



FORENSIC GENOMICS  
INNOVATION HUB

## Privacy Notice

**Last updated: 10 March 2023**

### Background

Forensic Genomics Innovation Hub Limited (FGIH) is committed to ensuring your personal information is protected. This Privacy Notice describes who we are, how we collect, share and use and protect your information, and how you can exercise your privacy rights.

FGIH acts as a controller of your personal information under data protection law.

If you have any questions or concerns about our use of your personal information, please contact us using the contact details provided at the bottom of this Privacy Notice.

### What does FGIH do?

FGIH is a scientific testing company. We provide a variety of testing services to individuals based in the UK. You may find further information about the Forensic Genomics Innovation Hub and our services [here](#).

This Privacy Notice covers the processing activities carried out by FGIH in relation to its website users (registered or not) and individuals who use any of our testing services, including:

- Covid-19 testing;
- Pre-natal paternity testing (peace of mind and court paternitys);
- Ancestry and relationship testing;
- Foetal biological gender testing;
- Genomic determination of drug response in healthcare;
- Allergy testing.

We process personal data about the individuals that use our testing services, along with potential kin or siblings whose data we process but do not directly provide data to us, and the lawyers, doctors, and phlebotomists who help us to provide our services (in each case referred to as "**you**" and "**yours**").

### How we collect your information

The information we collect about you will depend on the way you engage with us, such as if you enquire about our services, or request or undergo one of our tests. We collect information about you online through our website, via email, the post, over the phone or when our phlebotomist visits you to take a test.

Where we are providing paternity testing or relationship testing services, we may obtain information about you from the individual who requests the test, rather than from you directly. This would be the case where someone else has provided your sample or other information about you to us for testing.

### What personal information we collect about you and why; lawful basis

We have set out in the table below a description of the ways we will use your personal data, the categories of personal data we use and the legal basis we rely on to do so.

Purpose / Activity	Categories of personal data	Lawful basis for processing (including basis of legitimate interest)
<b>Information that you provide voluntarily or when requesting, receiving, administering or otherwise subject to our services</b>		
To register an account with us.	Name; email address; address; contact telephone number(s); date of birth.	<p><b>Article 6 UK GDPR:</b> Performance of a contract with you.</p> <p>Where we rely on this lawful basis, the provision of your personal information is a requirement necessary to enter into a contract with us – without your personal information, we will be unable to provide you with, or process, the test that you have requested.</p>
To provide you with the self testing kit you order; communicate with you as necessary to provide requested services and information; and process your payment.	Name; email address; address; contact telephone number(s); patient barcode (once your order has been confirmed); date of birth; payment details; transaction history; content of our communications with you. Photo of you and copies of photographic ID documents (such as your driving licence or passport) in the case of court paternity tests.	<p><b>Article 6 UK GDPR:</b> Performance of a contract with you (for non-special category data). Consent (for special category data).</p> <p><b>Article 9 UK GDPR - Additional lawful basis for processing special category information:</b> Where this processing involves sensitive data (such as health data implied by the test you are ordering) we rely on your explicit consent.</p>
To process your test sample.	<p>The nature of the personal data we process will vary depending on the testing services you request as follows:</p> <ul style="list-style-type: none"> <li>• Covid-19 testing: <i>Positive/negative test result.</i></li> <li>• Pre-natal paternity testing: <i>Racial background; ethnicity; DNA profile; Probability of paternity test result.</i></li> </ul>	<p><b>Article 6 UK GDPR:</b> Performance of a contract with you (for non-special category data). Consent (for special category data).</p> <p><b>Article 9 UK GDPR - Additional lawful basis for processing special category information:</b> We rely on your explicit consent to process sensitive data in this context (personal data revealing racial/ethnic origin;</p>

	<ul style="list-style-type: none"> <li>• Ancestry and relationship testing: <i>Racial background; ethnicity; DNA profile; Probability of kinship test result.</i></li> <li>• Foetal biological gender testing: <i>Pregnancy data; gender of foetus.</i></li> <li>• Genomic determination of drug response in healthcare: <i>Genetic data</i></li> <li>• Allergy testing: <i>Allergen data.</i></li> </ul>	genetic data; data concerning health).
To send you marketing communications about our products or services that we think may be of interest to you.	Name; email address; address; contact telephone number(s).	<b>Article 6 UK GDPR:</b> (a) Consent (b) Necessary for our legitimate interests (to develop our products/services and grow our business) (where consent is not required by marketing laws)
To manage our relationship with you, including: (a) dealing with enquiries you submit to us; (b) notifying you about changes to our terms or privacy policy.	Name; email address; address; contact telephone number(s); date of birth; payment details; transaction history; content of our communications with you.	<b>Article 6 UK GDPR:</b> Necessary for our legitimate interests (to manage our customer relationships) (for non-special category data). Consent (for special category data).  <b>Article 9 UK GDPR - Additional lawful basis for processing special category information:</b> Where this processing involves sensitive data (such as health data implied by the test you are ordering) we rely on your explicit consent.
To comply with our legal obligations.	Name; date of birth.	<b>Article 6 UK GDPR:</b> Necessary to comply with a legal obligation. We use this information to verify your age and identity in order to comply with the Human Tissue Act 2004 and other UK law that requires us to confirm you are over the age of 18 (when you order a test on your own behalf or on behalf of a child under the

		age of 18) and allowed to consent to the testing services you have ordered, including a DNA test.
Where you are a lawyer, doctor or phlebotomist that we have engaged to oversee or support with the provision of our testing services, to enable you to carry out this role.	Name; business contact details; profession; employer.	<b>Article 6 UK GDPR:</b> Necessary for our legitimate interests (to provide testing services to our customers).
<b>Information that we collect automatically.</b> When you visit our website, we may also collect certain information automatically from your device. In some countries, including the UK and countries in the European Economic Area, this information may be considered personal information under applicable data protection laws. Some of this information may be collected using cookies and similar tracking technology, as explained further under the heading "Use of cookies" below.		
To operate our platform.	IP address, device type, unique device identification numbers, browser type, traffic data, location data, weblogs and other communications data and the resources that you access.	<b>Article 6 UK GDPR:</b> Our legitimate interests (in providing the website services that you request).
To deliver relevant website content and advertisements to you and to measure or understand the effectiveness of the advertising we serve to you.	IP address, device type, unique device identification numbers, browser type, traffic data, location data, weblogs and other communications data and the resources that you access.	<b>Article 6 UK GDPR:</b> Consent.

**If you have questions** about or need further information concerning the legal basis on which we collect and use your personal information (including how we balance our legitimate interests against your rights when using your personal information), please contact us using the contact details provided under the "How to contact us" heading below.

### Sharing your information

We disclose your personal information to the following categories of recipients.

- A **lawyer or doctor** in the case of a court paternity test, so that they can verify the sample is taken correctly. We disclose the following data to these recipients: Name; details of the type of test you are taking.
- *In the case of a pre-natal paternity testing, foetal biological gender testing, or allergy testing service:* Our **independent phlebotomists** so that they can collect your blood samples and verify your identity when providing your sample for testing. We disclose the following data to these recipients: Name; email address; address; telephone number;

details of the type of test you are taking; pregnancy data (for pre-natal paternity or foetal gender testing); allergen data (for allergy testing).

- The following **third party services providers and partners** who provide data processing services to us.
  - **Payment service providers.** We disclose the following data to these recipients: Name; email address; address; contact telephone number(s); payment details; transaction history.
  - **Providers of IT services.** We disclose the following data to these recipients:
  - *In the case of a genomic determination of drug response in healthcare:*
    - To our US-based **processor that produces the clinical report** of your test result. Our parent company will disclose the following data to this recipient: Your specimen identification number.
    - Our **parent company** which helps us to process test samples. We disclose the following data to this recipient: Your patient barcode; name, date of birth, sex and your referring doctor's name and professional contact details.
- Any **competent law enforcement body, regulatory, government agency, court or other third party** where we believe disclosure is necessary (i) as a matter of applicable law or regulation, (ii) to exercise, establish or defend our legal rights, or (iii) to protect your vital interests or those of any other person.
- An **actual or potential buyer** (and its agents and advisers) in connection with any actual or proposed purchase, merger or acquisition of any part of our business, provided that we inform the buyer it must use your personal information only for the purposes disclosed in this Privacy Notice.
- **Any other persons with your consent** to the disclosure.

### International data transfers

Your personal information will be transferred to, and processed in, countries other than the country in which you are resident where we provide you with genomic determination of drug response in healthcare testing services. These countries may have data protection laws that are different to the laws of your country. Specifically:

- We transfer some of your personal data (described above) to our parent company, which is based in South Africa
- We transfer some of your personal data (described above) to our US-based processor that produces the clinical report.

However, we have taken appropriate safeguards to require that your personal information will remain protected in accordance with this Privacy Notice. These include implementing Standard Contractual Clauses for controller-to-processor transfers of personal information, issued by the European Commission and the UK's Information Commissioner, with our parent company and with our US-based processor. These clauses require parties to protect personal information they process from the EEA/UK in accordance with European Union/UK data protection law.

Our Standard Contractual Clauses can be provided on request.

### Storing your information

We use appropriate technical and organisational measures to protect the personal information that we collect and process about you. The measures we use are designed to provide a level of security appropriate to the risk of processing your personal information. Within FGIH, your

information will be stored on our secured systems in accordance with FGIH's Information Security Policy.

### Retention

We will retain your personal information in accordance with legal and regulatory requirements and/or guidance (as amended), including guidelines from the Royal College of Pathologists and the Forensic Science Regulators Code of Conduct. We will only retain your information while we are actively engaged with you and we have an ongoing legitimate business need to do so (for example, to provide you with a service you have requested or to comply with applicable legal, tax or accounting requirements).

DNA samples are retained for six months (twelve months for records created as a result of a court-directed test). Our laboratory records will normally be retained for eight years.

Any other records will normally be kept for three years from our latest interaction, except for those relating to your order which we will normally keep for 6 years. Where we have had no interaction with you for a period of three years, we will delete any remaining personal information, if we hold any (except where a longer data retention period applies – as relevant).

### Your Rights

You have the right to:

- **access, correct** and **update** your personal information;
- **object to processing** of your personal information, ask us to **restrict processing** of your personal information or **request portability** of your personal information;
- have inaccurate personal information **rectified**;
- **opt out of marketing communications** we send you at any time. You can do this by clicking on the "unsubscribe" link in the marketing emails we send you, or by contacting us using the contact details provided below to opt out of other forms of marketing (such as postal marketing or telemarketing);
- **withdraw your consent** at any time, where we collect and process your personal information with your consent. Withdrawing your consent will not affect the lawfulness of any processing we conducted prior to your withdrawal, not will it affect processing of your personal information conducted in reliance on lawful processing grounds other than consent; and
- **request deletion** of your information, and if we can comply with this, we will – but sometimes we must maintain some records for legal reasons.

You can exercise these rights by contacting us using the contact details provided under the "How to contact us" heading below. We respond to all requests we receive from individuals wishing to exercise their data protection rights in accordance with applicable data protection laws.

If you are not happy how we are using your information or how we have responded to your request, **you have the right to complain** to the Information Commissioner's Office at <https://ico.org.uk/>.

### Use of cookies

We use cookies and similar tracking technologies on our website (collectively, "**Cookies**") to collect and use personal information about you. Cookies are small text files that may be stored on your computer or mobile device when you visit our website. These Cookies help the website function and to help us understand how you interact with the site. For further information about the types of Cookies we use, why, and how you can control Cookies, please see our Cookie Notice: <https://fgih.co.uk/cookie-policy-uk>.

### **How we will tell you about future changes to this Privacy Notice**

We may update this Privacy Notice from time to time in response to changing legal, technical or business developments. Any changes we make to our Privacy Notice will be put on our website. Please check for updates from time to time so you are always fully aware of what information is collected and how it is used.

You can see when this Privacy Notice was last updated by checking the "last updated" date displayed at the top of this Privacy Notice.

### **How to contact us**

If you have any questions or concerns about our use of your personal information, please contact us at:

Forensic Genomics Innovation Hub Limited  
Fieldfisher  
Riverbank House  
2 Swan Lane  
London  
EC4R 3TT  
United Kingdom

You can also contact our Privacy Manager at [admin@fgih.co.uk](mailto:admin@fgih.co.uk)