



Stoke Lodge and The Common Parish Council

CCTV Policy

Introduction

This Policy is to control the management, operation, use and confidentiality of the CCTV system at The Pavilion and Patchway Common, The Avenue, Stoke Lodge and The Common, Bristol BS34 6BD

It was prepared after taking due account of the Code of Practice published by the Data Protection Commissioner (revised 2008). This policy will be subject to periodic review by the Parish Council to ensure that it continues to reflect the public interest and that it and the system meets all legislative requirements.

Stoke Lodge and The Common Parish Council accepts the data protection principles based on the General Data Protection Regulation (GDPR) which became law on 25th May 2018 and will, like the Data Protection Act 1998 before them, seek to strike a balance between the rights of individuals and the sometimes, competing interests of those such as the Parish Council with legitimate reasons for using personal information as follows:

The policy is based on the premise that Personal Data must be:

- Processed fairly, lawfully and in a transparent manner in relation to the data subject.
- Collected for specified, explicit and legitimate purposes and not further processed in a manner that is incompatible with those purposes.
- Adequate, relevant and limited to what is necessary in relation to the purposes for which they are processed.
- Accurate and, where necessary, kept up to date.
- Kept in a form that permits identification of data subjects for no longer than is necessary for the purposes for which the personal data are processed.
- Processed in a manner that ensures appropriate security of the personal data including protection against unauthorised or unlawful processing and against accidental loss, destruction or damage, using appropriate technical or organisational measures.

Contents:

1. Purpose
2. Scope
3. Location of Cameras
4. Storage and Retention of CCTV images
5. Access to CCTV images
6. Access Requests
7. Access and Disclosure to Third Parties
8. Responsibility
9. Data Protection and Privacy
10. Policy Review

1. Purpose

The Purpose of this policy is to regulate the management, operation and use of the CCTV system (Closed Circuit Television) within the Parish of Stoke Lodge and The Common. A CCTV system is installed externally at The Pavilion, The Avenue, Stoke Lodge and The Common, BS32 8GB and covers both the exterior of the building and the area known as Patchway Common. It is for the purpose of enhancing security of the area and its associated equipment. The CCTV is in continual operation and is intended for the purposes of:

- To reduce crime and anti-social behaviour
- Promoting the health and safety of parishioner's and visitors
- Preventing bullying and/or intimidation by individuals and/or groups
- Protecting Parish Council buildings and assets
- Assisting in identifying, apprehending and prosecuting offenders
- The CCTV system is owned and operated by the Parish Council
- The introduction of, or changes to, CCTV monitoring will be subject consultation with members of the Parish Council

2. Scope

This policy relates directly to the location and use of CCTV and the monitoring, recording and subsequent use of such recorded material. The Parish Council complies with the Information Commissioner's Office (ICO) CCTV Code of Practice to ensure it is used responsibly and safeguards both trust and confidence in its use.

CCTV warning signs will be prominently placed in areas where CCTV is used, with contact details of Stoke Lodge and The Common Parish council.

The placement of the Camera's has endeavoured to ensure that the system will give maximum effectiveness and efficiency, but it is not guaranteed that the system will cover or detect every single incident taking place in the areas of coverage. Video monitoring of public areas for security purposes within the Parish Council is limited to uses that do not violate the individual's reasonable expectation to privacy.

All CCTV systems and associated equipment will be required to be compliant with this policy following its adoption by the Parish Council. Recognisable images captured by CCTV systems are 'personal data'. They are therefore subject to the provisions of the General Data Protection Regulation and Data Protection Act 2018

3. Location of Cameras

The cameras are sited so that they only capture images relevant to the purposes for which they have been installed and care will be taken to ensure that reasonable privacy expectations are not violated. The Parish Council will ensure that the location of future equipment is carefully considered to ensure that the images captured comply with the legislation.

CCTV Video Monitoring and Recording of Public Areas may include the following:

- **Protection of buildings and property: Vandalism, theft**
- **Criminal Investigations (carried out by the police):** Robbery, burglary and theft surveillance
- **Video Patrol of Public Areas:** Car Park, Rear Yard, Play Area, Skate Park, Field and Foot/Cycle Paths.

4. Storage and retention of CCTV images

Recorded data will not be retained for longer than 30 days except where the image identifies an issue and is retained specifically in the context of an investigation/prosecution of that issue.

The Data Protection Act and GDPR does not prescribe any specific minimum or maximum retention periods that apply to all systems or footage. Therefore, retention will reflect the Parish Council's purposes for recording information, and how long it is needed to achieve this purpose.

The Parish Council will store data securely at all times.

5. Access to CCTV images

Access to recorded images will be restricted to authorised personnel only. In line with Data Protection the CCTV is located in a secured cabinet with no access to non-authorised persons. To protect all parties two authorised people are required to view any CCTV recordings or carry out searches at all times. Supervising the access and maintenance of the CCTV System is the responsibility of the Parish Council.

6. Access Requests

6.1 Individuals have the right to request CCTV footage relating to themselves under the Data Protection Act and the GDPR.

6.2 All requests should be made to the Parish Clerk/RFO by email to clerk@stokelodgeandthecommon-pc.gov.uk.

Individuals submitting requests for access will be asked to provide sufficient information to enable footage relating to them to be identified. For example: time, date and location.

6.3 The Parish Council does not have a facility to provide copies of CCTV footage but instead the applicant may view the CCTV footage if it is deemed necessary and it meets certain criteria.

6.4 The Parish Council will endeavour to respond to requests within one calendar month of receiving the request.

6.5 The Parish Council reserves the right to refuse access to CCTV footage where this would prejudice the legal rights of other individuals or jeopardise an on-going investigation.

7. Access and disclosure of images to third parties

7.1 There will be no disclosure of recorded data to third parties other than authorised personnel such as the Police. (e.g. investigators).

7.2 If an order is granted by a Court for disclosure of CCTV images, then this should be complied with. However, very careful consideration must be given to exactly what the Court order requires. If there are any concerns as to disclosure, then the Parish Council should seek expert advice from a Data Protection Officer in the first instance and appropriate legal advice may be required.

8. Responsibilities

The Parish Council retains overall responsibility and will:

- Ensure that the use of CCTV systems is implemented in accordance with this policy.
- Oversee and co-ordinate the use of CCTV monitoring for safety and security purposes within the Parish.
- Ensure that all existing CCTV monitoring systems will be evaluated for compliance with this policy.
- Ensure that the CCTV monitoring is consistent with the highest standards and protections.
- Review camera locations and be responsible for the release of any information or recorded CCTV materials stored in compliance with this policy.
- Maintain a record of access (e.g. an access log) to or the release of any material recorded or stored in the system.
- Ensure that the perimeter of view from cameras conforms to this policy.
- Ensure that all areas being monitored are not in breach of an enhanced expectation of the privacy of individuals within the Parish Council and be mindful that no such infringement is likely to take place.
- Ensure that cameras are non-intrusive in terms of their positions and views of neighbouring residential housing and comply with the principle of "Reasonable Expectation of Privacy"
- Ensure that when a zoom facility on a camera is being used, there is a second person present with the operator of the camera to guarantee that there is no unwarranted invasion of privacy.
- Ensure that camera control is solely to monitor suspicious behaviour, criminal damage etc. and for no other purpose.
- Ensure that camera control is not infringing an individual's reasonable expectation of privacy in public areas.

9. Data protection impact assessments and privacy.

CCTV has the potential to be privacy intrusive. The Parish Council will perform a privacy impact assessment when installing or moving CCTV cameras to consider the privacy issues involved with using new surveillance systems to ensure that the use is necessary. An annual servicing of the system to ensure everything is fully functioning should be carried out by qualified personnel only.

10. Policy Review

The Clerk and Responsible Officer is responsible for monitoring and reviewing this policy. In addition, changes to legislation, national guidance, codes of practice or commissioner advice may trigger interim reviews.

CCTV SIGNAGE

It is a requirement of the Data Protection Act to notify people entering a CCTV protected area that the area is monitored by CCTV and that pictures are recorded. The Parish Council is to ensure that this requirement is fulfilled. The CCTV sign should include the following:

- That the area is covered by CCTV surveillance and pictures are recorded.
- The purposes of using CCTV.
- The name of the Parish Council.
- The contact telephone number or email address for enquiries.

Date Adopted: 13th June 2024

Next Review: June 2025