



Public Space CCTV Privacy Notice

Data Controller

Inverclyde Council is the Data Controller. Inverclyde Council is a local authority established under the Local Government etc. (Scotland) Act 1994. Our head office is located at Municipal Buildings, Clyde Square, Greenock, PA15 1LY.

Data Protection Officer

If you would like to contact our Data Protection Officer about a data protection matter, please contact the Information Governance Team using the contact details for the Council set out above or by email at dataprotection@inverclyde.gov.uk.

What information do we need?

The Council's public space CCTV service consists of fixed location cameras and re-deployable mobile cameras.

The information processed may include:

- live and recorded images within public spaces across Inverclyde, which may identify an individual

Why we need this information?

Your information is being collected for the following purposes:

- helping with the reduction or negation of criminal activity
- helping identify, apprehend and prosecute offenders
- providing the police and the local authority with evidence to take criminal or civil action in the courts
- assisting in the maintenance of public order
- assisting in reducing the fear of crime and provide reassurance to the public
- making Inverclyde safe for those people who live, work, and trade in it and also those who visit the area
- assisting the Council in its enforcement, resource management and regulatory functions within the area
- protecting the physical environment
- assisting in the management of major events and incidents

Legal basis for collecting and using information

Inverclyde Council provide these services to you as part of our statutory function as a local authority. You can find more details of our role on the council's website [Inverclyde Council](https://www.inverclyde.gov.uk).

Processing is necessary for the performance of a task carried out in the public interest, namely the prevention and detection of crime and also increased public safety.

By its very nature public space CCTV may capture more sensitive information about people. We also need to process this more sensitive information about you for reasons of substantial public interest as set out in the Data Protection Act 2018.

We may also process data about the commission of offences. Local authorities are authorised to provide CCTV to promote the prevention of crime or the welfare of the victims of crime. This power is contained in section 163 of the Criminal Justice and Public Order Act 1994.

What will we do with your information?

All of the information we collect from you will be processed by staff in the United Kingdom.

Inverclyde Council will sometimes need to share information internally as well as with other organisations, such as the recipients or categories of recipients listed below:

- Police Scotland and other criminal investigation agencies for the prevention and detection of crime and prosecution of offenders
- Judicial agencies e.g. courts for the prosecution of offenders or civil action

In general the Council does not transfer personal data outside either the UK or the European Union and on the rare occasions when it does so the Council will inform you. The Council will only transfer data outside the UK and the EU when it is satisfied that the party which will handle the data and the country it is processing it in will provide adequate safeguards for personal privacy.

How long will we keep your information?

CCTV footage is retained by Inverclyde Council for thirty days; it is then automatically deleted unless there is a specific reason to keep particular footage.

Specific reasons typically arise because the footage includes evidence of criminal behaviour or possible criminal behaviour. Where CCTV operators observe possible criminal behaviour they will alert Police Scotland to this fact. Police Scotland will generally request a copy of the relevant footage. At the point of making such a request, Police Scotland becomes the data controller of the footage in question.

Your Rights

Your personal data belongs to you and you have the right to:

- withdraw consent at any time, where the legal basis specified above is consent.
- request access to your personal data
- object, where the Legal Basis specified above is: i) performance of a task carried out in the public interest or ii) legitimate interests
- data portability, where the Legal basis specified above is i) consent or ii) performance of a contract
- request rectification or erasure of your personal data, as so far as the legislation permits
- restrict processing in certain circumstances, for example if the information is not accurate

Complaints

In addition, if you are unhappy with the way the Council have processed your personal data you have the right to complain to the UK Information Commissioner who can be contacted as follows:

Information Commissioner's Office

Wycliffe House

Water Lane

Wilmslow

Cheshire SK9 5AF

Phone: 0303 123 1113 or visit the Information Commissioner's Office's website –[Information Commissioner's Office \(ICO\)](#) but you should raise the issue with the Council's Data Protection Officer first.

Automated Decision Making

We will not use your data for any automated decision making.

More information:

For more details on how the Council processes your personal information visit [Privacy - Inverclyde Council](#).

If you do not have access to the internet you can contact the Council via telephone to request hard copies of our documents.