

# Privacy Policy

This privacy policy applies between you, the User of this Website and Colin Murdoch Art, the owner and provider of this Website. Colin Murdoch Art takes the privacy of your information very seriously. This privacy policy applies to our use of any and all Data collected by us or provided by you in relation to your use of the Website.

**Please read this privacy policy carefully.**

## Definitions and interpretations

1. In this privacy policy, the following interpretations are used:

**Data** means collectively all the information that you submit to Colin Murdoch Art via the Website. This definitely incorporates, where applicable, the definitions provided in the Data Protection Laws;

**Data Protection Laws** means any applicable law relating to the processing of personal Data, including but not limited to the Directive 96/46/EC (Data Protection Directive) or the GDPR, and any national implementing laws, regulations and secondary legislation, for as long as the GDPR is effective in the UK;

**GDPR** means the General Data Protection Regulation (EU) 2016/679;

**Colin Murdoch Art, we or us** means Colin Murdoch Art of 1 Clover Court, Clover Hill, Skipton BD23 1BD;

**User or you** means any third party that accesses the Website and is not either (i) employed by Colin Murdoch Art and acting in the course of their employment or (ii) engaged as a consultant or otherwise providing services to Colin Murdoch Art and accessing the Website in connection with the provision of such services; and

**Website** means the website that you are currently using, [www.colinmurdochart.co.uk](http://www.colinmurdochart.co.uk), and any sub-domains of this site unless expressly excluded by their own terms and conditions.

2. In this privacy policy, unless the context requires a different interpretation:
  - a. the singular includes the plural and vice versa;
  - b. references to sub-clauses, clauses, schedules or appendices are to sub-clauses, clauses, schedules or appendices of this privacy policy;
  - c. a reference to a person includes firms, companies, government entities, trusts, and partnerships;
  - d. “including” is understood to mean “including without limitation”;
  - e. reference to any statutory provision includes any modification or amendment of it;
  - f. the headings and sub-headings do not form part of this privacy policy.

## Scope of this privacy policy

3. This privacy policy applies only to the actions of Colin Murdoch Art and Users with respect to this Website. It does not extend to any websites that can be

accessed from this Website including, but not limited to, any links we may provide to social media websites.

4. For purposes of the applicable Data Protection Laws, Colin Murdoch Art is the “data controller”. This means that Colin Murdoch Art determines the purposes for which, and the manner in which, your Data is processed.

### **Data collected**

5. We may collect the following Data, which includes personal Data, from you:
  - a. name;
  - b. contact information such as email addresses and telephone numbers;
  - c. web browser type and version (automatically collected);
  - d. operating system (automatically collected);
  - e. your IP address (automatically collected);

in each case, in accordance with this privacy policy.

### **How we collect Data**

6. We collect Data in the following ways:
  - a. Data is given to us by you;
  - b. Data is received from other sources; and
  - c. Data is collected automatically.

### **Data that is given to us by you**

7. Colin Murdoch Art will collect your Data in a number of ways, for example:
  - a. when you contact us through the Website, by telephone, post, email or through any other means;
  - b. when you use our services;

in each case, in accordance with this privacy policy.

### **Data that is received from publicly available third parties sources**

8. We will receive Data about you from the following publicly available third parties sources:
  - a. Twitter; and
  - b. Instagram.

### **Data that is collected automatically**

9. To the extent that you access the Website, we will collect your Data automatically, for example:
  - a. we automatically collect some information about your visit to the Website. This information helps us to make improvements to Website content and navigation, and includes your IP address, the date, times and frequency with

which you access the Website and the way you use and interact with its content.

### **Our use of Data**

10. Any of all of the above Data may be required by us from time to time in order to provide you with the best possible service and experience when using our Website. Specifically, Data may be used by us for the following reasons:

- a. internal record keeping;
- b. improvement of our products/services;

in each case, in accordance with this privacy policy.

11. We may use your Data for the above purposes if we deem it necessary to do so for our legitimate interests. If you are not satisfied with this, you have the right to object in certain circumstances (see the section headed “Your rights” below).

### **Keeping data secure**

12. We will use technical and organisational measures to safeguard your Data, for example:

- a. we store your Data on secure servers.

13. Technical and organisational measures include measures to deal with any suspected data breach. If you suspect any misuse or loss or unauthorised access to your data, please let us know immediately by contacting us via this email address: [colin@colinmurdochart.co.uk](mailto:colin@colinmurdochart.co.uk).

14. If you want detailed information from Get Safe Online on how to protect your information and your computers and devices against fraud, identity theft, viruses and many other online problems, please visit [www.getsafeonline.org](http://www.getsafeonline.org). Get Safe Online is supported by HM Government and leading businesses.

### **Data retention**

15. Unless a longer retention period is required or permitted by law, we will only hold your Data on our systems for the period necessary to fulfil the purposes outline in this privacy policy or until you request that the Data be deleted.

16. Even if we delete your Data, it may persist on backup or archival media for legal, tax or regulatory purposes.

### **Your rights**

17. You have the following rights in relation to your Data:

- a. **Right to access** – the right to request (i) copies of the information we hold about you at any time; or (ii) that we modify, update or delete such information. If we provide you with access to the information we hold about you, we will not charge you for this, unless your request is “manifestly unfounded or excessive”. Where we are legally permitted to do so, we may

- refuse your request. If we refuse your request, we will tell you the reasons why.
- b. **Right to correct** – the right to have your Data rectified if it is inaccurate or incomplete.
  - c. **Right to erase** – the right to request that we remove or delete your Data from our systems.
  - d. **Right to restrict our use of your Data** – the right to “block” us from using your Data or limit the way in which we can use it.
  - e. **Right to data portability** – the right to request that we move, copy or transfer your Data.
  - f. **Right to object** – the right to object to our use of your Data including where we use it for our legitimate interests.
18. To make enquiries, exercise any of your rights set out above, or withdraw your consent to the processing of your data (where consent is our legal basis for processing your Data) please contact us via this email address: [colin@colinmurdochart.co.uk](mailto:colin@colinmurdochart.co.uk).
19. If you are not satisfied with the way a complaint you make in relation to your Data is handled by us, you may be able to refer your complaint to the relevant data protection authority. For the UK, this is Information Commissioner’s Office (ICO). The ICO’s contact details can be found on their website at <https://ico.org.uk>.
20. It is important that the Data we hold about you is accurate and current. Please keep us informed if your Data changes during the period for which we hold it.

### **Links to other websites**

21. This Website may, from time to time, provide links to other websites. We have no control over such websites and are not responsible for the content of these websites. This privacy policy does not extend to your use of such websites. You are advised to read the privacy policy or statement of other websites prior to using them.

### **General**

22. You may not transfer any of your rights under this privacy policy to any other person. We may transfer our rights under this privacy policy where we reasonably believe your rights will not be affected.
23. If any court or competent authority finds that any provision of this privacy policy (or part of any provision) is invalid, illegal or unenforceable, that provision or part-provision will, to the extent required, be deemed to be deleted, and the validity and enforceability of the other provisions of this privacy policy will not be affected.
24. Unless otherwise agreed, no delay, act or omission by a party in exercising any right or remedy will be deemed a waiver of that, or any other, right or remedy.
25. This statement will be governed by and interpreted according to the law of England and Wales. All disputes arising under this statement will be subject to the exclusive jurisdiction of the English and Welsh courts.

### **Changes to this privacy policy**

26. Colin Murdoch Art reserves the right to change this privacy policy as we may deem necessary from time to time or as may be required by law. Any changes will be immediately posted on the Website and you are deemed to have accepted the terms of the privacy policy on your first use of the Website following the alterations.

You may contact Colin Murdoch Art by email at [colin@colinmurdochart.co.uk](mailto:colin@colinmurdochart.co.uk).

### **Attribution**

27. This privacy policy was created using a document from Rocket Lawyer (<https://www.rocketlawyer.co.uk>).

**25 January 2019**