

Privacy Notice

Galway County Council - Inis Oírr Pier Extension

This Privacy Notice is issued by Galway County Council of Áras an Chontae, Prospect Hill, Galway (“GCC”, “we”, “us”, “our”).

GCC is responsible for the construction of a pier extension at Inis Oírr Pier, Inis Oírr, County Galway, and it will be necessary for GCC to acquire certain lands by means of compulsory purchase order entitled “Galway County Council (Lands at Inis Oírr) Compulsory Purchase Order No.1, 2022 (Infrastructure and Operations)” (the “CPO”) under sections 213 and 227 of the Planning and Development Act 2000 (as amended) and section 184 of the Local Government Act 2001.

The purpose of this notice is to inform you of the data relating to you that we may collect and use in connection with the CPO and the uses (including disclosures to third parties) we may make of such data.

If you have any queries about our use of your personal data, please contact our Data Protection Officer at dpo@galwaycoco.ie.

Information we collect

We will collect and process personal data relating to you that you or other people provide to us in connection with the CPO. We will also collect and process personal data relating to you from publicly available sources such as the Land Registry and the Registry of Deeds.

This personal data may include:

- **Identity Data** - first name, surname;
- **Contact Data** - address;
- **Property Rights Data** - your interest in any land and/or rights proposed to be compulsorily acquired, public and private rights of way proposed to be acquired/extinguished and planning permissions for the development of land proposed to be revoked or modified (e.g. owner, reputed owner, occupier, reputed occupier, etc.);
- **Property Data** - details of the land and/or rights proposed to be compulsorily acquired (the “Property”) including, for example, spatial location, and folio number (where applicable), details of any lease or other interest in the Property (where applicable);
- **Other Data** - any other personal data relating to you that you provide to us or that we generate about you in connection with the CPO.

Legal bases for processing personal data

The personal data described above is used by us and third party service providers acting on our behalf, as set out in further detail below. The legal bases on which we collect, process and transfer your personal data for these purposes are:

- that this is necessary for the performance of our functions that we carry out in the public interest and the exercise of official authority vested in us by law (“Official Authority”), including pursuant to the Planning and Development Act 2000 (as amended) and the Local Government Act 2001;

- that this is necessary for compliance with a legal obligation that applies to us, including pursuant to the Housing Act 1966 (as amended), the Local Government (No. 2) Act 1960 and the Planning and Development Act 2000 (as amended) (“**Legal Obligation**”);
- in circumstances where the compulsory acquisition of a Property will be effected by a contract, for the performance of our contract with you (“**Contract**”); and
- in certain limited circumstances, your consent (where this is the case you will be asked to give a positive indication of that consent) (“**Consent**”).

Processing activities and associated legal bases

We set out below details on the general purposes for which we use your personal data in connection with the CPO, the categories of personal data relevant to those purposes and the related legal basis (or bases, if more than one applies) under applicable data protection law for processing such personal data.

Purpose	Categories of personal data	Legal bases
Compiling the Schedules to the CPO	Identity Data Property Data Property Rights Data	Official Authority Legal Obligation
Creating a database of property owners, tenancies, property details	Identity Data Property Data Property Rights Data	Official Authority
Correspondence with property owners and/or tenants (including the issuing of the statutory notices)	Identity Data Property Data Property Rights Data Health Data (where applicable) Financial Data (where applicable) Other Data	Official Authority Legal Obligation Consent
Compulsorily acquiring the Property	Identity Data Property Data Property Rights Data	Official Authority Contract
Calculating and making payments in respect of the Property	Identity Data Property Data Property Rights Data	Official Authority Legal Obligation Contract

Establishing, exercising or defending legal claims	Identity Data Property Data Property Rights Data	Official Authority
Publishing details relating to the CPO in a newspaper and making it available for inspection	Identity Data Property Data Property Rights Data	Legal Obligation

Recipients of data

We may disclose your personal data to other organisations in connection with the above purposes, including:

- statutory agencies, where required or permitted by law as part of the statutory planning process;
- outsourced property referencing providers;
- other third parties who we engage to provide services to us, such as outsourced service providers, IT services providers, professional advisers and auditors;
- other public authorities and bodies where required or permitted by law, such as An Garda Síochána, for the purposes of the prevention, investigation or detection of crime; and
- members of the public where we are required to make information publicly available under applicable law or where we make any submissions or objections submitted in relation to the CPO available for public inspection.

Retention

We will not hold your personal data for longer than is necessary. We retain your personal data for as long as we need it for the purposes described in this Privacy Notice, or to comply with our obligations under applicable law and, if relevant, to deal with any claim or dispute that might arise between you and us.

Requirement to provide data

You are not under a statutory obligation to provide us with personal data in relation to a proposed compulsory acquisition for the purposes of the CPO. However, there are some pieces of information that you must provide to us so that we can comply with our obligations for your benefit in connection with a proposed compulsory acquisition, such as your name, contact details and details of your interest in a Property.

Where a proposed compulsory acquisition has taken place, you are under a contractual obligation to provide us with certain personal data. If you do not provide us with this personal data, you will be in breach of your contractual obligations and we may have such legal rights and remedies against you as are available under applicable law.

Your rights

You have the following rights, in certain circumstances and subject to certain restrictions, in relation to your personal data:

- **Right to access the data** – You have the right to request a copy of the personal data that we hold about you, together with other information about our processing of that personal data.
- **Right to rectification** – You have the right to request that any inaccurate data that is held about you is corrected, or if we have incomplete information you may request that we update the information such that it is complete.
- **Right to erasure** – You have the right to request us to delete personal data that we hold about you. This is sometimes referred to as the right to be forgotten.
- **Right to restriction of processing or to object to processing** – You have the right to request that we no longer process your personal data for particular purposes, or to object to our processing of your personal data for particular purposes.
- **Right to data portability** – You have the right to request us to provide you, or a third party, with a copy of your personal data in a structured, commonly used machine readable format.
- **Withdrawal of consent** – Where our processing of your personal data is based on you having provided your consent, you have the right to withdraw your consent at any time.

Please note that these rights are not absolute, and are subject to certain restrictions and exemptions. For example, the right to erasure of personal data will not apply where we have a legitimate reason to continue to hold such data and we may continue to process your personal data, despite an objection by you, where we have compelling legitimate grounds for the processing which override your interests, rights and freedoms.

If you wish to exercise any of the rights set out above, please contact our Data Protection Officer at dpo@galwaycoco.ie

Updates

We may occasionally update this policy. We encourage you to periodically review this policy for the latest information on our privacy practices at : <https://www.galway.ie/en/services/roads/marine/>

Complaints

If you are not happy with the way we are using your personal data or how we facilitate your rights or comply with our obligations under applicable data protection law, you have the right to make a complaint to the Data Protection Commission. Details of how to lodge a complaint can be found on the Data Protection Commission's [website](#).