



OFFICIAL-SENSITIVE
(When complete)

Data Protection Impact Assessment (DPIA) – Stage 1

This form is Stage 1 of the Data Protection Impact Assessment (DPIA) process. You are advised to refer to the guidance material available before completing the form.

Data Protection Impact Assessment (DPIA)

Please provide as much detail as possible, avoiding technical language and acronyms, explaining the proposal in a way that someone with no prior knowledge could easily understand.

Section 1 - Governance

Project Proposal Name:	DAL Drug Rehabilitation Programme – Assessments of Costs and Benefits
Information Asset Owner:	
Information Custodian:	Davin Parrott
DPIA Coordinator:	
Date on which processing will commence:	26/10/2022
Date submitted to DPO:	07/10/2022

Note: DPO will give an **initial response** within 10 working days of receiving the completed form.

DPO Assessment

*****DPO Use Only*****

A. DPIA is not mandatory.	<input type="checkbox"/>	
B. DPIA is not required as long as the remedial action listed is carried out. If the remedial action is not carried out, a DPIA will be required.	<input type="checkbox"/>	
C. DPIA is mandatory.	<input type="checkbox"/>	



OFFICIAL-SENSITIVE
(When complete)

Section 2 - Purpose, Scope and Context

In this section you must explain what the processing is, who it will involve, and the intended impact. You must also demonstrate why the processing is necessary and proportionate, providing evidence to support your assessment.

- The processing must be **necessary** for the specific objective of the proposal.
- It must also be **proportionate**, meaning that the advantages resulting from the processing should not be outweighed by the disadvantages to individuals.

2.1 Please briefly explain the specific aim and purpose of the proposal in a way that someone with no prior knowledge could easily understand; avoid technical language and acronyms.

The aim of the project is to undertake an assessment (using a cost benefit approach) of the effectiveness of the Offender to Rehab pilot that ran from 01/07/2021 to 30/06/2022.

The purpose is to understand whether this type of intervention should become business as usual and the likely benefits to the various stakeholders, such as Public Health England, the retail sector, WMP and Probation service.

This is a PCC funded pilot with national interest and risk of reputational harm to the force if the evidence is not presented in a robust fashion.

2.2 What categories of personal data will be processed? Provide an overview of the categories of personal data that will be processed, for example: names, DOBs, addresses, health data, criminal records, or any other unique identifiers such as IP addresses, usernames, e-mail addresses.

The data is contained in a spreadsheet provided to the Data Analytics Lab by the requestor (Business Crime Coordinator, Birmingham Partnerships Team).

The data to be used will consist of details for 91 offenders relating to their offending (crimes where they were offenders, etc.) both before and after their date of engagement with the pilot.

2.3 Will special category data be used in the proposal? (Select all that apply)

- | | |
|--|---|
| <input type="checkbox"/> Race | <input type="checkbox"/> Trade union membership |
| <input type="checkbox"/> Ethnic origin | <input type="checkbox"/> Genetic Data |
| <input type="checkbox"/> Political opinions | <input type="checkbox"/> Biometric Data |
| <input type="checkbox"/> Sex life | <input type="checkbox"/> Sexual orientation |
| <input type="checkbox"/> Religion | <input type="checkbox"/> Health |
| <input type="checkbox"/> Philosophical beliefs | <input checked="" type="checkbox"/> None |

2.4 How will the data be collected? Briefly outline how you will obtain the data, examples include: directly from data subjects, from another data set already in the WMP's possession, from a different force.

The data has been provided on a spread sheet by the requestor as well as sourced from the WMP system, CONNECT



OFFICIAL-SENSITIVE

(When complete)

2.5 How will the data be used? Briefly describe how the data will be used, recorded, and stored and who it will be shared with.

Please refer to the general DAL DPIA

2.6 How many individuals will the processing affect? (Please specify one answer below)

- Fewer than 100 data subjects
- 100 to 1000 data subjects
- 1000 to 5000 data subjects
- More than 5000 data subjects

2.7 What categories of data subject are involved? (Please select all applicable categories below)

- Persons suspected of having committed or being about to commit a criminal offence
- Persons convicted of a criminal offence
- Persons who are or may be victims of a criminal offence
- Witnesses or other persons with information about offences
- Children or vulnerable individuals
- WMP staff (current and former)
- Other

If other then please provide further details below:

[Click here to enter text.](#)

2.8 Will it involve the collection of new information about individuals? Will WMP collect data that it has not previously collected or had access to?

- Yes
- No

2.9 Data Sharing

Does the processing involve:

Select one option

2.10.1	Data being shared with third parties external to WMP or recipients that have not previously had routine access to the information?	<input type="checkbox"/> Yes <input checked="" type="checkbox"/> No The results of the analysis will be shared with the PCC's office and potentially on a national scale. However, the data set itself will not be shared beyond WMP.
2.10.2	Transferring data outside the UK but within the EU?	<input type="checkbox"/> Yes <input checked="" type="checkbox"/> No
2.10.3	Transferring data outside the EU?	<input type="checkbox"/> Yes <input checked="" type="checkbox"/> No
2.10.4	Storing data using a cloud service provider?	<input checked="" type="checkbox"/> Yes <input type="checkbox"/> No
2.10.5	Is there an ISA, contract, or other sharing agreement in place with all	<input checked="" type="checkbox"/> Yes – agreements in place <input type="checkbox"/> Not yet – agreements required



OFFICIAL-SENSITIVE
(When complete)

parties with whom data will be shared?

No – none required

2.10 Why it is necessary to use personal data to achieve the aim and why can't the aim be achieved by other means?

For example, can the aim be achieved by using less data or different types of data?
Are all categories of data necessary to achieve the aim?

The nature of the question requires the analysis of individuals' offending behaviour in relation to time spent on the rehabilitation programme and to enable the calculation of benefit cost ratios.

2.11 Explain how the use of personal data is proportionate to the aim of the proposal.
Weigh the advantages of achieving your purpose against disadvantages to data subjects.

This is a PCC funded pilot with National interest and risk of reputational harm to the force if the evidence is not presented in a robust fashion.



OFFICIAL-SENSITIVE

(When complete)

Section 3 – Lawful Basis

3.1 Lawful Basis

To process personal data you must have a lawful basis. Please select the one appropriate lawful basis from the drop down list.

Lawful Basis for **Operational Data** (Personal data processed for law enforcement purposes):

Necessary for a law enforcement purpose

Lawful Basis for **Administrative Data** (Personal data processed for non-law enforcement purposes, e.g. for HR or Commercial purposes):

Choose an item

3.2 Further Special Category Lawful Basis

If processing special category data (section 2.3) you must have identified a further lawful condition

Operational Data:

The processing is strictly necessary (please tick to confirm)

AND

One of the following conditions applies (select from the list):

Choose an item.

Administrative Data:

It is necessary for one of the following conditions (select from the list):

Choose an item.

OR

It is in the substantial public interest (tick to confirm)

AND for the following purpose:

Choose an item.

Section 4 – Review, Retention and Disposal

4.1 Does the proposal have a review, retention and disposal process that complies with WMP Policy? All records must have an initial retention period set by the owner of the information when first created or received; review and disposal criteria are defined within the WMP IM document suite.

Yes

No



OFFICIAL-SENSITIVE

(When complete)

Section 5 – ICO: Additional Factors

The Information Commissioner’s Office have published a number of factors that present a ‘high risk’ when processing personal data. Saying yes to one or more of the following may indicate that the processing is high risk and a Stage 2 DPIA is likely to be required.

Does the processing involve:		Please check either Yes or No	If ‘Yes’ then please provide further details
5.1	<p>Systematic, extensive and large scale profiling and automated decision-making about people? <i>"Any systematic and extensive evaluation of personal aspects relating to natural persons which is based on automated processing, including profiling, and on which decisions are based that produce legal effects, or significantly affect the natural person"</i></p> <p>Profiling is any form of processing where personal data is used to evaluate certain personal aspects relating to an individual, including the analysis or prediction of an individual’s performance.</p> <p>Automated decision-making involves making a decision that affects someone by technological means without human involvement, for example issuing speeding fines solely based on evidence captured from speed cameras.</p>	<input type="checkbox"/> Yes <input checked="" type="checkbox"/> No	
5.2	<p>Large scale use of special category data or criminal offence data? <i>"Processing on a large scale of special categories of data, or personal data relating to criminal convictions and offences referred to in Article 10"</i></p>	<input checked="" type="checkbox"/> Yes <input type="checkbox"/> No	Offending history of 91 people to be analysed during a specific time period, to draw conclusions about the effectiveness of the pilot.
5.3	<p>Public monitoring? <i>"Systematic monitoring of a publicly accessible area on a large scale"</i></p>	<input type="checkbox"/> Yes <input checked="" type="checkbox"/> No	



OFFICIAL-SENSITIVE

(When complete)

5.4	<p>New technologies or techniques? <i>"Processing involving the use of new technologies, or the novel application of existing technologies (including Artificial Intelligence)"</i></p>	<input type="checkbox"/> Yes <input checked="" type="checkbox"/> No	
5.5	<p>Profiling, automated decision-making or special category data to help make decisions on someone's access to a service, opportunity or benefit? <i>"Decisions about an individual's access to a product, service, opportunity or benefit which is based to any extent on automated decision-making (including profiling) or involves the processing of special category data"</i></p>	<input type="checkbox"/> Yes <input checked="" type="checkbox"/> No	<p>The results will be used to inform strategic decisions about funding rehabilitation programmes. It will not affect decisions made at the level of the individual.</p>
5.6	<p>Biometrics/genetic data? <i>"Any processing of biometric data" and/or "any processing of genetic data other than that processed by an individual GP or health professional, for the provision of health care direct to the data subject" Biometric data can include Facial Recognition technology, fingerprints and is defined as</i></p>	<input type="checkbox"/> Yes <input checked="" type="checkbox"/> No	
5.7	<p>Data matching? <i>"Combining, comparing or matching personal data obtained from multiple sources"</i></p>	<input type="checkbox"/> Yes <input checked="" type="checkbox"/> No	
5.8	<p>Invisible processing? <i>"Processing of personal data that has not been obtained direct from the data subject in circumstances where providing a Privacy Notice would prove impossible or involve disproportionate effort"</i></p> <p>For example, when gathering data, without the knowledge of the data subject, in the course of a Police investigation.</p>	<input type="checkbox"/> Yes <input checked="" type="checkbox"/> No	<p>Custody data is generated in the presence of the data subject</p>
5.9	<p>Tracking? <i>"Processing which involves tracking an individual's geolocation or behaviour, including but not limited to the online environment"</i></p>	<input checked="" type="checkbox"/> Yes <input type="checkbox"/> No	<p>Offending behaviour within a specified time period is being assessed for the analysis, but retrospectively, using data already within our systems</p>



OFFICIAL-SENSITIVE

(When complete)

5.10	<p>Targeting of children or other vulnerable individuals? <i>"The use of the personal data of children or other vulnerable individuals for marketing purposes, profiling or other automated decision-making, or if you intend to offer online services directly to children</i></p> <p>For example, the use of personal data relating to children for the purposes of marketing their online safety products.</p>	<input type="checkbox"/> Yes <input checked="" type="checkbox"/> No	
5.11	<p>Risk of physical harm? <i>"Processing is of such a nature that a personal data breach could jeopardise the [physical] health or safety of individuals".</i></p> <p>For example, if data relating to CSAE, HUMINT or protected persons data was compromised then it could jeopardise the safety of individuals.</p>	<input type="checkbox"/> Yes <input checked="" type="checkbox"/> No	
5.12	<p>Evaluation or scoring? <i>"Aspects concerning the data subject's performance at work, economic situation, health, personal preferences or interests, reliability or behaviour, location or movements" For example, as part of a recruitment process.</i></p>	<input type="checkbox"/> Yes <input checked="" type="checkbox"/> No	
5.13	<p>Data processed on a large scale. <i>Considerations include:</i></p> <ul style="list-style-type: none"> • <i>The number of data subjects concerned</i> • <i>Volume of data and/or range of data items</i> • <i>Duration, or permanence, of the data processing</i> • <i>Geographical extent of data processing</i> 	<input type="checkbox"/> Yes <input checked="" type="checkbox"/> No	Data relates to 91 offenders
5.14	<p>Preventing data subjects from exercising a right? <i>The rights are:</i></p> <ul style="list-style-type: none"> • <i>The right to be informed</i> • <i>The right to access data</i> • <i>The right to rectification</i> • <i>The right to erasure</i> • <i>The right to restrict processing</i> 	<input type="checkbox"/> Yes <input checked="" type="checkbox"/> No	



OFFICIAL-SENSITIVE
(When complete)

	<ul style="list-style-type: none">• <i>The right to object</i>• <i>The right to portability</i>• <i>Rights relating to automated processing</i>		
--	---	--	--

Please forward the completed form the WMP DPO.