**Who are we?**Kildare County Council (the Council) is the democratically elected unit of Local Government in County Kildare and is responsible for providing a range of services to meet the economic, social and cultural needs of the people of our County. In order to provide the most effective and targeted services to meet the needs of the citizens, communities and businesses of County Kildare we will be required to collect, process and use certain types of information about people and organisations. Depending on the service being offered, information sought may include ‘personal data’ as defined by the Data Protection Acts and the General Data Protection Regulation (GDPR) and may relate to current, past and future service users; past; current and prospective employees; suppliers; and members of the public who may engage in communications with our staff. In addition, staff may be required, from time to time, to collect process and use certain types of personal data to comply with regulatory or legislative requirements or to carry out functions in the public interest.

 **Why do we have a Privacy Statement?**This privacy statement has been created to demonstrate the Council’s commitment that personal data you may be required to supply to us, to enable us to provide services, is;

* Obtained lawfully, fairly and in a transparent manner
* Obtained for only specified, identified and legitimate purposes
* Processed for purposes which we have identified or purposes compatible with the purposes that we have identified.
* Adequate, relevant and limited to what is necessary for purpose for which it was obtained
* Personal data collected and processed must be accurate and (where necessary) kept up to-date.
* Kept only for as long as is necessary for the purposes for which it was obtained.
* Processed in a manner that ensures the appropriate security of the personal data including protection against unauthorised or unlawful processing.

More detail is available in our Data Protection Policy at [**http://kildare.ie/CountyCouncil/DataProtection/**](http://kildare.ie/CountyCouncil/DataProtection/)or you can request a hard copy at 045 980 200.

 **What is the activity referred to in this Privacy Statement?**

Appealing of Fixed Charge Notice issued in respect to regulation of parking

**What is the basis for making the processing of this personal data lawful?**Processing is necessary for the performance of a task carried out in the public interest or in the exercise of official authority vested in Kildare County Council in accordance with Article 6(1)(e) of the General Data Protection Regulation, 2016. Specifically the lawful basis for this process is **Section 3 (inserted by Section 12(1) of Road Traffic Act 2002 and as amended by Section 15 of Roads Traffic Act 2006 of the Local Authorities (Traffic Wardens) Act 1975**

**We require contact details**In order to communicate with you, you will be asked for contact details. You do not have to provide all contact details but providing more, such as email, phone, address, makes it easier to communicate. Please note that to help protect your privacy, we take steps to verify your identity before granting access to personal data. These contact details may also be used to verify your identity.

**What other types of personal data do we need to undertake this activity?**

Name, address, email, phone, vehicle registration number, extra information (which may include name and address of a nominated driver, medical information, details of special circumstance relating to the appeal.) Please note medical information may be volunteered by the appellant to support their appeal.

**What will happen if the personal data is not provided?**

If the appeal is not complete and all requested information is not provided. In compliance with Kildare County Council Parking Appeals Policy it will be automatically rejected.

**Third party source of personal data?**In some instances to assist with the delivery of the activity or to comply with regulatory or legislative requirements personal data is sourced from a third party. Personal data has been provided by APCOA Parking Ireland Ltd. who is the Council's Parking Enforcement Contractor and the Department of Transport in respect of vehicle registration and motor tax details.

**Is personal data submitted as part of this activity shared with other organisations?**

The Council may, to fulfil statutory or regulatory obligations or in the public interest, from time to time, have to share personal data with other organisations or entities (in Ireland or abroad). Where this is required the Council shall have regard to your rights, to the security and integrity of the data and will minimise the data shared.

Sharing applies to this activity in respect to personnel data with APCOA Parking Ireland Ltd. who are the Council's Parking Enforcement Contractor and the Department of Transport.

Data is transferred to another country. The server for the Information Technology Provider for APCOA Parking Ireland Ltd. is hosted in Norway. As Norway is a member of the European Economic Alliance then General Data Protection Regulations will apply to data transferred to the location.

**You can view the privacy statements for the outside organisation at the following:**

Department of Transport at [www.dttas.ie](file:///C%3A%5CUsers%5Cjmpldoyle%5CDownloads%5Cwww.dttas.ie)

APCOA Parking Ireland Ltd. at [www.apcoa.ie](http://www.apcoa.ie)

**How long is my data kept for?**

The Council has a detailed record retention policy which outlines time periods for which your personal data will be retained and what will happen to it after the required retention period has expired. A copy of Record Retention Policy can be accessed via the following link: <http://www.lgma.ie/sites/default/files/2002_national_retention_policy_for_local_authority_records_2.pdf>

**Do you need to update your records?**

Kildare County Council must take reasonable steps to ensure that personal data we have about our customers is correct and up to date. In addition, if the data held by us is found to be inaccurate you have the right to rectify/correct this.

If you find that personal data we have about you is inaccurate or needs to be updated (for instance, you may have changed your name, address, contact details etc.) then please contact us so that we can correct it. You can do this by:

 **Writing to us at**: Kildare County Council, Áras Chill Dara, Devoy Park, Naas, Co Kildare. W91 X77F

Emailing us at customercare@kildarecoco.ie

When making a request to update your record please provide evidence to support this - for example a copy of a document containing your new address – utility (Gas, Electricity, Phone) bill etc.

**Your rights:**You have the right to obtain confirmation as to whether data concerning you exists, to request access to personal data held about you, to be informed of the content and source of data and check its accuracy.

If the data held by us is found to be inaccurate you have the right to rectify/correct this – see above on how to update your records.

You also, subject to certain conditions being met, have the right to object to or seek restriction of the processing of personal data and to request the erasure of personal data held by the Council. You also have the right to data portability where technically feasible.

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 logon to [**http://kildare.ie/CountyCouncil/DataProtection/**](http://kildare.ie/CountyCouncil/DataProtection/) , use one of the forms at our Counter or contact us.

**Kildare County Council - Access to Information Officer**

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| --- | --- | --- |
| **Phone** | 045 980 200 |   |
| **E-mail** | dataprotection@kildarecoco.ie or customercare@kildarecoco.ie |  |
| **Postal Address** | Áras Chill Dara, Devoy Park, Naas, Co Kildare. W91 X77F. |  |

 **Right of Complaint to the Data Protection Commissioner**
If you are not satisfied with the outcome of the response received by the Council 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**](http://www.dataprotection.ie/)or you can contact their Office at:

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| --- | --- | --- |
| Lo Call Number | 1890 252 231 |   |
| E-mail | info@dataprotection.ie |  |
| Postal Address | Data Protection Commissioner 21 Fizwilliam Square South,Dublin 2,D02 RD28 |  |

**Changes to Privacy Statement**We may make changes to this Notice. This privacy notice was last update on 04th April, 2022.