

**Privacy Notice – [Community Based CCTV]**

Document Information

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| **Author(s)** | Data Protection Officer |
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| **1** | **Liadhan Keady** | **11/12/20** | **Privacy Notice [Community Based CCTV]** |
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Galway County Council is the local authority for the County of Galway and in performing its functions, Galway County Council is required to process significant amounts of “Personal Data” within the meaning of the Data Protection Acts 1988 / 2003/2018 (“the Acts”) and the European regulations 2016/679 (GDPR). Galway County Council respects the privacy rights of those whose Personal Data we process and we are conscious of our obligations under the Data Protection Acts.

This Privacy Notice explains how Galway County Council will process Personal Data collected through [Community Based CCTV].

**What type and how will your Personal Data be collected?**

Community Based CCTV (Section 38 of An Garda Siochana Act 2005) will capture identifiable images of people. Use of CCTV to monitor areas where individuals would have a reasonable expectation of privacy will not take place. Cameras placed to record external areas are positioned in such a way as to prevent or minimise recording of passers-by or of another person's private property. Please refer to [Appendix 7](https://www.galway.ie/en/services/yourcouncil/dataprotection/cctv/) of Galway County Council’s CCTV Policy which provides an inventory of CCTV camera’s installed by Galway County Council across County Galway and their current operational status.

Community-based CCTV systems in the Council are installed for a number of purposes as set out in the Code of Practice from the Department of Justice and Equality. These include:

* assisting in the prevention and reduction of local crime, disorder and antisocial activity;
* increasing community involvement in the provision of legitimate, integrated responses to prevent and reduce crime in local areas in association with appropriate agencies;
* facilitating the detection and investigation of offences by An Garda Síochána;
* reducing the fear of crime; and
* assisting An Garda Síochána in the possible prosecution of offenders.

There is no processing of special category data. Data is only processed for these purposes and there is no live feed to An Garda Siochana.

There is signage in place confirming that CCTV cameras are operational and includes details of the Data Controller.

**What is our lawful bases for processing your Personal Data?**

Galway County Council’s lawful basis for processing Personal Data collected from Community Based CCTV is as follows:

* Article 6(1)(e) determines that processing is lawful where it is necessary for the performance of a task carried out in the public interest or in the exercise of official authority vested in the controller.
* Section 38 (3) (c) Garda Síochána Act, 2005

**Who will your Personal Data be shared with?**

We may share your personal data internally with relevant departments for the purpose of fulfilling the above stated legal basis. The footage will be shared under the legal basis of performing a task carried out in the public interest.

Where we have arrangements to share your personal data, there is a contract, memorandum of understanding or information sharing agreement in place to ensure that the requirements of the Data Protection legislation on handling personal information are met. Where we are required to disclose information by law, for example for safeguarding purposes, we may do so without these arrangements.

We engage with third party processors who handle some, or all, of the above mentioned information on our instruction.

Galway County Council will take steps to ensure any disclosures of personal data are necessary and proportionate, as required by law. Whenever we share your personal information, sharing options will be evaluated to ensure that your data is shared in the most secure manner.

**How will we protect your Personal Data?**

Any data we collect will be stored confidentially and securely as required by the Galway County Council Privacy Statement, Data Protection Policy and CCTV Policy. Galway County Council is committed to ensuring all accesses to, uses of, and processing of, Galway County Council data is performed in a secure manner.

**How long will we hold your Personal Data?**

Data recorded on CCTV systems shall be kept for no longer than is considered necessary in accordance with Article 5(e) of the GDPR.

* Normally data recorded on all CCTV systems as included in this policy, will not be retained by Galway County Council beyond a maximum of 30 days.
* Data recorded on CCTV systems may however be retained by Galway County Council beyond a maximum of 30 days in circumstances where the data is required for evidential purposes and/or legal proceedings.

**What are your rights?**

For further information on how Galway County Council processes Personal Data and your rights, please refer to Galway County Council’s Privacy Statement, Data Protection Policy and CCTV Policy which can be found on our website [galway.ie](https://www.galway.ie/en/services/yourcouncil/dataprotection/cctv/).

OR

You may contact Galway County Council 's Data Protection Officer at 091 509000 or [dpo@galwaycoco.ie](mailto:dpo@galwaycoco.ie)

**Right of Complaint to the Office of the Data Protection Commissioner**

If you are not satisfied with the outcome of the response you received from Galway County Council in relation to your request, then you are entitled to make a complaint to the Data Protection Commissioner who may investigate the matter for you.

The Data Protection Commissioner’s website is www.dataprotection.ie or you can contact their Office at:

Lo Call Number: 1890 252 231

E-mail: info@dataprotection.ie

Postal Address: Data Protection Commissioner

Canal House

Station Road

Portarlington,

Co. Laois. R32 AP23.