



An Rialálaí Agraibhia
Agri-Food Regulator

Data Protection Notice

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Introduction

An Rialálaí Agraibhia (Agri-Food Regulator) is an independent statutory Office established under [the Agricultural and Food Supply Chain Act 2023](#).

The Agri-Food Regulator is concerned with promoting fairness and transparency in the agri-food supply chain. It's statutory remit and focus is on business-to-business relationships within the supply chain. In exercising this function, the Agri-Food Regulator shall have regard to the circumstances and needs of the agricultural and food sector including, in particular, farming, fishing and small food businesses

This Fair Processing Notice or Data Protection Statement outlines the manner in which your personal data will be handled and processed by the Agri-Food Regulator.

In addition to this notice, you are advised to read our Data Protection Policy.

The Agri-Food Regulator, as a data controller, must meet its obligations under the General Data Protection Regulation (GDPR) and the Irish Data Protection Act 2018 as outlined below:

- Obtain and process information fairly
- Keep it only for one or more specified, explicit and lawful purposes
- Use and disclose it only in ways compatible with these purposes
- Keep it safe and secure
- Keep it accurate, complete and up to date
- Ensure that it is adequate, relevant and not excessive
- Retain it for no longer than is necessary for the purpose
- Provide an individual with a copy of his/her personal data on request

Our data protection officer can be contacted at dataprotection@agrifoodregulator.ie

Scope

The policy covers all individuals whose personal data might be processed by the Agri-Food Regulator.

Purpose of Data Collection

Processing necessary for compliance with a legal obligation: for the purpose of carrying out our statutory functions and responsibilities under the Agriculture and Food Supply Chain Act 2023 in the areas of:

- Enforcement of Unfair Trading legislation
- Investigation of complaints
- Price and market analysis

Processing necessary for the execution of contractual obligations: The information we hold and process will be for management and administrative use only. We will keep and use it to enable us to fulfil these functions and to manage our relationship with you effectively, lawfully and appropriately.

Processing necessary for the establishment, exercise or defence of legal claims: For example, where we need to take legal advice in relation to legal proceedings or are required by law to preserve or disclose certain information as part of the legal process.

We may sometimes need to process your data **to pursue our legitimate business interests**, for example, to prevent fraud, administrative purposes or reporting potential crimes. The nature of our legitimate interests are:

- to prevent unauthorised use of our information and equipment.
- to limit or deal with fraud and misconduct and allow for whistle-blower report and related investigations; and
- to conduct investigations into alleged misconduct or inappropriate behaviour.
- intercepting and monitoring communications which pass through the Regulator's systems or on/from the Regulator's devices, including emails, instant messages, that you send and receive.

We will never process your data where these interests are overridden by your own interests.

In limited circumstances, we may need to obtain your opt-in consent before we can undertake certain processing activities with your personal data.

As and when we introduce these processing activities requiring your consent, we will provide you with more information so that you can decide whether to opt-in. You have the right to withdraw your consent to these activities.

If you do not wish to provide your personal data, we may be unable, in some circumstances, to comply with our obligations in which case, we will have to inform you about the implications of that decision.

Categories of Data Collected

The information we hold will be provided by you, such as your name and contact details, information relating to unfair trading practices, complaints received and price and market information relating to your business as requested by us in relation to fulfilling our statutory obligations.

Overseas Transfers

In limited and necessary circumstances, your information may be transferred outside of the EEA or to an international organisation to comply with our legal or contractual requirements. We have in place safeguards including standard contractual clauses to ensure the security of your data in compliance with the requirements of the GDPR.

Data Retention

The precise length of time we retain your data will depend on the type of data, our legitimate business needs and other legal or regulatory rules that may require us to retain it for certain minimum periods.

In determining the appropriate retention period for different types of personal data, the amount, nature and sensitivity of the personal data in question, as well as the potential risk of harm from unauthorised use or disclosure of that personal data, the purposes for which we need to process it and whether we can achieve those purposes by other means are considered.

Once we have determined that we no longer need to hold your personal data, we will delete it from our systems.

Your rights as an individual

Under the General Data Protection Regulation (GDPR) and the Data Protection Act 2018 (DPA 2018), you have a number of rights with regard to your personal data. You have the right to request from us:

- access to your personal data

- rectification of your personal data where it is incorrect
- erasure of your personal data in certain circumstances,
- the right to restrict processing, object to processing in certain circumstances.

If you have provided consent for the processing of your personal data, you have the right (in certain circumstances) to withdraw that consent at any time which will not affect the lawfulness of the processing before your consent was withdrawn.

You have the right to lodge a complaint to the Data Protection Commission if you believe that we have not complied with the requirements of the GDPR or DPA 2018 with regard to your personal data.

The Data Protection Commission 21 Fitzwilliam Square South Dublin 2 D02 RD28 Ireland	https://www.dataprotection.ie/en/contact/how-contact-us
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If you wish to exercise any of your rights, please contact us. We will seek to deal with your request without undue delay and, in any event, within one month (subject to any extensions to which we are lawfully entitled). Please note that we may keep a record of your communications to help us resolve any issues which you raise.

DPO Contact Details / Email dataprotection@agrifoodregulator.ie	You can write to us at the following address: An Rialálaí Agraibhia (Agri-Food Regulator) Backweston Campus, Celbridge, Co Kildare, Ireland, W23 X3PH Tel: 00 353 1 6019900
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