

DÚN LAOGHAIRE-RATHDOWN COUNTY COUNCIL



Planning Authority

General Data Protection Regulation and the Data Protection Act 2018

PRIVACY STATEMENT for the processing of personal data contained in submissions made during the public consultation processes for the DRAFT LOCAL AREA PLAN FOR OLD CONNAUGHT under Section 20(3)(b)(iii), 20(3)(c)(ia) & 20(3)(c)(ii)(I) of the Planning and Development Act 2000 (as amended)

Who we are and why do we require your information?

Dún Laoghaire-Rathdown County Council ("the Council") seeks to promote the economic, social and cultural development of the County of Dún Laoghaire-Rathdown and in doing so contribute significantly to improving the quality of life of the people of the County. The delivery of high quality services, tailored to meet the needs of all our customers, remains one of the Council's core objectives and is included in our Corporate Plan. In order to provide the most effective and targeted range of services to meet the needs of the citizens, communities and businesses of the County of Dún Laoghaire-Rathdown, we will be required to collect, process and use certain types of information about people and organisations. Depending on the service being used, the information sought may include 'personal data' as defined by the Data Protection Acts and by 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.

Why do we have a privacy statement?

This privacy statement has been created in order to demonstrate our commitment to privacy and to assure you that in all your dealings with the Council we will ensure the security of the data you provide to us. The Council creates, collects and processes a significant amount of personal data in various multiple formats on a daily basis. The 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 the 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 personal data including protection against unauthorised or unlawful processing.

More detail is available in our Data Protection Policy Statement at <https://www.dlrcoco.ie/gdpr-foi/data-protection-and-dlr>.

What is the activity referred to in this Privacy Statement?

The public consultation for a Local Area Plan (LAP) consists of two main stages, (i) non statutory pre-draft consultation and (ii) consultation on the Draft LAP itself. We are currently at the "Draft" stage of the plan process.

Prior to preparing a Draft Plan, the Local Authority takes whatever steps it considers necessary to consult the public including public bodies, non-governmental agencies, residents' associations, community groups, and business interests in the area. For the Old Connaught LAP, A 'Pre-Draft Consultation Process' was held for a period of four weeks from the 8th May to 6th June 2023. Two public information drop in days were held as part of this consultation.

The Draft LAP has now been prepared by the County Council for display taking into account issues raised during the pre-draft consultation phase. When the Draft LAP is published, it must be placed on public display for a minimum of six weeks during which submissions and observations are invited from the public and interested parties.

Following the consultation stage, a report summarising the issues raised, and the Chief Executive's recommendation will then be presented to the Elected Members for their consideration, not later than twelve weeks after publication of the notice in a national newspaper.

All submissions received **that provide consent, will be published on the website of the Council accompanied by their name or the organisation's name** they submitted on behalf of. **Their name will be listed in the Chief Executive's report which will be published on the website of the Council,** as per Section 20(3)(c)(ia) & 20(3)(c)(ii)(l) of the Planning and Development Act 2000, as amended.

Where consent has **not** been provided, the name of individuals **will not be published on the website of the Council,** however the content of their submission **will be published on the website of the Council. Their name will be listed in the Chief Executive's report, which will be published on the**

website of the Council, as per Section 20(3)(c)(ia) & 20(3)(c)(ii)(I) of the Planning and Development Act 2000, as amended.

The Elected Members have six weeks to consider the Chief Executive's report and adopt, amend, or reject the Draft LAP. Any Material Alterations to the Draft LAP must go on public display for a further period of not less than four weeks.

The Draft Old Connaught Local Area Plan, which sets out a framework to guide future development in the plan area together with accompanying appendices and associated environmental reports may be inspected at the following locations:-

- It may be viewed on, or downloaded from, the Council's website at: <https://www.dlrcoco.ie/oldconnaughtlap>
- Planning Counter, County Hall, Dún Laoghaire (10.00am - 4.00pm)
- Council Offices, Dundrum Office Park, Dundrum (9.30 am - 12.30 pm and 1.30pm - 4.30pm)

What is the basis for making the processing of this personal data lawful?

Processing is necessary for compliance with a legal obligation to which Dún Laoghaire-Rathdown County Council is subject in accordance with Article 6 (1)(c) of the GDPR.

Specifically, the lawful basis for this process is based on Section 20(3)(b)(iii), 20(3)(c)(ia) & 20(3)(c)(ii)(I) of the Planning and Development Act 2000 (as amended).

What types of personal data is required in this process?

No personal details have to be provided to make a submission or observation on the Draft Old Connaught Local Area Plan.

You **do not have to provide contact details or a name to participate in this process** but providing a name and email and/or address, will allow the Planning Authority to communicate with you for the following purposes.

- To be able to list your name as a person who made a submission or observation in the Chief Executives report prepared as per Section 20(3)(c)(i) of the Planning and Development Act 2000, as amended and included as per Section 20(3)(c)(ii)(I) of the Planning and Development Act 2000, as amended
- To confirm the identity of the person entering a submission or observation;
- To acknowledge receipt of a submission or observation;
- That the person who made a submission may be contacted, if necessary, to follow up on information contained in their submission or observation;

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

None

Am I the only source of this 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.

This DOES NOT APPLY to this activity.

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 DOES NOT APPLY to this activity.

How long is my data kept for?

The Local Authority sector operates under 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. The National Record Retention Policy for Local Authority Records is available online at:

<https://www.lgma.ie/en/publications/corporate/national-retention-policy-for-local-authority-records.pdf>

Do you need to update your records?

Dún Laoghaire-Rathdown 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 Dún Laoghaire-Rathdown County Council, County Hall, Marine Road, Dún Laoghaire, Co. Dublin, A96 K6C9 / emailing info@dlrcoco.ie / or phone (00353-1) 205 4700.

Your 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 the 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 may take the following steps:

Subject data requests can be made via the following [link](#)

Further Information

Further information and advice on the operation of this privacy statement is available from the Data Protection Officer, Dún Laoghaire-Rathdown County Council. Contact details for the County Council's Data Protection Officer are as follows:

Data Protection Officer, Dún Laoghaire-Rathdown County Council, Marine Road,
Dún Laoghaire, County Dublin
Tel.: 01 2054700
E-mail: dataprotectionofficer@dlrcoco.ie

Right of Complaint to the Office of the Data Protection Commissioner

If you are not satisfied with the outcome of the response you received from the 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