



Comhairle Chontae Chill Chainnigh
Kilkenny County Council

Data Privacy Statement – Kilkenny County Council

Roads Department

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.

The purpose of this Privacy Notice for the Roads Department is to outline in clear and concise terms the personal data that we may collect about individuals, why it is required and how long the information is retained. It also outlines the rights of individuals under data protection legislation in relation to the processing of their personal data.

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 the Roads Department of Kilkenny County Council 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.

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 personal data do we need?

The types of personal data you may be asked to supply can be categorised as follows,

Temporary installed CCTV cameras collect time lapse images of road traffic movement and members of the public as they move about the public space. In this instance on specific sections of the Ring road, Kilkenny

Anonymised (i.e. low resolution) images of vehicles, bicycles and pedestrians will be captured whereby individuals are not recognizable, but the type of traffic (bike, car, truck, pedestrian) can be distinguished.

Sharing Information

The Council may share your information internally (within the Council) in accordance with statutory obligations. In addition, the Council may share your information with third parties in accordance with statutory and regulatory obligations. Where this is required the Council shall have regard to the security and integrity of the data and will minimise the data shared.

Third parties that we may share this information with may include Consultants or/and Traffic Survey companies that Kilkenny County Councils appoint to assist with projects.

The Council ensures data processing agreements are in place and Data Protections Impact Assessments are conducted with traffic survey companies who act as data processor of data on projects.

Legal and Regulatory Obligations

The legal basis for Kilkenny County Council's use of CCTV systems to process personal data consists of any one or more of the following:

Article 6(1) (e) GDPR - The processing is necessary for the performance of a task carried out in the public interest or in the exercise of an official authority vested in Kilkenny County Council; e.g. Under the following sections

Roads Act 1993:

Section 13 - Responsibility of road authorities for the maintenance and construction of public roads.

Section 78 - Powers of inspection.

Roads Act 2023:

Section 46 of the Roads Traffic

Records Retention Policy

Kilkenny County Council practices in relation to the retention of personal data are guided by the Local Government Management Agency's (LGMA) National Retention Policy for Local Authority Records and any updates that are issued by the LGMA. Copies of these documents are available here https://www.kilkennycoco.ie/eng/Your_Council/Data-Protection/National-Retention-Policy.pdf

Contact Details

In order to communicate with you, contact details will be requested of you. You do not have to provide all contact details but providing more, such as email, phone, address, makes it easier to communicate.

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:	1800 437 737
E-mail:	Info@dataprotection.ie
Postal Address:	Data Protection Commissioner, 21 Fitzwilliam Square South Dublin 2, D02 RD28, Ireland.

Review:

This policy will be reviewed regularly in light of any legislative or other relevant indicator

Purpose of the Surveys

Cameras are being used by a company Contracted by Kilkenny County Council to Carry out a Survey at the following locations:

- In the Proximity of the Kilkenny Business & Technology Park and the Kilkenny Retail and Business Park
- The Loughmacask Area between New Circular Road and the Freshford Road roundabout at Talbots Gate

This is to inform the Road Design Section of turning movements and flow patterns on the existing network . Traffic Survey Cameras will be installed as shown on the maps (Source: Google maps via the surveying company) below to capture information over a period of 1 day (November 27th) for a duration of 12 hours from 07:00 to 19:00.





PRIVACY STATEMENT FOR SURVEYS

This statement gives information about how Idaso's traffic surveys collect and use personal information.

The primary purpose of our traffic surveys is to identify traffic (vehicle and pedestrian) volumes and movements for use in strategic planning, traffic impact assessments and other assessments connected with traffic, transport, and mobility. When we conduct a survey, we incidentally collect and use personal information.

OVERVIEW OF HOW WE USE YOUR PERSONAL INFORMATION

We have summarised below how use your personal information.

Personal Information we collect	What it is used for and why we collect it
CCTV images of survey areas (which may include images of number plates and of individuals)	Allow IDASO to count traffic flows and volumes, and create statistical data from those counts. The images we collect use a resolution that generally does not allow individuals to be identified, further to this we use an AI tool to obscure faces of individuals so as to ensure we remove this type of personal data.
Vehicle registration numbers; points of entry and exit in a survey area; and duration within the survey area	Allow IDASO to identify a vehicle entering a survey area and exiting a survey area, the points of entry and exit, and the time within the survey area. This allows IDASO compile detailed statistical information on traffic flows in the survey area.



WHAT WE USE YOUR PERSONAL INFORMATION FOR?

SURVEY DATA

The only purpose for which we use the personal information described above is to complete traffic surveys requiring the counting of vehicles and/or pedestrians, and/or tracking of individual vehicles through a survey area, to understand traffic flows, journey times and other survey criteria. Our surveys provide anonymous aggregated data to our clients and are not used to identify or monitor the activities of individuals.

OTHER USES OF YOUR PERSONAL INFORMATION

We will not use your personal information for any other purpose except in connection with the maintenance of our quality standards, the provision of internal training, and the development or improvement of our systems and products. It is not provided to the client who commissions our survey.

In the unlikely event that personal information we capture as part of a survey is required for law enforcement purposes, we will only provide it to a relevant third party where necessary to comply with a legal obligation imposed on IDASO.

WHO ELSE GETS YOUR PERSONAL INFORMATION?

To help us provide our solutions and services, we may share personal information with third parties who provide services to us, including:

- information technology and information services providers;
- other third-party service providers; and
- professional and other third-party advisers.

These third parties can only use the personal information we share to provide their services to us. In some cases the personal information may be transferred outside of the EU for these purposes, in which case we ensure the personal information is protected by appropriate safeguards. If you want more information on who we share your personal information with, and the safeguards in place, please contact us.

HOW LONG DO WE KEEP YOUR PERSONAL INFORMATION?

Personal information is kept for no longer than [8] weeks after it is captured by our survey equipment. However, where there is a legal obligation to retain your personal information for a longer period, we will retain it for the period required by that obligation.

LAWFUL USE OF YOUR PERSONAL INFORMATION

We only use your personal information if lawfully we can do so. Our use of your personal information is in all cases necessary in IDASO's legitimate interest in conducting and managing our business (as described above).

You do have the right to object to this processing and can do so by writing to us at our address or emailing us.

YOUR RIGHTS?

Accessing, deleting, rectifying, and moving your personal information

You have the right, in certain circumstances, to:

- access your personal information;
- require us to delete it;
- rectify any personal information we hold that is incorrect; and/or
- have your personal information transmitted to another data controller.

If you want to exercise these rights, please let us know. You will need to provide sufficient information to verify and complete your request. We will complete your request within thirty days, subject to any legal or other requirements that requires us not to complete your request, in which case we shall inform you of this where we are permitted to do so.

LODGING A COMPLAINT

You can at any time complain about our processing of your personal information with the Data Protection Commissioner

You can obtain contact details at: www.dataprotection.ie

HOW DO YOU CONTACT US?

The data controller is IDASO Limited

You can write to us at: Unit 18, Clonmore Business Park, Mullingar, Co. Westmeath, Ireland.

or by email to: dataprotection@idasoltd.com