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LONDON WALL EXTERNAL COMMUNICATIONS POLICY

1. INTRODUCTION

- 1.1 At LWPO communication plays an essential role in our business. How you communicate and conduct yourself with people not only reflects on you as an individual but also on us as an organisation. The purpose of this policy is to ensure that LWPO communications are of the highest possible standard and are consistent throughout the firm. This policy also governs use of LWPO's IT facilities and the personal communications made therefrom.
- 1.2 This policy applies to all individuals working for LWPO, whether partners, departmental heads, consultants, full-time, part-time or fixed-term employees, trainees, contract staff, temporary staff, work experience staff.
- 1.3 Although the detailed discussion is limited to use of email and internet facilities, the general principles underlying all parts of this policy also apply to telephone communications, fax machines, copiers and scanners. Please read this policy carefully.

2. GENERAL PRINCIPLES

- 2.1 You must use LWPO's information technology and communications facilities sensibly, professionally, lawfully, and consistently with your duties, with respect for your colleagues and for LWPO and in accordance with this policy and LWPO's other rules and procedures.
- 2.2 All information relating to our clients and our business operations is confidential. You must treat our paper-based and electronic information with utmost care.
- 2.3 Many aspects of communication are protected by intellectual property rights, which are infringed by copying. Downloading, uploading, posting, copying, possessing, processing and distributing material from the internet may be an infringement of copyright or of other intellectual property rights.
- 2.4 Particular care must be taken when using email as a means of communication because all expressions of fact, intention and opinion in an email may bind you and/or LWPO and can be produced in court in the same way as other kinds of written statements.
- 2.5 The advantage of the internet and email is that they are extremely easy and informal ways of accessing and disseminating information, but this means that it is also easy to send out ill-considered statements. All messages sent on email systems or via the internet should demonstrate the same professionalism as that which would be taken when writing a letter or a fax. You must not use these media to do or say anything which would be subject to disciplinary or legal action in any other context such as sending any discriminatory (on the grounds of a person's sex, race, disability, age, sexual orientation, religion or belief), defamatory, or other unlawful material (for example, any material that is designed to be, or could be construed as, bullying or harassment by the recipient). If you are in doubt about a course of action, take advice from the Partners of LWPO.
- 2.6 Emails, voicemails, SMS and any other communication received from clients or contacts of LWPO must be responded to promptly and, where a client or contact



considers the matter urgent (whether this is your view or not) you must respond with appropriate priority/urgency. This is the case whether such communication is received during our outside of ordinary working hours due to the nature of LWPO's business and client profile.

- 2.7 Communications with clients must be professional, clear, prompt and frequent
- 2.8 Proactive communication with clients is essential. LWPO considers the biggest problem in the professional services industry is the lack of proactive communication with clients, which causes frustration, unease and a perception of lack of professionalism. On the other hand, proactive communication with clients builds strong relationships, trust and loyalty and is vital in providing an excellent service as it demonstrates that you are in control of their matters. This is particularly the case for LWPO given the high value nature of our client relationships and the expectations that our clients have. You must communicate proactively with clients and contacts which means taking time aside each day to consider which clients or contacts you are currently working with, and providing them with a progress update. You will need to judge the frequency of this, depending on how intense the matter you are working on is. However, the underlying principle of proactivity must be adhered to.
- 2.9 You must prioritise your communications with clients and contacts effectively and demonstrate that you are well organised and show good attention to detail. You must use best endeavours to ensure that there are no spelling or grammar mistakes in your communications.
- 2.10 You should aim to exceed clients expectations in your communications.

3. **USE OF ELECTRONIC MAIL**

3.1 **Generally**

- 3.1.1 Always ensure your communications such as emails contains the appropriate disclaimer notice from LWPO and do not amend this notice in any way.
- 3.1.2 Do not amend any messages received and, except where specifically authorised by the other person, do not access any other person's in-box or other email folders nor send any email purporting to come from another person.
- 3.1.3 It is good practice to re-read and check an email before sending.
- 3.1.4 If you copy an email to others, it may breach the Data Protection Act if it reveals all the recipients' email addresses to each recipient (e.g. in the case of marketing and mailing lists).

It can also breach duties of confidentiality. Accordingly, it may be appropriate to use the 'Bcc' (blind carbon copy) field instead of the 'Cc' (carbon copy) field when addressing an email to more than one recipient. If in doubt, seek advice from one of the Partners of LWPO.



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3.2 **Business use**

- 3.2.1 Each business email should include the appropriate LWPO business reference.
- 3.2.2 If the email message or attachment contains information which is time-critical, bear in mind that an email is not necessarily an instant communication and consider whether it is the most appropriate means of communication.
- 3.2.3 If you have sent an important document, always telephone to confirm that the email has been received and read.
- 3.2.4 In every instance, file each email (including any attachments) sent to or received from the client in LWPO's DocMoto system before deleting the electronic copy. The same applies to all internal email transmissions concerning client matters.
- 3.2.5 In light of the security risks inherent in some web-based email accounts, you must not email business documents to your personal web-based accounts. You may send documents to a client's web-based account if you have the client's express written permission to do so. However, under no circumstances should you send highly confidential documents to a client's personal web-based email account, even if the client asks you to do so.

3.3 **Personal Use**

- 3.3.1 Although LWPO's email facilities are provided for the purposes of our business, we accept that you may occasionally want to use them for your own personal purposes. This is permitted on the condition that all the procedures and rules set out in this policy are complied with. Be aware, however, that if you choose to make use of our facilities for personal correspondence, you can expect very little privacy because LWPO may need to monitor communications for the reasons given in item 9.1.

You will greatly increase the privacy of any personal email by complying with the procedures set out in item 3.3.3 below.

- 3.3.2 Under no circumstances may LWPO's facilities be used in connection with the operation or management of any business other than that of LWPO or a client of LWPO unless express permission has been obtained from one of the Partners.
- 3.3.3 All personal email you send from LWPO's facilities must be marked PERSONAL in the subject heading, and all personal email sent or received must be filed in a separate folder marked "Personal" in your inbox should you wish to retain it after reading. Contact Jesus or Sanjay if you need guidance on how to set up and use a personal folder. All email contained in your inbox and your sent items box are deemed to be business communications for the purposes of monitoring (see item 9.4).

You must ensure that your personal email use:

- (a) does not interfere with the performance of your duties;



- (b) does not take priority over your work responsibilities;
- (c) is minimal and limited to taking place substantially outside of normal working hours (i.e. during any breaks which you are entitled to or before or after your normal hours of work);
- (d) does not cause unwarranted expense or liability to be incurred by LWPO ;
- (e) does not have a negative impact on LWPO or its reputation in any way; and
- (f) is lawful and complies with this policy.

3.3.4 As with any correspondence made using LWPO's electronic facilities, you can delete personal email from the live system, but they will have been copied (perhaps many times) onto the backup tapes and in that form will be retained indefinitely. It would be a very difficult, costly and time-consuming exercise to sift all those tapes in order to delete an individual's personal email, and if we were to agree to attempt this, it would be at our convenience, and only on the basis that all the very considerable costs involved were paid in advance by the person making the request.

3.3.5 By making personal use of our facilities for sending and receiving email you signify your agreement to abide by the conditions imposed for their use, and signify your consent to LWPO monitoring your personal email in accordance with item 9 of this policy.

4. **USE OF INTERNET AND INTRANET**

4.1 We trust you to use the internet sensibly. Bear in mind at all times that, when visiting a website, information identifying your PC may be logged. Therefore any activity you engage in via the internet may affect LWPO.

4.2 We recognise the need for individuals to have to carry out some personal tasks during working hours, e.g. for internet banking or online shopping, and this is permitted subject to the same rules as are set out for personal email use in item 3.3.4 of this policy. If these activities require additional software to be installed onto your PC then you should submit a request to IT Support who may be able to arrange this for you. Whenever you need to download software to enable you to access an online service you must obtain the express permission of Jesus who will consider the request in line with LWPO's policy.

4.3 You are strongly discouraged from providing your LWPO email address when using public websites for non-business purposes, such as online shopping. This must be kept to a minimum and done only where necessary, as it results in you and LWPO receiving substantial amounts of unwanted email.

You must not:

- 4.3.1 introduce packet-sniffing or password-detecting software;
- 4.3.2 seek to gain access to restricted areas of LWPO network;



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- 4.3.3 access or try to access data which you know or ought to know is confidential;
 - 4.3.4 intentionally or recklessly introduce any form of spyware, computer virus or other potentially malicious software; nor
 - 4.3.5 carry out any hacking activities
 - 4.3.6 use LWPO's systems to participate in any internet chat room or post messages on any external website, including any message board or blog, unless expressly permitted in writing to do so by LWPO
- 4.4 For your information, breach of items 4.4.1 to 4.4.6 (inclusive) above, would not only contravene the terms of this policy but could in some circumstances also amount to the commission of an offence under the Computer Misuse Act 1990, which creates the following offences:
- 4.4.1 unauthorised access to computer material i.e. hacking;
 - 4.4.2 unauthorised modification of computer material; and
 - 4.4.3 unauthorised access with intent to commit or facilitate the commission of further offences.

5. MISUSE OF LWPO'S FACILITIES AND SYSTEMS

- 5.1 Misuse of LWPO's facilities and systems, including its telephone, email and internet systems, in breach of this policy will be treated seriously and dealt with in accordance with LWPO's disciplinary procedure. In particular, viewing, accessing, transmitting, posting, downloading or uploading any of the following materials in the following ways, or using any of LWPO's facilities, will amount to gross misconduct capable of resulting in summary dismissal (this list is not exhaustive):
- 5.1.1 material which is sexist, racist, homophobic, xenophobic, pornographic, paedophilic or similarly discriminatory and/or offensive;
 - 5.1.2 offensive, obscene, derogatory or criminal material or material which is liable to cause embarrassment to LWPO and any of its staff or its clients or bring the reputation of LWPO and any of its staff or its clients into disrepute;
 - 5.1.3 any defamatory material about any person or organisation or material which includes statements which are untrue or of a deceptive nature;
 - 5.1.4 any material which, by intent or otherwise, harasses the recipient;
 - 5.1.5 any other statement which is designed to cause annoyance, inconvenience or anxiety to anyone;
 - 5.1.6 any material which violates the privacy of others or unfairly criticises or misrepresents others;
 - 5.1.7 confidential information about LWPO and any of its staff or clients;
 - 5.1.8 any other statement which is likely to create any liability (whether criminal or civil, and whether for you or LWPO);



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- 5.1.9 material in breach of copyright and/or other intellectual property rights;
- 5.1.10 online gambling; or
- 5.1.11 unsolicited commercial or advertising material, chain letters or other junk mail of any kind.

If LWPO has evidence of the examples of misuse set out above it reserves the right to undertake a more detailed investigation in accordance with its disciplinary procedures.

6. **SYSTEM SECURITY**

- 6.1 Security of our IT systems is of paramount importance. We owe a duty to all of our clients to ensure that all of our business transactions are kept confidential. If at any time we need to rely in court on any information which has been stored or processed using our IT systems it is essential that we are able to demonstrate the integrity of those systems. Every time you use the system you take responsibility for the security implications of what you are doing.
- 6.2 LWPO's system or equipment must not be used in any way which may cause damage, or overloading or which may affect its performance or that of the internal or external network.
- 6.3 Keep all confidential information secure, use it only for the purposes intended and do not disclose it to any unauthorised third party.
- 6.4 Keep your system passwords safe and change them every 3 months. Do not disclose them to anyone.



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- 6.5 If a document is highly commercially confidential or price sensitive, you should mark it as "private and confidential" and password-protect the document itself.
- 6.6 Copies of confidential information should be printed out only as necessary, retrieved from the printer immediately, and stored or destroyed in an appropriate manner.
- 6.7 You should not download or install software from external sources without having first received the necessary authorisation from one of the Partners of LWPO or Jesus.
- 6.8 No external device or equipment, including discs and other data storage devices, should be run on or connected to LWPO's systems without the prior notification to and approval of the IT department.
- 6.9 You should always exercise caution when opening emails from unknown external sources or where, for any reason, an email appears suspicious. The IT department and one of the partners should be informed immediately in such circumstances.

7. **WORKING REMOTELY**

- 7.1 This part of the policy and the procedures in it apply to your use of our systems, to your use of our laptops, and also to your use of your own computer equipment or other computer equipment (e.g. client's equipment) whenever you are working on LWPO's business away from LWPO's premises (working remotely).

When you are working remotely you must:

- 7.1.1 password protect any work which relates to LWPO's business so that no other person can access your work;
 - 7.1.2 position yourself so that your work cannot be seen by any other person;
 - 7.1.3 take reasonable precautions to safeguard the security of our equipment, and keep your passwords secret;
 - 7.1.4 inform the police and our IT department (as appropriate) as soon as possible if either a LWPO laptop in your possession or any computer equipment on which you do LWPO work, even if this is personal IT equipment, has been lost or stolen; and
 - 7.1.5 ensure that any work which you do remotely is saved on LWPO's system or is transferred to our system as soon as reasonably practicable.
- 7.2 Pocket computers, mobile phones and similar hand-held devices are easily lost or stolen so you **must** password-protect access to any such devices used by you on which is stored any personal data of which LWPO is a data controller or any information relating our business, our clients or their business.



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8. PERSONAL BLOGS AND WEBSITES

- 8.1 This part of the policy and procedures in it apply to content that you publish on the internet (e.g. your contributions to blogs, message boards and social networking or content-sharing sites) even if created, updated, modified or contributed to outside of working hours or when using personal IT systems.
- 8.2 LWPO recognise that in your own private time you may wish to publish content on the internet. For the avoidance of doubt, such activities are expressly prohibited during work time or using LWPO's systems.
- 8.3 If you post any content to the internet, written, vocal or visual, which identifies, or could identify, you as a member of LWPO staff and/or you discuss your work or anything related to LWPO or its business, customers or staff, LWPO expects you, at all times, to conduct yourself appropriately and in a manner which is consistent with your contract of employment and with LWPO's policies and procedures. It should be noted that simply revealing your name or a visual image of yourself could be sufficient to identify you as an individual who works for LWPO.
- 8.4 If you already have a personal blog or website which indicates in any way that you work for LWPO you should report this to one of the Partners of LWPO
- 8.5 If you intend to create a personal blog or website that will say that you work for LWPO, or in any way could identify you as someone who works for LWPO then you should report this to one of the Partners
- 8.6 If a blog posting clearly identifies that you work for LWPO and you express any idea or opinion then you should add a disclaimer such as "these are my own personal views and not those of LWPO.
- 8.7 The following matters will be treated as gross misconduct capable of resulting in summary dismissal (this list is not exhaustive):
- 8.7.1 Revealing confidential information about LWPO in a personal online posting. This might include revealing information relating to LWPO's clients, business plans, policies, staff, financial information or internal discussions. Consult your manager if you are unclear about what might be confidential.
- 8.7.2 Criticising or embarrassing LWPO its clients or its staff in a public forum (including any website). You should respect the [corporate] reputation of LWPO and the privacy and feelings of others at all times. If you have a genuine complaint to make about a colleague or workplace matter the correct procedure is to raise a grievance using LWPO's grievance procedure.
- 8.7.3 Accessing or updating a personal blog or website from LWPO's computers or during work time.
- 8.8 If you think that something on a blog or a website could give rise to a conflict of interest and in particular concerns issues of impartiality or confidentiality required by your role then this must be discussed with one of the Partners of LWPO
- 8.9 If someone from the media or press contacts you about your online publications that relate to LWPO you should talk to your Partner before responding.



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- 8.10 Online publications which do not identify the author as a member of LWPO staff and do not mention LWPO and are purely concerned with personal matters will normally fall outside the scope of LWPO's communications policy.

9. MONITORING OF COMMUNICATIONS BY LWPO

- 9.1 LWPO is ultimately responsible for all business communications but subject to that will, so far as possible and appropriate, respect your privacy and autonomy while working. LWPO may monitor your business communications for reasons which include:

- 9.1.1 providing evidence of business transactions;
- 9.1.2 ensuring that LWPO's business procedures, policies and contracts with staff are adhered to;
- 9.1.3 complying with any legal obligations;
- 9.1.4 monitoring standards of service, staff performance, and for staff training;
- 9.1.5 preventing or detecting unauthorised use of LWPO's communications systems or criminal activities; and
- 9.1.6 maintaining the effective operation of LWPO's communications systems.

- 9.2 LWPO will monitor telephone, email and internet traffic data (i.e. sender, receiver, subject; non-business attachments to email, numbers called and duration of calls; domain names of websites visited, duration of visits, and files downloaded from the internet) at a network level (but covering both personal and business communications) for the purposes specified at item 9.1. For the purposes of your maintenance of your own personal privacy, you need to be aware that such monitoring might reveal sensitive personal data about you. For example, if you regularly visit websites which detail the activities of a particular political party or religious group, then those visits might indicate your political opinions or religious beliefs. By carrying out such activities using LWPO's facilities you consent to our processing any sensitive personal data about you which may be revealed by such monitoring.

- 9.3 Sometimes it is necessary for LWPO to access your business communications during your absence, such as when you are away because you are ill or while you are on holiday. Unless your mailbox settings are such that the individuals who need to do this already have permission to view your inbox, access will be granted only with the permission of one of the Partners.

- 9.4 Any emails which are not stored in your "Personal" folder in your mailbox and which are not marked PERSONAL in the subject heading will be treated, for the purpose of availability for monitoring, as business communications since we will have no way of knowing that they were intended to be personal. Therefore you must set up a rule to automate the routing of personal email to your personal folder – ask IT Support for guidance on how to do this. Furthermore, there is a risk that any person authorised to access your mailbox may have their own preview pane option as a default setting,



which would reveal the content of any of your personal email not filed in your "Personal" folder, whether or not such email are marked PERSONAL. It is up to you to prevent the inadvertent disclosure of the content of personal email by filing your personal email in accordance with this policy. In particular, you are responsible to anybody outside LWPO who sends to you, or receives from you, a personal email, for the consequences of any breach of their privacy which may be caused by your failure to file your personal email.

- 9.5 In certain very limited circumstances we may, subject to compliance with any legal requirements, access email marked PERSONAL. Examples are when we have reasonable suspicion that they may reveal evidence of unlawful activity, including instances where there may be a breach of a contract with LWPO

10. DATA PROTECTION

- 10.1 As a member of LWPO who uses our communications facilities, you will inevitably be involved in processing personal data for LWPO as part of your job. Data protection is about the privacy of individuals, and is governed by the Data Protection Act 1998. This Act defines, among others, terms as follows:

10.1.1 "data" generally means information which is computerised or in a structured hard copy form;

10.1.2 "personal data" is data which can identify someone, such as a name, a job title, a photograph;

10.1.3 "processing" is anything you do with data – just having data amounts to processing; and

10.1.4 "data controller" is the person who controls the purposes and manner of processing of personal data – this will be LWPO, in the case of personal data processed for the business.

- 10.2 Whenever and wherever you are processing personal data for LWPO you must keep it secret, confidential and secure, and you must take particular care not to disclose them to any other person (whether inside or outside LWPO) unless authorised to do so. Do not use any such personal data except as authorised by LWPO for the purposes of your job. If in doubt get help from our Data Protection Officer or one of the Partners.

- 10.3 The Data Protection Act gives every individual the right to see all the information which any data controller holds about them. Bear this in mind when recording personal opinions about someone, whether in an email or otherwise. It is another reason why personal remarks and opinions must be made or given responsibly, and they must be relevant and appropriate as well as accurate and justifiable.

- 10.4 For your information, section 55 of the Data Protection Act provides that it is a criminal offence to obtain or disclose personal data without the consent of the data controller. "Obtaining" here includes the gathering of personal data by employees at work without the authorisation of the employer. You may be committing this offence if without authority of LWPO; you exceed your authority in collecting personal data; you access personal data held by LWPO; to control it or you pass them on to someone else (whether inside or outside LWPO)



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10.5 While LWPO is a data controller of all personal data processed for the purposes of our business, you will be a data controller of all personal data processed in any personal email which you send or receive. Use for social, recreational or domestic purposes attracts a wide exemption under the Data Protection Act, but if, in breach of this policy, you are using our communications facilities for the purpose of a business which is not LWPO's business, then you will take on extensive personal liability under the Data Protection Act.

10.6 To help you understand and comply with LWPO's obligations as a data controller under the Data Protection Act you may be offered, and you may also request, training. Whenever you are unsure of what is required or you otherwise need guidance in data protection, you should consult our Data Protection Officer.

11. **COMPLIANCE WITH THIS POLICY**

11.1 Failure to comply with this policy may result in disciplinary action being taken against you under LWPO's disciplinary procedures, which may include summary dismissal, and/or in the withdrawal of permission to use the firm's equipment for personal purposes. If there is anything in this policy that you do not understand, please discuss it with one of the Partners.

11.2 Please note that the procedures and policies outlined in this policy, and in any related policy, may be reviewed or changed at any time. You will be alerted to important changes.