

**CREDIT REFERENCE AGENCY INFORMATION NOTICE  
(CRAIN)**

**Version: 1      Adopted: 27<sup>th</sup> September 2017**

**NOTE: The information in this document will be effective from the Adopted Date set out above, except for the information in Sections 9, (data portability right), 11 and 12. These Sections provide information on new rights that will only come into effect from the 25<sup>th</sup> May 2018, which is the effective date of the General Data Protection Regulation (or the GDPR).**

This document describes how Experian Ireland Limited, use personal data (also called ‘bureau data’) we receive about you and/or your business that is part of or derived from or used in credit activity.

**Please note:** you shouldn’t think of this document as a complete record of all the personal data each CRA may hold and process, as each has a number of different business functions running through it. To find out more about each CRA’s other businesses, services and personal data processing, go to the website links provided at Section 14 below.

This document answers these questions:

1. Central Credit Register
2. Who are the credit reference agencies and how can I contact them?
3. What do credit reference agencies use personal data for?
4. What are the credit reference agencies’ legal grounds for handling personal data?
5. What kinds of personal data do credit reference agencies use, and where do they get it?
6. Who do credit reference agencies share personal data with?
7. Where is personal data stored and sent?
8. How long is personal data kept for?
9. Do the credit reference agencies make decisions about me or profile me?
10. What can I do if I want to see the personal data held about me? Do I have a ‘data portability’ right in connection with my bureau data?
11. What can I do if my personal data is wrong?
12. Can I object to the use of my personal data and have it deleted?
13. Can I restrict what the credit reference agencies do with my personal data?
14. Who can I complain to if I’m unhappy about the use of my personal data?
15. Where can I find out more?

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**You have the right to object to credit reference agencies using your personal data. Please see Section 11 to find out more.**

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## **1.CENTRAL CREDIT REGISTER**

The Central Credit Register is a system for collecting personal and credit information on loans of €500 or more. The Central Bank of Ireland operates it under the Credit Report Act 2013.

The Government developed the Central Credit Register to collect and centralise information on loans. This was agreed as part of the EU/IMF Programme of Financial Support for Ireland.

- The Central Credit Register contributes to financial stability and consumer protection by:
- providing lenders with a better analysis of borrowers' creditworthiness;
- giving information to borrowers on their financial profile;
- giving the Central Bank better insight into financial markets; and
- supporting the Central Bank's role of supervising the financial sector and ensuring financial stability.

Since 30 June 2017 lenders including banks, credit unions, and any other lender that provides consumer loans for €500 or more, have submitted personal and credit information on those loans to the Central Credit Register every month. The Central Credit Register started with credit cards, mortgages, overdrafts, and personal loans.

Since 31 March 2018 licensed moneylenders and local authorities have submitted information to the Central Credit Register every month. Business loans have also been included from this time. Other types of loans such as Hire Purchase and Personal Contract Plans (PCP) will be added from 30 June 2019. Find more information on what is included on the Central Credit Register.

From 30 September 2018, lenders must request your credit report if you have applied for a loan of €2,000 or more. Lenders may request a credit report if the amount applied for is less than €2,000.

### **Request Your Credit Report**

- You can request your credit report or make a request to exercise any of your rights including placing an explanatory statement on your credit report, requesting an amendment to information on your credit report or placing a notice of suspected impersonation on your credit report. <https://www.centralcreditregister.ie/borrower-area/submit-a-request/>
- Central Credit Register FAQs: <https://www.centralcreditregister.ie/borrower-area/faqs/>
- Central Credit Register: <https://www.centralcreditregister.ie/>

## **2. WHO ARE THE CREDIT REFERENCE AGENCIES AND HOW CAN I CONTACT THEM?**

Experian Ireland Limited, through its parent company Experian Limited (UK), is regulated by the Financial Conduct Authority (“FCA”) and authorised to conduct business as a credit reference agency and also adhere to the guidelines and policies set out by the FCA

Credit reference agency	Contact details
Experian Ireland	<b>Post:</b> Newenham House, Northern Cross, Malahide Road, Dublin 17, D17 AY61.  <b>Web Address:</b> <a href="http://www.experian.ie/contact-us/contact-us.html">http://www.experian.ie/contact-us/contact-us.html</a>  <b>Email:</b> info@experian.ie  <b>Phone:</b> 353 (0) 1 846 9230
Dun & Bradstreet	<a href="http://www.dnb.com/ie">www.dnb.com/ie</a>
CRIF VisionNet Limited	<a href="http://www.vision-net.ie">www.vision-net.ie</a>
Stubbs Gazette	<a href="http://www.stubbsgazette.ie">www.stubbsgazette.ie</a>
Creditsafe	<a href="http://www.creditsafe.ie">www.creditsafe.ie</a>

### **3. WHAT DO CREDIT REFERENCE AGENCIES USE PERSONAL DATA FOR?**

#### **(a) CREDIT REFERENCE AGENCY PROCESSING**

Credit reference agencies receive personal data about you that's part of, derived from or used in credit activity. Different lenders and creditors will use different CRA services, and may not use all the services described here, so we recommend you also check your lender and creditor's privacy policy(s) as well as this document.

#### **Credit reporting and affordability checks**

Each CRA uses the data it gathers to provide credit reporting services to its clients.

Organisations use credit reporting services to see the financial position of people and businesses. For example, a lender or creditor may check with a credit reference agency when an individual or business applies for credit and the lender or creditor needs to make a credit decision taking into account that person or business's credit history.

Affordability checks help organisations understand whether people applying for credit or financial products (like loans) are likely to afford the repayments.

These activities help promote responsible lending, prevent people and businesses from getting into more debt than they can afford, and reduce the amount of unrecoverable debt and insolvencies.

#### **Verifying data like identity, age and residence, and preventing and detecting criminal activity, fraud and money laundering**

The CRAs also use bureau data to provide verification, crime prevention and detection services to their clients, as well as fraud and anti-money-laundering services. For example:

- When a person applies to an organisation for a product or service, the organisation might ask them to answer questions about themselves, and then check the answers against the data held by the CRAs to see if they're correct. This helps confirm the person they are dealing with is not trying to commit identity theft or any other kind of fraud.
- Where some products and services are only available to people of a certain age, organisations can check whether the person they're dealing with is eligible by searching the CRAs databases.
- If a person applies for credit the lender or creditor might check the personal data that person gives them against the personal data held by CRAs to try and prevent fraud.
- Government and quasi-government bodies can use data held by CRAs to check whether people are entitled to certain benefits and to help recover unpaid taxes, overpaid benefits and similar debts.

#### **Account management**

CRAs supply information including personal data to their clients for account management, which is the ongoing maintenance of the client organisation's relationship with its customers. This could include activities designed to support:

- data accuracy (such as data cleansing - where bureau data can be used to clean or update lender data. This might involve checks that data is in the right format or fields, or to correct spelling errors);
- clients' ongoing account management activities. (For example, data sharing with lenders and creditors so clients can make decisions relating to credit limit adjustments, transaction authorisations, and to identify and manage the accounts of customers at risk, in early stress, in arrears, or going through a debt collection process, or to confirm that assets are connected to the right person).

### **Tracing and debt recovery**

CRA's provide services that allow organisations to use bureau data to trace people who've moved. Each CRA also offers a service that allows people to be reunited with assets (like an old dormant savings account they've lost contact with)

CRA's may also use personal data to support debt recovery and debtor tracing. An example of a tracing activity could be when a person owes money and moves house without telling the creditor where they've gone. The creditor may need help finding that person to claim back what they're owed. CRA's help find missing debtors by providing creditors with updated addresses and contact details.

### **Screening**

CRA's can use some personal data to screen people out of marketing lists. For example, where a person's financial history suggests they're unlikely to be accepted for or afford a particular product, the relevant organisation can use that data to opt out of sending them information about that product. This helps stop people receiving irrelevant marketing, and saves organisations the costs of inappropriate marketing and unsuccessful applications.

The data isn't used to identify, select and send marketing materials to potential new customers.

### **Statistical analysis, analytics and profiling**

CRA's can use and allow the use of personal data for statistical analysis and analytics purposes, for example, to create scorecards, models and variables in connection with the assessment of credit, fraud, risk or to verify identities, to monitor and predict market trends, to allow use by lenders for refining lending and fraud strategies, and for analysis such as loss forecasting.

### **Database activities**

CRA's carry out certain processing activities internally which support databases effectiveness and efficiencies. For example:

- Data loading: where data supplied to the CRA's is checked for integrity, validity, consistency, quality and age help make sure it's fit for purpose. These checks pick up things like irregular dates of birth, names, addresses, account start and default dates, and gaps in status history.
- Data matching: where data supplied to the CRA's is matched to their existing databases to help make sure it's assigned to the right person, even when there are discrepancies like spelling mistakes or different versions of a person's name. CRA's use the personal data people give

lenders together with data from other sources to create and confirm identities, which they use to underpin the services they provide.

- Data linking: as CRAs compile data into their databases, they create links between different pieces of data. For example, people who appear financially associated with each other may be linked together, and addresses where someone has previously lived can be linked to each other and to that person's current address.
- Systems and product testing: data may be used to help support the development and testing of new products and technologies.

Each CRA has its own processes and standards for data loading, data matching and other database processing activities.

### **Other uses with your permission**

From time to time CRAs may use the personal data they hold or receive about you for other purposes where you've given your consent.

### **Uses as required by or permitted by law**

Your personal data may also be used for other purposes where required or permitted by law.

### **Other activities**

Each credit reference agency also has other lines of business not described in this document. For example, each offers its own marketing services and direct-to-consumer services. Each CRA will provide separate information as appropriate for any services that fall outside of scope of this document.

## **(b) WHAT IS A FRAUD PREVENTION AGENCY?**

A Fraud Prevention Agency (FPA) collects, maintains and shares, data on known and suspected fraudulent activity. All three credit reference agencies also act as FPAs.

## **(c) FRAUD PREVENTION AGENCY PROCESSING**

### **How data may be used by fraud prevention agencies:**

FPAs may supply the data received from lenders and creditors about you, your financial associates and your business (if you have one) to other organisations (please see Section 5 for more information on these organisations). This may be used by them and the CRAs to: -

- Prevent crime, fraud and money laundering by, for example;

- checking details provided on applications for credit and credit related or other products and services
  - Managing credit and credit related accounts or products or services
  - Cross-checking details provided on proposals and claims for all types of insurance
  - Checking details on applications for jobs or as part of employment
- Verify your identity if you or your financial associate applies for facilities including all types of insurance proposals and claims
  - Trace your whereabouts and recover debts that you owe
  - Conduct other checks to prevent or detect fraud
  - Undertake statistical analysis and system testing
  - Your personal data may also be used for other purposes where you've given consent or where required or permitted by law

#### 4. WHAT ARE THE CREDIT REFERENCE AGENCIES' LEGAL GROUNDS FOR HANDLING PERSONAL DATA?

##### Legitimate interests

Ireland's data protection law allows the use of personal data where its purpose is legitimate and isn't outweighed by the interests, fundamental rights or freedoms of data subjects.

The law calls this the Legitimate Interests condition for personal data processing.

The Legitimate Interests being pursued here are:

Interest	Explanation
Promoting responsible lending and helping to prevent over-indebtedness.	Responsible lending means that lenders only sell products that are affordable and suitable for the borrowers' circumstances. CRAs help ensure this by sharing personal data about potential borrowers, their financial associates where applicable, and their financial history. A comprehensive range of measures exists in Ireland to underpin the balance so the legitimate interests aren't outweighed by the interests, fundamental rights and freedoms of data subjects. Further explanation about this balance is set out below.
Helping prevent and detect crime and fraud and anti-money laundering services and verify identity	CRAs provide identity, fraud and anti-money laundering services to help clients meet legal and regulatory obligations, and to the benefit of individuals to support identity verification and support of detection/ prevention of fraud and money-laundering.
Supporting tracing and collections	CRAs provide services that support tracing and collections where there is a legitimate interest in the client conducting activity to find its customer and to recover the debt, or to reunite, or confirm an asset is connected with, the right person.
Complying with and supporting compliance with legal and regulatory requirements	CRAs have to comply with various legal and regulatory requirements. CRA services also help other organisations comply with their own legal and regulatory obligations. The credit reference agencies provide data to help with those checks.

The CRAs use of this personal data is subject to an extensive framework of safeguards that help make sure that people's rights are protected. These include the information given to people about how their personal data will be used and how they can exercise their rights to obtain their personal data, have it corrected or restricted, object to it being processed, and complain if they're dissatisfied. These safeguards help sustain a fair and appropriate balance so the CRAs' activities don't override the interests, fundamental rights and freedoms of data subjects.



## 5. WHAT KINDS OF PERSONAL DATA DO CREDIT REFERENCE AGENCIES USE, AND WHERE DO THEY GET IT?

Each credit reference agency obtains and uses information from different sources, so they often hold different information and personal data from each other. However, most of the personal data they do hold falls into the categories outlined below from the sources described.

Information type	Description	Source
<b>Identifiers</b>	<p>CRAs hold personal data that can be used to identify people, like their name, date of birth, and current and previous addresses.</p> <p>They may also hold business data.</p>	<p>This personal data is included with all the other data sources. For example, names, addresses and dates of birth are attached to financial account data so it can be matched and associated with all the other data the CRA holds about the relevant person.</p> <p>CRAs also have access to public data sources on people and businesses, including from the Companies Registration Office, Courts Services, Iris Oifigiuil and the Bankruptcy Office.</p>
<b>Lender-provided and creditor provided data</b>	<p>CRAs receive information that includes personal data from credit applications and about the financial accounts that people hold from the organisations that maintain those accounts. This includes personal data about bank accounts, credit card accounts, mortgage accounts and other agreements that involve a credit arrangement like utilities and communications contracts (including mobile and internet).</p> <p>The collected data includes the name of the organisation the account is held with, the date it was opened, the account number, the amount of debt outstanding (if any), any credit limits and the repayment history on the account, including late and missing payments.</p> <p>CRAs may also receive data about financial accounts like current accounts, credit cards or loans and may receive payments information that businesses hold from the organisations who maintain those accounts.</p>	<p>Banks, Credit Unions, lenders and other financial services providers supply data including personal data about peoples' financial accounts and repayments. Other credit providers, such as hire purchase companies, utilities companies, mobile phone networks, retail and mail order, and insurance companies also provide this data when they agree credit facilities with their customers.</p> <p>This type of information is stored by the Central Credit Register (CCR). Experian Ireland Ltd does not store this information.</p>

<b>Court judgments, decrees and administration orders</b>	CRAs obtain data about court judgments that have been issued against people. This may include, for example, the name of the court, the nature of the judgment, how much money was owed, and whether the judgment has been satisfied.	The government makes court judgments and other decrees and orders are made publicly available through statutory public registers. These are maintained by the Courts Service and Experian Ireland, Dun & Bradstreet and Registry Trust (UK) take copies of this information into their databases.
<b>Bankruptcies, debt relief orders and similar events</b>	CRAs obtain data about insolvency-related events that happen to people and may also obtain this type of data about businesses. This includes data about bankruptcies and debt relief orders.	CRAs obtain bankruptcy data from The Bankruptcy Office. Debt relief orders, protective notices etc. are maintained by the Insolvency Service of Ireland ( <a href="http://www.isi.gov.ie">www.isi.gov.ie</a> )
<b>Search footprints</b>	When an organisation uses a CRA to make enquiries about a particular person, the CRA keeps a record of that enquiry which appears on the person's credit file. This includes the name of the organisation, the date, and the reason they gave for making the enquiry.	CRAs generate search footprints when enquiries are made about a particular person. The organisation making the enquiry provides some of the data in the footprint (such as the reason for the enquiry).
<b>Scores and ratings</b>	<p>CRAs may use the data they receive to produce scores and ratings including credit, affordability, risk, fraud and identity, screening, collections and insolvency scores about people and businesses and credit ratings about people. Organisations that obtain data from CRAs may use it together with other data to provide their own scores and ratings.</p> <p>Credit scores and credit ratings are produced from data like the person's credit commitments, whether they have made repayments on time, whether they've any history of insolvencies or court judgments, and how long they've lived at their current address. Each CRA has its own way of calculating credit scores, and most lenders have their own scoring systems too.</p>	<p>The CRAs produce their scores and ratings using the data available to them.</p> <p>Similarly, other organisations create their own scores and ratings from data obtained from the CRAs as well as other sources.</p> <p>Experian Ireland maintains credit scores and ratings on business records, only.</p>
<b>Other supplied data</b>	CRAs receive data from reputable commercial sources. This includes phone number data and politically exposed persons (PEPs) and sanctions data.	CRAs receive this data from reputable commercial sources as agreed from time to time.

<p><b>Data provided by the relevant people</b></p>	<p>People sometimes provide data directly to CRAs. For example, they can ask a CRA to add a supplementary statement to their credit file if they want to explain the reason for a particular entry on the file. The right to do this is explained in Section 10 below.</p>	<p>This data is provided directly by the relevant people.</p>

## **6. WHO DO CREDIT REFERENCE AGENCIES SHARE PERSONAL DATA WITH?**

This section describes the types of recipient each credit reference agency can share data with. Each CRA has its own access control processes in place. For example, before it shares data with any another organisation, to check that organisation's identity and, where applicable, to confirm where it is registered with regulators.

In many cases where an organisation uses CRA services, there will be information accessible, for example, from website or at point of application or service, to explain that an organisation may check your data with a credit reference agency (for things like identity authentication and fraud checking). In some cases, some organisations have the ability to compel CRAs, by law, to disclose certain data for certain purposes.

### **Members of the credit reference agency data sharing arrangements**

Each organisation that shares financial data with the CRAs is also entitled to receive similar kinds of financial data contributed by other organisations. These organisations are typically banks, credit unions, and other lenders, as well as other credit providers like utilities companies and mobile phone networks.

### **Fraud Prevention Agencies**

If a CRA believes that fraud has been or might be committed, it may share data with fraud prevention agencies (FPAs). These FPAs collect, maintain and share data on known and suspected fraudulent activity. Some CRAs also act as FPAs.

### **Resellers, distributors and agents**

CRAs sometimes use other organisations to help provide their services to clients and may provide personal data to them in connection with that purpose.

### **Other organisations**

Some data, where permitted in accordance with industry rules or where it's public information, can be shared with other organisations that have a legitimate use for it - ID verification services, for example.

### **Public bodies, law enforcement and regulators**

The police and other law enforcement agencies, as well as public bodies like local and central authorities and the CRAs' regulators, can sometimes request the credit reference agencies to supply them with personal data. This can be for a range of purposes such as preventing or detecting crime, fraud, apprehending or prosecuting offenders, assessing or collecting tax, investigating complaints or assessing how well a particular industry sector is working.

### **Processors**

The CRAs may use other organisations to perform tasks on their own behalf (for example, IT service providers and call centre providers).

## **Individuals**

People are entitled to obtain copies of the personal data the CRAs hold about them. You can find out how to do this in Section 9 below.

## **7. WHERE IS PERSONAL DATA STORED AND SENT?**

Experian Ireland stores all its data on businesses and individuals on servers located in the United Kingdom. They may also have operations elsewhere inside and outside the European Economic Area, and personal data may be accessed from those locations too. In both cases, the personal data use in those locations is protected by European data protection standards.

Sometimes the CRAs will need to send or allow access to personal data from elsewhere in the world. This might be the case, for example, when a processor or client of the CRA is based overseas or uses overseas data centres.

While countries in the European Economic Area all ensure a high standard of data protection law, some parts of the world may not provide the same level of legal protection when it comes to personal data. As a result, when a CRA does send personal data overseas it will make sure suitable safeguards are in place in accordance with European data protection requirements, to protect the data. For example, these safeguards might include:

- Sending the data to a country that's been approved by the European authorities as having a suitably high standard of data protection law. Examples include the Isle of Man, Switzerland and Canada.
- Putting in place a contract with the recipient containing terms approved by the European authorities as providing a suitable level of protection.
- Sending the data to an organisation which is a member of a scheme that's been approved by the European authorities as providing a suitable level of protection. One example is the Privacy Shield scheme agreed between the European and US authorities. Another example is Binding Corporate Rules.

If your data has been sent overseas like this, you can find out more about the safeguards used from the CRAs, whose contact details are in Section 1 above.

## **8. FOR HOW LONG IS PERSONAL DATA RETAINED?**

### **Identifiers**

Identification data like names and addresses are kept while there's a continuing need to keep it. This need will be assessed on a regular basis, and data that's no longer needed for any purpose will be disposed of.

### **Financial accounts and repayment data**

Data about live and settled accounts is kept on credit files for six years from the date they're settled or closed. If the account is recorded as defaulted, the data is kept for six years from the date of the default.

### **Court judgments, decrees and administration orders**

Generally, court judgments and other decrees and orders are kept on credit files for twelve years from the date of the judgment, decree or order. But, they can be removed if the judgment is set aside or recalled by the courts.

### **Bankruptcies and similar events**

Data about bankruptcies are usually kept on credit files for twelve years from the date they begin.

Although the start of these events is automatically reported to the CRAs, the end (such as a discharge from bankruptcy or completion of an IVA) might not be. This is why people are advised to contact the CRAs when this happens to make sure their credit files are updated accordingly.

### **Search footprints**

Experian keep most search footprints for business data indefinitely and for individuals for one year from the date of the search, although they keep debt collection searches for up to two years.

### **Scores and ratings**

CRAs may keep credit scores and credit ratings for as long as they keep a credit file about the relevant person/business.

### **Derived or created data**

CRAs also create data, and links and matches between data. For example, CRAs keep address links and aliases for as long as they're considered relevant for credit referencing purposes.

Links between people are kept on credit files for as long as the CRA believes those individuals continue to be financially connected. When two people stop being financially connected, either can write to the CRA and ask for the link to be removed. The CRA will then follow a process to check the people are no longer associated with each other.

### **Other data**

Other third party supplied data such as politically exposed persons (PEPs) and sanctions data and mortality data will be stored for a period determined by criteria such as the agreed contractual terms.

**Archived data**

CRA's may hold data in an archived form for longer than the periods described above, for things like research and development, analytics and analysis, (including refining lending and fraud strategies, scorecard development and other analysis such as loss forecasting), for audit purposes, and as appropriate for establishment, exercise or defence or legal claims. The criteria used to determine the storage period will include the legal limitation of liability period, agreed contractual provisions, applicable regulatory requirements and industry standards.



## **9. DO THE CREDIT REFERENCE AGENCIES MAKE DECISIONS ABOUT ME OR PROFILE ME?**

### **Lending decisions**

CRA's don't tell a lender if it should offer you credit – this is for the lender to decide. Credit reference agencies provide data and analytics that help lenders make decisions about lending. The scoring tools and data CRA's provide may profile you, and are often a valuable tool in the lender's overall processes and with the criteria they use to make their decisions. A lender's own data, knowledge, processes and practices will also generally play a significant role in that lender's business decisions - and lender decisions will always remain for lenders to make.

The same analytics from a CRA may lead to different decisions from different lenders, as they can place differing importance on some factors than others. That's why you may receive a "yes" from one lender but a "no" from another.

The data CRA's provide is just one of the things that a lender might take into account when they make a lending decision. The lender might also take into account data provided by the person applying for credit, as well as any other data available to the lender from other sources. Each lender will have its own criteria for deciding whether or not to lend.

### **Scores and ratings**

When requested, CRA's do use the data they obtain to produce credit, risk, fraud, identity, affordability, screening, collection and/or insolvency scores and credit ratings; these are explained in Section 4 above. CRA's don't tell a lender if it should offer you credit – this is for the lender to decide. Each credit reference agency, and each lender, will have its own criteria for how to calculate a credit score, but the following factors will usually have an effect:

- How long the person has lived at their address.
- The number and type of credit agreements and how they use those credit products.
- Whether the person has been late making payments.
- Whether the person has had any court judgments made against them.
- Whether the person has been bankrupt or had an IVA or other form of debt-related arrangement.

Experian Ireland does not produce scores and ratings on individuals but does provide access to some of the information types listed above. The CRA's may provide or make available further information on profiling where necessary from time to time.

## 10. WHAT CAN I DO IF I WANT TO SEE THE PERSONAL DATA HELD ABOUT ME? DO I HAVE A 'PORTABILITY RIGHT' IN CONNECTION WITH MY BUREAU DATA?

### Data access right

You have a right to find out what personal data the credit reference agencies hold about you.

Each CRA provides more information about access rights on their websites.

Credit reference agency	Contact details
Experian Ireland	<b>Post:</b> Newenham House, Northern Cross, Malahide Road, Dublin 17, D17 AY61. <b>Web Address:</b> <a href="http://www.experian.ie/contact-us/contact-us.html">http://www.experian.ie/contact-us/contact-us.html</a> <b>Email:</b> info@experian.ie <b>Phone:</b> 353 (0) 1 846 9230
Dun & Bradstreet	<a href="http://www.dnb.com/ie">www.dnb.com/ie</a>
CRIF VisionNet Limited	<a href="http://www.vision-net.ie">www.vision-net.ie</a>
Stubbs Gazette	<a href="http://www.stubbsgazette.ie">www.stubbsgazette.ie</a>
Creditsafe	<a href="http://www.creditsafe.ie">www.creditsafe.ie</a>

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### Data portability right

New data protection legislation also contains a right to data portability that may give consumers a right in some data processing contexts, to receive their personal data in a portable format when it's processed on certain grounds, such as consent. This is not a right that will apply to bureau data because this data is processed on the grounds of legitimate interests. To find out more about legitimate interests please go to Section 3 above.

## **11. WHAT CAN I DO IF MY PERSONAL DATA IS WRONG?**

When the CRAs receive personal data, they perform lots of checks on it to try and detect any defects or mistakes. Ultimately, though, the credit reference agencies rely on the suppliers to provide accurate data.

If you think that any personal data a CRA holds about you is wrong or incomplete, you have the right to challenge it. It's worth knowing that the CRA won't have the right to change the data without permission from the organisation that supplied it, so the credit reference agency will need to take reasonable steps to check the data first, such as asking the organisation that supplied it to check and confirm its accuracy.

If the data does turn out to be wrong, the CRA will update its records accordingly. If the CRA still believes the data is correct after completing their checks, they'll continue to hold and keep it - although you can ask them to add a note to your file indicating that you disagree or providing an explanation of the circumstances.

If you'd like to do this, you should contact the relevant CRA using their contact details in section 1 above.

## 12. CAN I OBJECT TO THE USE OF MY PERSONAL DATA AND HAVE IT DELETED?

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This section helps you understand how to use your data protection rights to object to your personal data being used and how to ask for it to be deleted, in connection with bureau data. To understand these rights and how they apply to the processing of bureau data, it's important to know that the CRAs hold and process personal information in bureau data under the Legitimate Interests ground for processing (see section 4 above for more information about this), and don't rely on consent for this processing.

You have the right to lodge an objection about the processing of your personal data to a CRA. If you want to do this, you should contact the relevant CRA using the contact details set out in section 1 above.

Whilst you have complete freedom to contact a CRA with your objection at any time, you should know that under the General Data Protection Regulation, your right to object doesn't automatically lead to a requirement for processing to stop, or for personal data to be deleted, in all cases.

Please note that, because of the importance of the credit referencing industry, and the important purposes the personal data is needed for (like supporting responsible lending, and preventing over indebtedness, fraud and money laundering) it will be very rare that the CRAs do not have compelling, overriding grounds to carry on using the personal data following an objection. In many cases, it won't be appropriate for the CRAs to restrict or to stop processing or delete bureau data, for example, where the result would be to hide a poor credit history that could enable a person or organisation to get credit they otherwise wouldn't be eligible for.

### 13. CAN I RESTRICT WHAT THE CREDIT REFERENCE AGENCIES DO WITH MY PERSONAL DATA?

**NOTE: The information in this document will be effective from the Adopted Date set out on the first page, except for the information in Sections 9, (data portability right), Section 11 and in this Section 12. These Sections provide information on new rights that will only come into effect from the 25<sup>th</sup> May 2018, which is the effective date of the General Data Protection Regulation (GDPR).**

In some circumstances, you can ask credit reference agencies to restrict how they use your personal data. Your rights are set out at Article 18 of the GDPR. You can find the contact details for each CRA in section 1 above.

This is not an absolute right, and your personal data may still be processed where certain grounds exist. This is:

- With your consent;
- For the establishment, exercise, or defence of legal claims;
- For the protection of the rights of another natural or legal person;
- For reasons of important public interest.

Only one of these grounds needs to be demonstrated to continue data processing.

The CRAs will consider and respond to requests they receive, including assessing the applicability of these exemptions.

Please note that given the importance of complete and accurate credit records, for purposes including for responsible lending, it will usually be appropriate to continue processing credit report data -in particular, to protect the rights of another natural or legal person, or because it's an important public interest of the union or member state.

#### 14. WHO CAN I COMPLAIN TO IF I'M UNHAPPY ABOUT THE USE OF MY PERSONAL DATA?

Each credit reference agency tries to ensure they deliver the best customer service levels but if you're not happy you should contact them so they can investigate your concerns.

Credit reference agency	Contact details
Experian Ireland	<b>Post:</b> Newenham House, Northern Cross, Malahide Road, Dublin 17, D17 AY61. <b>Web Address:</b> <a href="http://www.experian.ie/contact-us/contact-us.html">http://www.experian.ie/contact-us/contact-us.html</a> <b>Email:</b> info@experian.ie <b>Phone:</b> 353 (0) 1 846 9230
Dun & Bradstreet	<a href="http://www.dnb.com/ie">www.dnb.com/ie</a>
CRIF VisionNet Limited	<a href="http://www.vision-net.ie">www.vision-net.ie</a>
Stubbs Gazette	<a href="http://www.stubbsgazette.ie">www.stubbsgazette.ie</a>
Creditsafe	<a href="http://www.creditsafe.ie">www.creditsafe.ie</a>

If you're unhappy with how the CRA has investigated your complaint, you have the right to refer it to the Financial Service and Pensions Ombudsman for free. The Ombudsman is an independent public body that aims to resolve disputes between consumers and businesses like CRAs. You can contact them by:

1. Phone on 01 567 7000 (or from outside Ireland on +353 1 567 7000)
2. Email on [info@fspo.ie](mailto:info@fspo.ie)
3. Writing to Financial Services and Pensions Ombudsman, Lincoln House, Lincoln Place, Dublin 2, D02 VH29
4. Going to their website at [www.fspo.ie](http://www.fspo.ie)

You can also refer your concerns to the Data Protection Commissioner's Office (or DPC), the body that regulates the handling of personal data in Ireland. You can contact them by:

1. Phone on 00353 (0) 76 104 800
2. Writing to the Data Protection Commissioner's Office, Canal House, Station Road, Portarlinton, Co. Laois, R32 AP23.
3. Going to their website at <https://dataprotection.ie>

## 15. WHERE CAN I FIND OUT MORE?

The work credit reference agencies do is very complex, and this document is intended to provide only a concise overview of the key points. More information about each CRA and what it does with personal data is available at the following locations:

- Experian Ireland: <https://www.experian.ie>
- Dun & Bradstreet: [www.dnb.com/ie](http://www.dnb.com/ie)
- CRIF VisionNet Limited: [www.vision-net.ie](http://www.vision-net.ie)
- Stubbs Gazette: [www.stubbsgazette.ie](http://www.stubbsgazette.ie)
- Creditsafe: [www.creditsafe.ie](http://www.creditsafe.ie)