

<b>Title</b>	University of St Andrews, legal basis for processing personal data
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<b>Approved by</b>	Chief Legal Officer
<b>Approval date(s)</b>	03 January 2018
<b>Review date</b>	01 December 2018
<b>Version</b>	v1.1
<b>Document type</b>	
<b>Activity/Task</b>	Data Protection
<b>Keywords</b>	GDPR, DPA 2018
<b>Document location</b>	
<b>Confidentiality</b>	Public

#### Version Control Table

<b>Version Number</b>	<b>Purpose / Changes</b>	<b>Author</b>	<b>Date</b>
1.0	Approved document	C Milne, Head of Information Assurance and Governance	03 January 2018
1.1	Minor updates: award ceremonies updated	C Milne, Head of Information Assurance and Governance	12-Feb-18

FUNCTION	ACTIVITY	SCOPE	DEFINITIONS	NOTES	LEGAL BASIS FOR PROCESING (ARTICLE 6 OR ARTICLE 9)
INTELLECTUAL PROPERTY RIGHTS (IPR) EXPLOITATION		The function of commercially exploiting the institution's <i>intellectual property</i> rights.	<i>Intellectual property</i> means: patents; trademarks; designs; copyright.	The relevant (enacting) legislation for the performance of a task/exercise of official authority being the Universities (Scotland) Act 1858, section 12(2) i.e. "to effect improvements in the internal arrangements of the University." (subject to conditions laid down by that legislation; And/or the Universities (Scotland) Act 1889 c. 55, Part I, Section 6, Powers of the University Court (1) "To administer and manage the whole revenue and property of the University."	Article 6, Contract 1(b) and/or Article 6, Performance of a task carried out in the public interest 1(e), as appropriate.
INTELLECTUAL PROPERTY RIGHTS (IPR) EXPLOITATION	IPR Assignment	The activities involved in selling or otherwise transferring ownership of the institution's IPR to third parties.			Article 6, Contract 1(b).
INTELLECTUAL PROPERTY RIGHTS (IPR) EXPLOITATION	IPR Licensing	The activities involved in licensing the institution's IPR rights to external organisations.		The relevant (enacting) legislation for the performance of a task/exercise of official authority being the Universities (Scotland) Act 1858, section 12(2) i.e. "to effect improvements in the internal arrangements of the University." (subject to conditions laid down by that legislation; And/or the Universities (Scotland) Act 1889 c. 55, Part I, Section 6, Powers of the University Court (1) "To administer and manage the whole revenue and property of the University."	Article 6, Contract 1(b) and/or Article 6, Performance of a task carried out in the public interest 1(e), as appropriate.
CONSULTANCY		The function of providing consultancy to external organisations on a commercial basis.			Article 6, Contract 1(b).
EDUCATION & TRAINING		The function of delivering education and training programmes for external organisations, and for the public.			Article 6, Contract 1(b).

FUNCTION	ACTIVITY	SCOPE	DEFINITIONS	NOTES	LEGAL BASIS FOR PROCESING (ARTICLE 6 OR ARTICLE 9)
RELATED COMPANIES MANAGEMENT		The function of setting up and managing <i>related companies</i> .	A <i>related company</i> is 'Any legal entity where the institution has control over, or exercises a substantial degree of influence over, that company's activities.' (Related Companies: guidance for higher education institutions, HEFCE 2005/48, Glossary). This HEFCE guidance contains detailed information about the different types of legal entity which may be used to establish a related company.	The relevant (enacting) legislation for the performance of a task/exercise of official authority being the Universities (Scotland) Act 1858, section 12(2) i.e. "to effect improvements in the internal arrangements of the University." (subject to conditions laid down by that legislation; And/or the Universities (Scotland) Act 1889 c. 55, Part I, Section 6, Powers of the University Court (1) "To administer and manage the whole revenue and property of the University."	Article 6, Contract (1(b)) and/or Article 6, Performance of a task carried out in the public interest (1(e)), as appropriate.