

BRITISH SOCIETY OF PLANT BREEDERS - PRIVACY POLICY

Who we are

The British Society of Plant Breeders is the membership association for the agricultural plant breeding industry in the UK. We provide services to our members including licensing the production and sale of seed of crop varieties, royalty collection, collection of farm-saved seed payments and organisation of statutory and non-statutory variety trials. We develop policy, represent our members' interests and communicate about the science and business of plant breeding. We do not carry out marketing.

This policy applies to all individuals whose data we process in the course of undertaking these activities. The Annex to this policy contains specific, additional information for farmers whose personal data we process for the purpose of farm-saved seed payment collection activities.

BSPB is committed to protecting the privacy of individuals. We will keep your data private and use it only for the purposes set out in this document and in accordance with all applicable laws concerning the protection of personal information.

What information we hold about you

Depending on the type of relationship that we have with you and the business function concerned, we may hold any or all of the following:

- Name
- Address
- Email address
- Telephone numbers
- Bank account details
- Date of birth
- Contact history

We hold only the information about you that we need to have to be able to carry out our business functions.

How we collect the information

We collect information about you in a number of ways:

- Information that you give us, for example when you join as a member, take a head licence or licence with us, apply to enter varieties into our trials or contract to operate trials for us, correspond with us in relation to our farm-saved seed collection scheme or communicate with us as part of our day to day business activities.
- Information that is given to us by third parties, for example by your employer, a BSPB head licensor, sub-licensee, farm-saved seed processor, farmer or contractor that you have done business with, national authorities or BSPB's variety trials contractors.
- Information that is public on the internet or that has come to us via a mailing list.

How we use the information

Depending on the type of relationship that we have with you, we use the information to:

- Communicate with you
- Transact with you
- Deliver a service to you or to others, including licensing, royalty collection, farm-saved seed payment collection, organisation of variety trials and delivery of results
- Operate a contract with you
- Comply with our legal obligations

- Send you our newsletter and other generic information about plant breeding

Our lawful basis for collecting, holding and processing your information

Depending on the type of relationship that we have you and the business function concerned, our lawful basis for collecting, holding and processing your information is one of:

- Contract
- Legal obligation
- Legitimate interests

Where we have a legitimate interest in contacting you and holding your information, it is because we require to do this to be able to carry out one or more of our business functions.

Who we share the information with

Depending on the relevant business function and the type of relationship that we have with you, we may share your information with certain third parties. These may include:

- National authorities and their contractors for seed certification
- BSPB head licensors
- BSPB legal advisers
- BSPB contractors for, and partners in, variety trials and related work
- Variety trial applicants
- GM inspectorate
- Printers and mailing house
- Debt collection agency

We will not share your information with third parties unless we have a specific legitimate need to do so to be able to properly carry out our business functions. We will never share your information with third parties for marketing purposes.

How long we will hold your information for

Where there is a statutory obligation for the length of time we need to retain your information, we will abide by that. In all other instances we will retain your information for as long as there is a business need.

Access to your information and correction

You have a right to request a copy of the information that we hold about you. If you would like a copy of some or all of your personal information, please email or write to us using the contact details below. We want to make sure that your personal information is accurate and up to date. You may ask us to correct or remove information that you think is inaccurate.

Data security

We take the security of data very seriously. If you would like further information on how we maintain the security of your information, please email or write to us using the contact details below.

How to contact us

You can write to us at: BSPB House, 114 Lancaster Way Business Park, Ely CB6 3NX
Or Email us enquiries@bspb.co.uk

Changes to our privacy policy

We keep our privacy policy under regular review. Please check back to this page for updates. This privacy policy was last updated on 19 June 2019.

ANNEX – Further Information for Farmers

This Annex to the privacy policy sets out additional information in relation to farmers whose data we collect in connection with our farm-saved seed payment activities. This information supplements, and does not replace, the information set out in the main body of the privacy policy, which applies to farmers in addition.

Our relationship with farmers

Plant Variety Rights legislation includes an exemption for farmers to make use of seed saved from their own harvest to re-sow a crop on their own holding. This is known as the "farm-saved seed exemption" or "agricultural exemption". Farmers making use of this exemption must declare to BSPB that they have done so and make a payment to the breeder of the variety that has been used. This payment is made to the breeder in recognition of the investment that has been made in breeding the variety and as part compensation for the certified seed royalty that is unavailable to the breeder when farm-saved seed is used. The governing legislation is set out in the UK Plant Varieties Act 1997, as amended and together with related secondary legislation, and the Community Plant Variety Rights Regulation as amended and together with its implementing legislation.

In the UK, BSPB is mandated by plant breeders to collect farm-saved seed payments on their behalf. We do this in accordance with the terms of a legal agreement between BSPB and the three national farming unions.

What information we hold about you

The personal data that we hold about farmers who are, or may potentially be farm-saved seed users are:

- Name and address
- Telephone number (where supplied)
- Email address (where supplied)
- Contact history
- Bank account details (where necessary and supplied)

How we use the information

We may use the information to:

- Contact farmers who may potentially farm saved seed of protected varieties;
- Issue declaration forms, collect declarations and payments;
- Follow up on any queries; and
- Enforce legislation.

Farmers are legally obliged to declare and pay for the use of farm-saved seed of eligible varieties. BSPB does not use their personal data for any purpose other than to facilitate this process.

Our lawful basis for collecting, holding and processing your information

We need to collect personal data in respect of farmers' certified seed transactions and farm-saved seed processed in order to carry out our role for the plant breeding industry and fulfil our farm-saved seed

enforcement function. In order to carry out this role, we must be able to, amongst other things, keep track of which farmers have purchased certified seeds of protected varieties and who have had protected varieties processed as farm-saved seed in order to identify which farmers have had the opportunity to farm-save seed of protected varieties and where payments may be due. We would not be able to carry out this function without processing such personal data. This gives us a legitimate interest in collecting and processing farmers' personal data.

Who we share the information with

We may share some information with BSPB Head Licensors (plant breeders) and with BSPB sublicensees (seed merchants), APHA, DAERA, SASA, BSPB's legal advisers and debt collection agencies but only where it is necessary for the proper operation of the farm-saved seed collection scheme, in relation to compliance and enforcement or where we have evidence that an offence has been committed under the Seeds Marketing Regulations. We share names and addresses with our printing and mailing house suppliers for the sole purpose of mailing farm-saved seed declaration forms and other communications relevant to the farm-saved seed collection including our Plant Breeding Matters newsletter. We will never share the data for any other purpose.