistakes or complete missing information I hold on you;
- Require me to erase your personal information in certain circumstances;
- Receive a copy of the personal information you have provided to me or have this information be sent to a third party, this will be provided to you or the third party in a structured, commonly used and machine-readable format;
- Object at any time to processing of your personal information for direct marketing;
- Object in certain other situations to the continued processing of your personal information;
- Restrict my processing of your personal information in certain circumstances;
- Request not to be subject to automated decision making which produce legal effects that concern you or affect you in a significantly similar way.

If you want more information about your rights under the GDPR please see the Guidance from the Information Commissioners Office on [Individual's rights under the GDPR](#).

If you want to exercise any of these rights, please:

- Email me at FM@no5.com or write to me:
Francesca Martin,
No5 Chambers,
4-7 Salisbury Court,
London
EC4Y 8AA
- Provide information so that I can identify you, for example; a copy of your Passport, Driver's License, Utility Bill etc. I may need to contact you to request further information to verify your identity;
- Let me have proof of your identity and address;
- State the right or rights that you wish to exercise.

I will respond to you within one month from when I receive your request.

How to make a complaint?

I hope that you are happy with the service I provide and that I can resolve any issues or complaints that arise. Please get in touch if you have any concerns.

The General Data Protection Regulation also gives you the right to lodge a complaint with a supervisory authority, in particular in the European Union (or European Economic Area) state where you work, normally live or where the alleged infringement of data protection laws

occurred. The UK supervisory authority is the Information Commissioner's Office who can be contacted at <https://ico.org.uk/concerns/>.

Security

I take the processing of information security seriously and want to ensure you and your client are aware of what procedures and processes I have in place to support this. A share of my IT is provided by No5 chambers who have undergone a risk assessment and mitigation process to help safeguard any of your data held on my IT systems. The remainder of my IT is managed by me personally and I have adopted best practice information security management. I have Third Party agreements in place which clearly defines how any data I provide to them is processed in accordance with this policy. I conduct reviews of policies and data on an annual basis to ensure that no data is kept for longer than is necessary and the relevant retention periods are adhered to. I complete regular training on the GDPR and Information Security.

Future Processing

I do not intend to process your personal information for any reason other than stated within this privacy notice. If this changes, I will inform you by your preferred method of contact which we will have obtained from the outset.

Changes to this privacy notice

This privacy notice was amended and published in February 2021. Privacy practices may change this policy from time to time. When I do, I will inform you by your preferred method of contact.

Contact me

If you have any questions about this privacy notice, or the information I hold about you, please contact me directly and we will happily discuss this with you.

The best way to reach me is to contact me by email at FM@no5.com. Alternatively you can write to me at the address below or telephone me on 0845 210 5555

**Francesca Martin,
No5 Chambers,
3-7 Salisbury Court,
London EC4Y 8AA**

Alternative formats

If it would be helpful to have this notice provided in another format (for example: in another language, audio, braille) please contact me.