



KILKENNY COUNTY COUNCIL

Data Privacy Statement – Kilkenny County Council for Drone Usage

Who we are and why do we require your information?

Kilkenny County Council is the democratically elected organisation whose principal function is to provide a broad range of services in areas such as Housing, Roads & Transportation, Flood Prevention, Water Services, Economic Development & Tourism, Planning & Conservation, Environmental Protection, Heritage & the Arts, Library Services, Community & Culture, Amenity, Sport & Recreation, Fire Services, Energy, Older People & Age Friendly, Children & Younger People, Financial Management & Customer Services development.

In performing its functions, Kilkenny County Council is required to collect and process significant amounts of "personal data" within the meaning of the General Data Protection Regulations [GDPR] and of the Data Protection Acts 1988 to 2018. The Council respects the privacy rights of those whose personal data we process and we are conscious of our obligations under the Data Protection Acts.

Why do we have a privacy statement?

Kilkenny County Council has created this privacy statement in order to demonstrate our firm commitment to privacy and to assure you that in all your dealings with our Planning Department that we will ensure the security of the data you provide to us.

Kilkenny County Council collects and processes a significant amount of personal data in various multiple formats on a daily basis. Kilkenny County Council's commitment to you is that the personal data you may be required to supply to us is;

- Obtained lawfully, fairly and in a transparent manner
- Obtained for only specified, explicit and legitimate purposes
- Adequate, relevant and limited to what is necessary for purpose for which it was obtained
- Recorded, stored accurately and securely and where necessary kept up to date
- Kept only for as long as is necessary for the purposes for which it was obtained.
- Kept in a form which permits identification of the data subject
- Processed only in a manner that ensures the appropriate security of the personal data including protection against unauthorised or unlawful processing.

For full details of the collection, processing and sharing of your personal data by us and your rights in this regard, please see our full Privacy Notice on the website at <https://www.kilkennycoco.ie/eng/Privacy/>

Data protection Policy

Kilkenny County Council has a detailed Data Protection Policy which goes into more detail on how we as a public body are committed to ensuring the security of any personal data you provide to us.

https://www.kilkennycoco.ie/eng/Your_Council/Data-Protection/Data-Protection.html

What is the activity referred to in this Privacy Statement?

- The use of drone Technology for the purpose of Environmental Investigations
- Assist in the provision of emergency services, such as those that may be provided by the Fire Service.
- Assist in the provision of search, rescue and recovery services such as those that may be provided by Civil Defence.
- Conduct aerial mapping, surveying and photography.
- Gather evidence to assist enforcement activities such as those that may be carried out by the Planning and Environment Departments of the Council.

What Personal Data is Processed?

Personal data processed by Kilkenny County Council's CCTV systems consists of the following recordings:

- Images of individuals
- Images of activities carried out by individuals
- Images of number plates of vehicles
- Other personal data that identifies individuals

Sharing Information

- Drone recording may be shared with An Garda Síochána, subject to relevant controls and where necessary and proportionate, for the purposes of investigating and/or prosecution a criminal offence
- Our Solicitors as part of a legal case.
- Any other access by third parties will only take place in circumstances permitted by data protection legislation.

Legal and Regulatory Obligations

Processing is necessary for the performance of a task carried out in the public interest or in the exercise of official authority vested in Kilkenny County Council in accordance with Article 6(1) (e) of the General Data Protection Regulation, 2016. Specifically, the lawful basis for this process is the:

- Enforcement of Litter Pollution Act 1997 – 2009 (Section 25)
- Waste Management Acts 1996-2013 (Sections 11 & 15)
- Section 8 - Safety, Health and Welfare at Work Act 2005
- Derelict Sites Act 1990
- Local Government (Sanitary Services) Act 1964(as amended)
- Control of Dogs Acts 1986 & 1992,
- Control of Horses Act 1996,
- Air Pollution Act 1987,
- Local Government (Water Pollution Acts) 1977-1990
- Water Services Act 2007-2013.

Records Retention Policy:

Personal data recorded by drones will be retained no longer than is necessary it may however be retained by Kilkenny County Council beyond a maximum of 30 days in a limited number of circumstances. These include situations where the retention of the personal data is necessary for operational purposes e.g. for mapping and surveying activities and for investigative, evidential and legal purposes.

Your Data Protection Rights

You have the right to request access to personal data held about you, obtain confirmation as to whether data concerning you exists, be informed of the content and source of data and check its accuracy. In addition, if the data held by us is found to be inaccurate you have the right to change, remove, block, or object to the use of, personal data held by Kilkenny County Council. In certain circumstances blocking access to data may delay or remove access to a service where the data is required by law or for essential purposes related to delivery of a service to you. Please note that to help protect your privacy, we take steps to verify your identity before granting access to personal data.

To exercise these rights, you should contact Kilkenny County Council (Data Controller), Contact Details are as follows:

Phone Number:	+353 56 7794277
E-mail:	dataprotection@kilkennycoco.ie
Website:	www.Kilkennycoco.ie
Postal Address:	Kilkenny County council, County Hall, John Street, Kilkenny R95 A39T

Right to Complain to the Office of the Data Protection Commissioner

If you are not satisfied with the outcome of the response you received from Kilkenny 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 Portarlinton, Co. Laois. R32 AP23

Review

This statement will be reviewed regularly in light of any legislative or other relevant indicators.

Updated 18/02/2020