

# Job applicant privacy notice

**Data controller: MCAP Global Finance (UK) LLP (MCAP), 16 Palace Street, London, SW1E 5JD**

**Data Privacy contact:** [Privacy@marathonfund.com](mailto:Privacy@marathonfund.com)

As part of any recruitment process, MCAP collects and processes personal data relating to job applicants. MCAP is committed to being transparent about how it collects and uses that data and to meeting its data protection obligations.

## What information does MCAP collect?

MCAP collects a range of information about you. This includes:

- your name, address and contact details, including email address and telephone number;
- details of your qualifications, skills, experience and employment history;
- information about your current level of remuneration, including benefit entitlements;
- whether or not you have a disability for which MCAP needs to make reasonable adjustments during the recruitment process;
- information about your entitlement to work in the UK; and
- equal opportunities monitoring information, including information about your ethnic origin, sexual orientation, health, and religion or belief.

MCAP collects this information in a variety of ways. For example, data might be contained in application forms, CVs or resumes, obtained from your passport or other identity documents, or collected through interviews or other forms of assessment.

MCAP will also collect personal data about you from third parties, such as references supplied by former employers, information from employment background check providers and information from criminal records checks.

Data will be stored in a range of different places, including on your application record, in HR management systems and on other IT systems (including email).

## Why does MCAP process personal data?

MCAP needs to process data to take steps at your request prior to entering into a contract with you. It also needs to process your data to enter into a contract with you.

In some cases, MCAP needs to process data to ensure that it is complying with its legal obligations. For example, it is required to check a successful applicant's eligibility to work in the UK before employment starts.

MCAP has a legitimate interest in processing personal data during the recruitment process and for keeping records of the process. Processing data from job applicants allows MCAP to manage the recruitment process, assess and confirm a candidate's suitability for employment and decide to whom to offer a job. MCAP may also need to process data from job applicants to respond to and defend against legal claims.

MCAP processes health information if it needs to make reasonable adjustments to the recruitment process for candidates who have a disability. This is to carry out its obligations and exercise specific rights in relation to employment.

Where MCAP processes other special categories of data, such as information about ethnic origin, sexual orientation, health or religion or belief, this is for equal opportunities monitoring purposes.

For some roles, MCAP is obliged to seek information about criminal convictions and offences. Where MCAP seeks this information, it does so because it is necessary for it to carry out its obligations and exercise specific rights in relation to employment.

If your application is unsuccessful, MCAP will keep your personal data on file in case there are future employment opportunities for which you may be suited. MCAP will ask for your consent before it keeps your data for this purpose and you are free to withdraw your consent at any time.

### **Who has access to data?**

Your information will be shared internally for the purposes of the recruitment exercise. This includes members of the HR and recruitment team, interviewers involved in the recruitment process, managers in the business area with a vacancy and IT staff if access to the data is necessary for the performance of their roles.

MCAP will not share your data with third parties, unless your application for employment is successful and it makes you an offer of employment. MCAP will then share your data with former employers to obtain references for you, employment background check providers to obtain necessary background checks and the Disclosure and Barring Service to obtain necessary criminal records checks.

Your data will be transferred outside the UK/European Economic Area (EEA).

### **How does MCAP protect data?**

MCAP takes the security of your data seriously. It has internal policies and controls in place to ensure that your data is not lost, accidentally destroyed, misused or disclosed, and is not accessed except by our employees in the proper performance of their duties.

### **For how long does MCAP keep data?**

If your application for employment is unsuccessful, MCAP will hold your data on our application software iCIMS Talent Cloud for 12 months after the end of the relevant recruitment process. At the end of that period, or if you withdraw your consent, your data is deleted or destroyed on iCIMS Talent Cloud. Ancillary electronic communications (e.g. emails) including your data are kept in accordance with our general record-keeping policy.

If your application for employment is successful, personal data gathered during the recruitment process will be transferred to your personnel file and retained during your employment. The periods for which your data will be held will be provided to you in a new privacy notice.

### **Your rights**

As a data subject, you have a number of rights. You can:

- access and obtain a copy of your data on request;
- require MCAP to change incorrect or incomplete data;

- require MCAP to delete or stop processing your data, for example where the data is no longer necessary for the purposes of processing;
- object to the processing of your data where MCAP is relying on its legitimate interests as the legal ground for processing; and
- ask MCAP to stop processing data for a period if data is inaccurate or there is a dispute about whether or not your interests override MCAP's legitimate grounds for processing data.

If you would like to exercise any of these rights, please contact [privacy@marathonfund.com](mailto:privacy@marathonfund.com).

If you believe that MCAP has not complied with your data protection rights, you can complain to the Information Commissioner.

### **What if you do not provide personal data?**

You are under no statutory or contractual obligation to provide data to MCAP during the recruitment process. However, if you do not provide the information, MCAP may not be able to process your application properly or at all.

You are under no obligation to provide information for equal opportunities monitoring purposes and there are no consequences for your application if you choose not to provide such information.

### **Automated decision-making**

Recruitment processes are not based solely on automated decision-making.

Last updated: Jan 2024