

Privacy Notice – Requests for Mutual Assistance from Abroad

1. Data Controller

1.1. The Data Controller is:

Public Prosecution Service, 93 Chichester Street, Belfast BT1 3JR

1.2. The Data Protection Officer for PPS can also be contacted by email (dpo@ppsni.gov.uk), or telephone (028 9089 7100).

2. Why are you processing my personal information?

2.1. We are processing your personal data in response to a request for mutual assistance received from abroad which may include:

- An extradition request. Details of the extradition arrangements that the UK has with other countries are detailed in the Extradition Act 2003. The role of the PPS in extradition cases is to determine whether the offence you have been charged with is a crime in Northern Ireland
- A request to freeze or confiscate property in Northern Ireland under Council Framework Decision 2003/577/JHA or Council Framework Decision 2006/783/JHA. The role of the PPS in these requests is described in Part 4 of The Proceeds of Crime Act 2002 (External Requests and Orders) Order 2005.

3. What categories of personal data are you processing?

3.1. The exact nature of the data processed about you will depend on the circumstances of the case. However, this may include:

- identifying data such as name, address, date of birth
- family, lifestyle and social circumstances
- financial details
- employment and education details
- physical or mental health details
- racial or ethnic origin
- religious or other beliefs of a similar nature
- sexual life
- previous offences (including alleged offences)
- details of criminal proceedings, outcomes and sentences

4. Where do you get my personal data from?

- 4.1. PPS receives data in these cases from prosecuting authorities abroad. The exact authority will depend on the country making the request. In line with the relevant legislation, these requests are screened by national agencies before being passed to the PPS. The relevant screening authorities are:

Extradition	Crown Solicitors Office
Restraint and Confiscation Requests	Home Office

5. Do you share my personal data with anyone else?

- 5.1. In extradition cases, PPS shares details of your name (to identify the case) and details of whether the offences that you have been charged are offences in Northern Ireland with the Crown Solicitor's Office.
- 5.2. If you are a defendant, and subject to a Restraint or Confiscation Order, your personal data may be shared with a Receiver appointed by the High Court to enforce these orders. This is consistent with the powers granted in Part 4 of the Proceeds of Crime Act 2002 (External Requests and Orders) Order 2005.

6. Do you transfer my personal data to other countries?

Extradition

- 6.1. Whilst PPS is dealing with the case, your data is stored on PPS servers which are located in the UK. As noted above, the PPS does not share the personal data provided by CSO with anyone outside the PPS.
- 6.2. The PPS does not transfer your data to other countries, but as part of the extradition process it may be transferred to the requesting country by CSO or the Home Office.

Restraint and Confiscation

- 6.3. PPS does not transfer your data to other countries.

7. How long do you keep my personal data?

- 7.1. The PPS retains your data for as long as necessary to meet its business needs. This varies depending on the nature of the case. The PPS Retention and Disposal Schedule describes the retention periods for different categories of files.

7.2. In line with the Public Records (Northern Ireland) Act 1923, some data is passed to the Public Records Office of Northern Ireland for permanent retention. Details of which files may be preserved for permanent retention are also in the Retention and Disposal Schedule. Note that PRONI make the final decision over whether to retain an individual file.

8. What rights do I have?

8.1. As your data is being processed for law enforcement purposes your rights are as follows:

- To obtain confirmation that your data is being [processed, and access to your personal data](#). However, the PPS is able to restrict this right to avoid prejudicing the prevention, detection, investigation or prosecution of criminal offences or the execution of criminal penalties;
- To have personal data [rectified if it is inaccurate or incomplete](#)
- To have personal data erased and to prevent processing, [in specific circumstances](#).
- In relation to [automated decision making and profiling](#). However the PPS does not carry out automated decision making.

9. How do I complain if I am not happy?

9.1. If you are unhappy with any aspect of this privacy notice, or how your personal information is being processed, please contact the PPS Data Protection Officer.

9.2. If you are still not happy, you have the right to lodge a complaint with the Information Commissioner's Office (ICO):

Information Commissioner's Office
Wycliffe House
Water Lane
Wilmslow
Cheshire
SK9 5AF
Tel: 0303 123 1113
Email: casework@ico.org.uk
<https://ico.org.uk/global/contact-us/>