

Privacy Notice



Body Worn Video Devices – ASB Team

The categories of the information that we collect, process, hold and share include:

Footage (including both audio and video) of members of the public in an area where there is or likely to be incidents of anti-social behaviour or crime.

Why we collect and use this information

Cornwall Council has a dedicated Anti-Social Behaviour Team who works collectively with the police and other partners when tackling anti-social behaviour. The team has access to body worn video devices which can be used as a deterrent and to evidence incidents of anti-social behaviour. These are used during joint operations with the Police in hotpot areas where there are a high number of reported incidents or there is a perceived increase of anti-social behaviour. They are also used at events which attract a high volume of people where there may be incidents of anti-social behaviour or crime.

The main purpose for using the cameras are as follows:

- To help reduce the fear of crime and provide reassurance to the public
- To help secure a safer environment for those who live, work or trade in the area and those who visit the area

The detection, deterrence and prevention of crime including:

- Providing assistance in the prevention of crime;
- Deterring and detecting crime;
- Helping to identify, apprehend and prosecute offenders;
- Providing the Police with evidence to take criminal action in the Courts;

The maintenance of public order:

- Assisting in improving the Town environments
- Assisting in the implementation of the Crime and Disorder Strategies made under the Crime and Disorder Act 1998.

The lawful basis on which we use this information

Our lawful reason to collect and use this information is that it is necessary for the prevention and detection of crime as stated in the Crime and Disorder Act 1998.

Article 6(1)(c) - processing is necessary for compliance with a legal obligation to which the controller is subject.

Article 9(2)(f) - processing is necessary for the establishment, exercise or defence of legal claims or whenever courts are acting in their judicial capacity.

Storing this information

The footage will be downloaded and stored onto an encrypted computer.

In the event of there being no incidents the entire video files from the body worn video devices will be retained for 28 days, in case any subsequent enquiries are commenced. Should there be no further enquiries, the footage will be deleted.

If an incident(s) has occurred, the entire video files from the body worn video device should be retained for the life of the enquiry.

Who we share this information with and why

Recorded material resulting from the operation of the body worn video device system will normally only be made available to the Police for criminal prosecution purposes. Recorded material will also be made available to Cornwall Council for criminal prosecutions in respect of the enforcement of Public Space Protection Orders, Byelaws, anti-social behaviour and any other criminal offences.

On occasion specific requests may be received from other organisations with prosecution powers such as H M Customs and Excise, Harbour Commissioners, the Health and Safety Executive and Trading Standards. In the event that the evidence is required in connection with a prosecution that will assist in the achievement of the key objectives of the system, the evidence will be supplied if agreed by the owners and after consultation with the Police.

Images and audio will not be released to the media for entertainment purposes or placed on the internet for public viewing.

Requesting access to your personal data and your rights

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

- be informed of how we will process it
- request a copy of what we hold about you and in commonly used electronic format if you wish (if you provided this to us electronically for automated processing, we will return it in the same way)
- have it amended if it's incorrect or incomplete
- have it deleted (where we do not have a legal requirement to retain it)
- withdraw your consent if you no longer wish us to process it
- restrict how we process it
- object to us using it for marketing or research purposes
- object to us using it in relation to a legal task or in the exercise of an official authority
- request that a person reviews an automated decision where it has had an adverse effect on you

You are legally entitled to request access to any information about you that we hold, and a copy using the subject access request. Use the links below to find out more:

[Data Protection web page](#)

[Request to access, correct or delete information we hold about you](#)

Contact details of the Data Protection Officer

If you would like to discuss anything in this privacy notice, please contact:

Data Protection Officer

Address: Data Protection Team,
Cornwall Council,
County Hall, Truro, TR1 3AY

Telephone: 01872 326424

Email: dataprotection@cornwall.gov.uk

Further information

If you have concerns about the use of your personal data, the Information Commissioners Office is an independent body set up to uphold information rights in the UK. They can be contacted through their website: www.ico.org.uk or their helpline on 0303 123 1113, or in writing to:

Information Commissioner's Office
Wycliffe House
Water Lane
Wilmslow
Cheshire
SK9 5AF

For more information about your rights:

<https://ico.org.uk/for-organisations/guide-to-the-general-data-protection-regulation-gdpr/individual-rights/>

To complain to the Information Commissioner's Office:

<https://ico.org.uk/concerns/>

If you would like to know more about Resilient Cornwall, including Cornwall Fire & Rescue Service, the information we hold about you and how we handle that information and keep it safe:

www.cornwall.gov.uk/fire

To find out more about the data collection requirements placed on us by the Home Office (for example; regarding incidents and prevention work) go to

<https://www.gov.uk/government/collections/fire-statistics>