

Privacy Notice for Commercial Property Occupiers

1 The purpose of this notice

Marston Properties takes your privacy seriously and is committed to respecting and protecting it.

This notice describes to you what personal data Marston Properties collects about you, why we need it, how we use it and what protections are in place to keep it secure.

It is Marston Properties policy to:

- Process your personal information fairly and in accordance with GDPR law
- Tell you about how we will use your personal information
- Only collect personal information from you when we need it for legitimate purposes, or legal reasons
- Ensure that personal information held is relevant and not excessive for the purpose for which it is obtained
- Not keep your personal information for longer than we need to
- Keep your personal information secure, and limit the people who can access it
- Ensure that you know how to access your personal information and exercise your rights in relation to it, including being able to keep it accurate and up-to-date
- Ensure that any third parties we share your personal information with take appropriate steps to protect it.

We will use your personal data only for the purposes for which we collected it, unless we fairly consider that we need it for another reason that is compatible with the original purpose. If we wish to use your personal data for a new purpose, not covered by this Data Protection Notice, then we will provide you with a new notice explaining this new use prior to commencing the processing and setting out the relevant purposes and processing conditions. For the purpose of the legislation and your personal data, Marston Properties Limited is the Data Controller and the Directors can be contacted at 1 Mills Yard, Fulham London SW6 3AQ.

2 Collecting your personal data

Marston Properties collects and processes personal data relating to its commercial property applicants. The organisation is committed to being transparent about why it collects and uses that data.

There are 6 lawful bases of processing your data including consent, legitimate interests, contractual necessity, a legal obligation and a vital interest. For each usage of the data the lawful basis of the processing of your data will be identified below. Legitimate interest is when we have a business or commercial reason to process your personal data. Whenever we process your personal data for these purposes, we ensure that your interests, rights and freedoms are carefully considered.

Your personal data may be obtained from third party agencies that you have raised an enquiry with and passed on to us.

Requirements	Data held includes	Lawful Basis
Communication	correspondence address, email address and telephone numbers.	Contractual necessity
Identity Verification	personal details, passports, visas	Contractual necessity
Referencing	bank details, company trading accounts and Trade/ Customer Contact details	Contractual necessity Contractual necessity
Communication related to Marston Properties Limited Marketing	correspondence address, email address and telephone numbers.	Consent
Information about who to contact out of hours	contact details, email address, address, telephone number	Contractual necessity
Processing Transactions	address, bank details, email address	Contractual necessity
Occupancy check in and check out procedures	contact details, email address, address, telephone number forwarding address details	Contractual necessity and advising utility providers and business rate departments Legitimate Interests to return your deposit, collect any arrears and close utility/business rate accounts

3 Using your personal data

We will use your personal data only in relation to a lawful basis. Most commonly, we will use your personal data in the following circumstances:

- to draw up your legal agreement and other associated move in documentation.
- to record transactions related to your occupancy
- to manage your deposit.
- to manage maintenance enquiries/issues.
- to renew your legal agreement.
- to advise on your account.
- to communicate with you.

- to end your occupancy including returning your deposit and closing your utility/business rates accounts.
- if it is necessary for our legitimate interests (or those of a third party) and these are not overridden by your own rights and interests
- where we need to comply with a legal or regulatory obligation

4 Sharing your personal data

Your information will be used by the Commercial Property and Finance departments. Your information may also be shared with the Marston Properties group companies but will only be used in line with this privacy notice.

Your relevant personal data may be shared with third parties including:

- External commercial agents with whom you have an initial contractual relationship and their referencing companies if applicable.
- Banks
- Third party IT service providers and software systems
- Confidential Waste Disposal Companies
- Professional Advisors including Solicitors, Auditors and Surveyors
- External Contractors
- Utility Providers and Local Authorities

We will ensure that any third parties we share your personal information with take appropriate steps to protect it.

5 Protecting your personal data

Your personal data is saved electronically on servers and on software systems which are local and cloud based. The back-ups are encrypted and stored in a third-party data centre. Marston Properties Limited regularly reviews the security of these systems and holds a Cyber Essentials Security Certificate. We have internal policies in place to try to ensure that your data is not lost, accidentally destroyed, misused or disclosed. This is controlled by only granting access to authorised personnel to fulfil their roles.

Data held by Marston Properties is stored within the European Union. The information you share with us may be transferred by us or any of the types of firms or organisations we have noted above, to other countries for processing to take place, including locations outside of the UK and the European Union. We will only do so if there are adequate levels of protection in place as required by applicable data protection laws.

6 Keeping your personal data

Marston Properties holds different categories of personal data for different periods of time.

We will keep your personal data for as long as you are a commercial occupier of Marston Properties and then in accordance with our Retention of Personal Data Policy.

We may keep your data for up to 7 years to maintain records according to rules that apply to us. We may keep your data longer than 7 years if we cannot delete it due to legal, regulatory or technical reasons. Information related to health and safety are held for up to 40 years or longer if required

due to the possibility of latent claims under health and safety regulations. Wherever possible we will endeavour to minimise the amount of personal data held and will only use it for those purposes.

7 Cookies and tracking

The Marston Properties website and applications may collect data about how you use our services to help us improve future functionality.

Marston Properties use Google Analytics, which is a web analysis service provided by Google. Marston Properties may collect and report on the adoption and usage of specific features, crashes and exceptions and other useful metrics.

8 Your rights

As a data subject, you have a number of rights. You can:

- Access and obtain a copy of your data on request
- Require the organisation to update incorrect or incomplete data
- Require erasure of your data when consent is our basis of processing (the right to be forgotten). You may request that your personal data be erased, for example, where there is no compelling reason for its continued processing or where you withdraw consent. We will comply with your request unless we have another basis of processing justifying our retaining the data (for example a legal requirement or the defence of a legal claim).
- Ask the organisation to stop processing data periodically if data is inaccurate or there is a dispute about whether or not your interests override the organisation's legitimate grounds for processing data.
- Where the lawful basis for processing is your consent, you may withdraw consent at any time by writing to: Marston Properties Ltd, 1 Mills Yard, London SW6 3AQ or emailing info@marstonproperties.co.uk

9. Changes to this privacy notice

We keep our privacy notice under regular review and will post updated versions on our website.