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Fishery Harbour Centres - Data Protection Notice

Part A: Information applicable to Department of Agriculture, Food and the Marine customers:

1. The Department of Agriculture, Food and the Marine (DAFM) is fully committed to keeping all personal data in relation to its customers, fully safe and secure during administrative processes. All necessary technical measures have been put in place to ensure the safety and security of the systems which hold this data.

2. Transparency and openness in the use of personal data held is important to the DAFM and therefore we aim to fully inform all customers about the purpose(s) for which their data will be used and why, where it may be shared elsewhere and why and how long their data may be held by the FHC.

3. The current legislation for Data Protection in Ireland is the Data Protection Act 1988 as amended by the 2003 Data Protection Act. The General Data Protection Regulations (EU 2016/679) came into effect on 25 May 2018.

4. The Data Controller for the collection and processing of all personal data is the Department of Agriculture, Food and the Marine (DAFM).

5. The Data Protection Officer can be contacted as follows: Data Protection Officer Data Protection Unit, Corporate Affairs, Department of Agriculture, Food and the Marine Grattan Business Park, Dublin Road, Portlaoise, Co Laois. R32 RY6V Phone: 057 8694301 E-mail: dataprotectionofficer@agriculture.gov.ie

6. Personal data processed by the DAFM will only be used for the specific purpose(s) as outlined when the data is collected, or in later communications, and will only be used in accordance with the Data Protection legislation in force.

7. Rights of the individual in relation to personal data held by DAFM:
   When you, as a customer, provide personal data to DAFM, currently our customers have the following rights (up to 24 May 2018):

   - ☐ access to their data
   - ☐ rectification of their data
   - ☐ erasure of their data
   - ☐ right to lodge a complaint with the Supervisory Authority

   From 25 May 2018 onwards all FHC customers will also have the following additional rights:

   - ☐ restriction of processing
   - ☐ data portability
   - ☐ objection to processing
   - ☐ withdraw consent if they previously gave it in relation to processing of their personal data relating to automated decision making, including profiling

Part B – Information specific to the personal data being collected.

In accordance with Section 4 of the Fishery Harbour Centres Act, 1968 (No. 18 of 1968), the Minister shall manage, control, operate and (to such extent as he thinks proper) develop each fishery harbour centre and shall have all such powers as are necessary for those purposes. The following data is specific information in relation to the personal data processed by DAFM at the six fishery harbour centres.

8. Specified purpose: Personal data is sought from those wishing to avail of services at the fishery harbour centres. CCTV imagery is captured at the fishery harbour centres in the interest of crime detection, prevention and safety. Failure to provide all the personal data required to facilitate the processing of applications for services will result in DAFM being unable to provide the service.

9. Legal basis: Personal data provided to DAFM for services at the fishery harbour centres is processed in accordance with the Section 4 of the Fishery Harbour Centres Act, 1968 (No. 18 of 1968) and from consent given for the processing under Article 6(1)(a) of GDPR. The legal basis for the capturing of CCTV imagery is for the performance of tasks carried out in the public interest or in the exercise of official authority of the DAFM and for the purposes of the legitimate business interests pursued by DAFM as per Article 6(1)(e) and (f) respectively. Further legal basis for the processing personal data from CCTV imagery is the Safety, Health and Welfare at Work Act 2005.

10. Recipients: Information provided as part of the application for services and from CCTV imagery will be shared, with divisions within the Department of Agriculture, Food and the Marine. Personal data will be made available to other Government Departments/Agencies but only where there is a valid legal basis to do so. Also personal information may be released under the terms of the relevant Data Protection legislation in force and the Freedom of Information Act 2014.

    The fishery harbour centres are also currently obliged by law to provide information concerning harbour users in response to requests received from the Office of the Revenue Commissioners, An Garda Síochana, and other bodies, in accordance with Section 8 of the Data Protection Acts 1988 and 2003. The introduction of the General Data Protection Regulation in May 2018, and any further national Data Protection legislation, may change the requirements and the legislative basis for such requests.

11. Transferred outside the EU: The Personal information described above provided to DAFM is not currently transmitted outside of the EU.

12. Retention Period: The data submitted by the data subject or obtained via CCTV will be retained by DAFM for as long as there is a business need to do so in line with the purposes for which it was collected.

13. Statutory basis for data provision: The data sought is being requested under the requirements of Section 4 of the Fishery Harbour Centres Act, 1968 (No. 18 of 1968) and Article 6(1) (a), (e) and (f) of the General Data Protection Regulations (GDPR) and under the Safety, Health and Welfare at Work Act 2005.

14. Automated Decision Making: Currently personal data provided at the fishery harbour centres will not be processed automatically for any purpose.

15. Technical information on data collected: Technical information on the cookies used on the Department of Agriculture, Food and the Marine's website is available at the following link: https://www.agriculture.gov.ie/legalnotices/privacy/