

Clare County Council Privacy Notice

Cashless Parking Payment System

The purpose of this privacy notice is to describe, in clear terms, the personal data that the cashless parking payments service processes about individuals, why it is needed, the legal basis, how it is used and how individuals may interact with the Council in relation their personal data and the service. It also outlines the rights of individuals under data protection legislation.

Clare County Council also has a privacy statement which is a general document about how we approach data protection as an organisation and is available on the Council's website [Privacy statement | Clare County Council \(clarecoco.ie\)](#) or on request.

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1.0 Purpose of the processing

Personal data is processed as part of the cashless payments for parking service in order to enable the convenience of cashless payments for public parking whether on streets or in Council car parks. The Council is obliged to protect such personal data in accordance with the Data Protection Act 2018 and the provisions contained in the General Data Protection Regulation (GDPR). The purpose of the processing of personal data under this project is to:

- Enable the public to avail, if they wish to do so, of cashless parking payments via the Paek Magic app. Park Magic is the company contracted to deliver the cashless parking payments service on behalf of Clare County Council.

2.0 Legal basis for the processing of personal data for the cashless parking service

The legal basis to process personal data in the case of the cashless service is the following:

- Article 6(1) e of the 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 Clare County Council. The official authority in this case derives from Section 65(1) and 65(2)(b) of the Local government Act 2001 and Section 159(1)

of the same Act; and Section 101 of the Road Traffic Act 1961 and Section 36 of the Road Traffic Act 1994.

- Article 6(1)(a) the data subject has given consent to the processing of their personal data for one or more specific purposes. The cashless payments service is a voluntary service that data subjects can choose to use (or not).

3.0 The categories of personal data concerned

Personal data processed is:

- Name, credit or debit card details, vehicle registration number, email address and mobile phone number.

4.0 Processing and recipients of the data

Access to the data is limited to the company engaged by Clare County Council to provide the service (Park Magic Mobile Solutions Ltd) and limited personnel within the Transportation Department of the Council will have access to some of the data (registration number and whether a payment has occurred) for the purposes of managing and administering traffic and parking.

Third party access to personal data is not allowed, except in the very limited circumstances permitted by law. Access requests shall be processed in accordance with the Data Protection Act 2018, the GDPR and the Council's data protection policies and procedures.

There are no plans to transfer personal data to a third country or international organisation.

5.0 The retention period for the data

Clare County Council subscribes to the national policy for retention and destruction of Local Authority records.

Personal data linked to a parking payment is removed 18 months after a Park Magic customer has last used the system. After 15 months of inactivity accounts will go dormant and users will receive an email from Park Magic providing them with an option to keep their account open. If they do not opt to keep their account open within 3 months of receiving this email, their account will automatically be closed.

6.0 Data subjects have a range of data rights

- Right of access by the data subject
- Right to rectification
- Right to erasure ('right to be forgotten')
- Right to restriction of processing
- Right to data portability
- Right to object and automated individual decision-making

The Council's data access request policy and procedures are available on www.clarecoco.ie or please contact dpa@clarecoco.ie.

7.0 The right to lodge a complaint with the supervisory authority

If you are not satisfied with a decision on your request for access to data or have concerns about personal data processing, you have the right to make a complaint to the Data Protection Commission, Canal House, Station Road, Portarlinton, Co. Laois, Ireland. Before doing so it is recommended that you contact Clare County Council (DPA@clarecoco.ie) to establish the circumstances. We may be in a position to resolve the problem in a timely manner.

The Data Protection Commission website www.dataprotection.ie has further details and the forms that are required to be completed if you wish to raise a concern or make a complaint.

8.0 Contact details for the data controller and data protection officer

The identity and the contact details of the controller:

Clare County Council,
New Road,
Ennis,
Co. Clare
Telephone: (065) 6821616
Email: trafficteam@clarecoco.ie,
Website: www.clarecoco.ie

The contact details of the data protection officer:

Data Protection Office
Telephone: (065) 6846405
Email: DPA@clarecoco.ie