

## Data Privacy Notice

### for Brian Murray t/a Brian Murray Financial Services

Last Updated 9<sup>th</sup> October 2018

This privacy notice tells you how we use your personal information, and explains your rights. Please read it to understand how and why we use your personal information. If you give us personal information about someone else, please make sure you have their permission and make them aware of this Privacy Notice, as it also applies to them.

Brian Murray Financial Services complies with the requirements of the General Data Protection Regulation 2018 and the Irish Data Protection Act 2018. Should you have any queries, please contact **Brian Murray**, Principal and Compliance Officer.

**Collection And Use Of Personal Data** - We use personal information to provide advice, arrange agreed transactions on your behalf, to provide ongoing customer service to you, assist with claims and the payment of plan benefits. We must have a lawful basis to collect and use personal information. We restrict access to, and use of, any sensitive personal information. We also create new personal information.

**Needed For Your Contract** - We need to collect and use your personal information to set up insurance and financial plans for you, depending on the plan-type, this includes, but is not limited to, your name, date of birth, contact and bank account details, health, employment, pension and salary information. Personal information needed for plan contracts is held and used to;

- process your application, set up and issue your plan;
- provide you with information about your plan;
- to help the administration of your plan and assist with the payment of your plan benefits;
- provide customer care, advice and service; and
- contact you to inform you of any relevant actions you may need to take.

**Required By Law** - We use your personal information to comply with law and regulations such as;

- reporting to regulators;
- keeping proper books and records;
- internal reporting, quality checking, compliance controls and audits to help meet these obligations.
- to comply with Anti-Money Laundering law, we use your name, date of birth, address, nationality, occupation information, up-to-date proof of identification and address, and where required, screening of all customers against Financial Sanctions and Politically Exposed Persons (PEP) lists.

We must ask about your tax residence information and identification number for tax reporting with product producers. In order to give you information and updates on your plan, we use your plan and contact details. We use our customer personal information, including yours, to identify the target market for our regulated services.

In order to receive financial advice from us, you must give personal and financial information for your current and future needs to be assessed. This enables us to recommend the most suitable financial product for you. This also involves creating new and assumed personal information about you. We complete an analysis of you using your personal information to comply with regulations. When you give us your personal information, we will check to see if we already have a record of you. This helps us to comply with your Data Protection Rights.

**Legitimate Interest** - We use your personal information for our legitimate interests as shown below. This doesn't affect your privacy rights. We believe these uses, benefit you. You can contact us if you have any questions using the above contact details of this Privacy Notice.

**Statistical Analysis** - We combine and group personal information for analysis to help us understand our customers, and develop better services. We use summary information to help promote our services.

**Your Consent** - You need to give consent for us to collect and use personal information classed as sensitive or for certain uses of your personal information. You are given the choice to provide consent, or not. When we collect your consent, we will explain what we need it for, and how you can change your mind in the future.

**Profiling - Direct Marketing** - While we are primarily advisers, we would like to be able to contact you, occasionally about offers and services which we feel may benefit you, separately from your plan communications. We will do this, where we have your consent.

**WE DO NOT SHARE OUR INFORMATION**, however from time to time we may have to source advice or products to fulfill your requirements, and provide information to specialist firms, in which case we will seek your advance consent. Any information you supply to such firms will then be subject to their GDPR and privacy policies

**Consent and How to Withdraw Consent** - If we process your information based on consent, you have the right to withdraw that consent at any time, by contacting us directly.

#### **How and Where do we get your Personal Information**

You provide us with your personal information directly when you contact us, complete our forms, speak with us or visit our website, and social media accounts. For more information on what personal information is collected, and used on our website please see our Website Privacy Policy. We also get personal information from accountants, solicitors, employers or regulators (where relevant).

We also create new personal information about you based on information you have given us and through your interactions with us such as noting your online preferences

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Registered Address 29 Burkeen Hall, Wicklow, Co. Wicklow, A67 RD60

Brian Murray trading as Brian Murray Financial Services is regulated by the Central Bank of Ireland

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### **To Whom do we Pass your Personal Information**

We pass personal information to companies which we hold agency agreements with, and for whom you have given us consent to forward information, generally when setting up a policy or contract. You'll find a list of our agencies included in our Terms of Business.

We can also pass information to companies with which we don't hold any agency, but with whom you have business with, and for which you have asked us to liaise on your behalf.

With your consent, we can also pass information to your other professional advisers, such as accountants, tax advisers and solicitors.

### **Data processors**

Companies that act as service providers under contract with us and only process your information as instructed by us. Your personal information is transferred securely and is not used by other parties for any other reason. Our main Data Processors are the companies which we hold an agency with, as detailed in our Terms of Business. The categories of services that we use other Data Processors for include: document management, administration, underwriting, customer services, marketing, actuarial services, Financial Sanctions and PEP screening

— **Trustees:** appointed in connection with the plan contract.

— **Investment Service Providers:** We pass limited personal information to investment service providers where you want to access these services through your plan e.g. Stockbroker or Online Trading Platform.

— **Regulators:** - Regulators and the Revenue Commissioners or as needed to comply with regulations and laws.

— **Other Companies:** Generally only when setting up policies or contracts for you, with them

**DO WE TRANSFER YOUR PERSONAL INFORMATION OUTSIDE OF THE EU?** - Your personal information is processed and stored within the EU.

**HOW LONG DO WE KEEP YOUR PERSONAL INFORMATION FOR?** - We keep and use your personal information for as long as you have a relationship with us. We also hold it after this where we need to for complaints handling, for system back-ups needed for disaster recovery and for as long as we have to under regulations. We will let you know how long we keep personal information for when you avail of a single or specific service such as a quote or call-back.

**WHAT ARE YOUR RIGHTS?** - You have a number of rights over your personal information which you can exercise free of charge by contacting us using the details in this Privacy Notice. You will need to give us information to help us identify you and we will respond to you within one month in line with current regulations. Any restrictions to your rights will be explained in our response.

**Right to Information** - You have a right to the information set out in this Privacy Notice. We will inform you of our updated Privacy Notice, if we change the type of personal information we collect and / or how we use it. We have controls in place to protect your personal information and minimise the risk of security breaches. However, should any breaches result in a high risk for you, we will inform you without delay.

**Right to Restrict or Object** - You can restrict or object to any unfair and unlawful collection or use of your personal information. You can object to any automated decision making that has a legal or similar significant impact for you and ask for the decision to be made by a person. You can withdraw consent and object to, for example direct marketing.

**Right to Correct and Update** - You can ask us to correct and update personal information we hold about you. Your plans are long term contracts and to provide you with the best service it is important we have your up to date personal information, such as contact details.

**Right to Delete and Be Forgotten** - You can have your personal information deleted if it is incorrect or has been processed unfairly or unlawfully. If you have withdrawn consent you can ask for your personal information to be deleted. We will keep a record of your request so we know why your personal information was deleted. If we have provided a regulated product or service to you, we must keep your personal information for a minimum period by law.

**Right to Portability** - You can ask for a copy of all personal information that you gave us (including through your interactions with us), and which we hold in an automated format. You can receive this in a machine-readable format that allows you to keep it. You may also request us to send this personal information in a machine-readable format to another company. The format will depend on our ability to provide this in a secure way that protects your personal information. We will not likely be able to use a copy of your personal information sent to us in this way from another company. This is because we can only collect personal information that we need. We also need your most up to date personal information for underwriting and to comply with regulations.

**Right to Access** - You have the right to know what details we hold about you and to receive a copy of your personal information. We must tell you:

- why we hold it;
- who we pass it to, including whether we transfer it outside the EU;
- how long we keep it for;
- where we got it from; and
- if we carried out any automated-decisions, and if so, the logic behind it and what it means for you.

This right does not allow you to access personal information about anyone else. To access your personal information please write to us using the contact details in this Privacy Notice. To help us respond as quickly as possible please let us know if you are only looking for copies of specific personal information.