



# Carlow County Council

## Transboundary Environmental Public Consultation on the Proposed Wylfa Newydd nuclear Power Plant, Wales

### Privacy Statement

#### **Who we are and why do we require your information?**

Carlow County Council as the Planning Authority is responsible for the Planning Policy and Control of Development within the county boundaries of Carlow County Council. Planning Policy Objectives aim to protect natural environment through prudent use of natural resources and the avoidance of pollution.

Under the terms of the 1991 United Nations Convention on environmental impact in a transboundary context (the Espoo Convention), and the EU Directive 2011/92/EU, Member States are required to engage in transboundary public consultation in respect of projects likely to have significant effects on the environment of neighbouring States as part of the environmental impact assessment of a proposed development.

This privacy statement explains how the Carlow County Council, as the Data Controller, will process the personal data provided by you, as citizen of Carlow County Council, in respect of submissions made to planning authorities during the public consultation on the potential transboundary effects of the proposed Wylfa Newydd Nuclear Power Plant, in Anglesey, North Wales, UK; how that information will be used, and what rights you may exercise in relation to your personal data.

#### **Why do we have a privacy statement?**

Carlow County Council has created this privacy statement in order to demonstrate our firm commitment to privacy and to assure you that in all your dealings with Carlow County Council that we will ensure the security of the data you provide to us.

Carlow County Council creates, collects and processes a significant amount of personal data in

various multiple formats on a daily basis. Carlow County 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 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 the personal data including protection against unauthorised or unlawful processing

### **Data Protection Policy**

Carlow County Council has a detailed data protection Policy which goes in to more detail as how we as a public body are committed to ensuring the security of any personal data you provide to us.

A copy of Data Protection Policy can be accessed via the following link:

[Carlow County Council Data Protection Policy](#)

### **What personal data do we need for this Public Consultation Process?**

All submissions or observations must include the name and address of the person, authority or body making the submission or observations and the name of the person, if any, acting on behalf of that person, authority or body.

**With the exception of a name and address, personal, confidential or commercially sensitive information should not be included in your submission or observations.**

Submissions may be released under the Freedom of Information Act 2014. The Department may include your name, or the name of the organisation in any submission released under the FOI Act. If any submissions are released under the FOI Act, additional personal data, such as contact details, will be redacted. The Department will not process your personal data for any purpose other than that for which it was collected.

### **Processing of Special categories of personal data.**

Under Article 9(1) of the GDPR regulations, the processing of personal data revealing **racial or ethnic origin, political opinions, religious or philosophical beliefs, or trade union membership, and the processing of genetic data, biometric data for the purpose of uniquely identifying a natural person, data concerning health or data concerning a natural person's sex life or sexual orientation** is prohibited, except in very specific circumstances. Therefore, Carlow County Council requests those making submissions **not to include data of this nature in their submission.**

### **Lawfulness of processing**

- The legal basis for processing the personal data under Article 6(1)(c) and 6(1)(e) of the GDPR Regulation and **article 132(3)(vi), 132(4) and 132(5)** of the Planning and Development Regulations 2001, as amended.

- Article 132(3)(vi) of the 2001 Regulations provides that submissions or observations on the proposed development may be made in writing to the authority within a specified period – this is the basis for planning authorities receiving the submissions and observations from the public.
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- Article 132(4) of the 2001 Regulations requires the local authorities to consult with the Minister, following the receipt of any submission or observations - this involves sending on a copy of the submissions/observations received, including any submission the authority wishes to make and a summary of those submissions/observations, as requested by the UK Planning Inspectorate
- Article 132(5) of the 2001 Regulations requires each planning authority, following consultation with the Minister, to consult with the UK – sending on a copy of the submissions/observations received, including any submission the authority wishes to make and a summary of those submissions/observations, as requested by the UK Planning Inspectorate.

### **Why are we processing your data?**

After the period for making a submission or observations closes, Carlow County Council is statutorily obliged to consult with the Minister for Housing, Planning and Local Government. There is no obligation on a member of the public to make a submission or observation to the Planning Authority as part of this transboundary environmental public consultation.

As part of this consultation with the Minister, copies of the submissions or observations received and a summary of same will be sent to the Department for Housing, Planning and Local Government. Once this process is complete, each planning authority will forward to the UK's Planning Inspectorate all submissions or observations it receives through this public consultation and a summary of same. Submissions or observations received or a summary of same will be published on the website of the UK's PINS, and may be published on the website of the planning authority concerned. Carlow County Council will not publish any submissions or observations or a summary of same.

### **Security of personal data**

Carlow County Council implements appropriate technical and organisational measures to protect your information from unauthorised access.

### **Recipients of the data**

Personal data may be exchanged with other Government Departments, local authorities, agencies under the aegis of the Department, or other public bodies, in certain circumstances where this is provided for by law.

### **Cross-border Data Transfers**

Carlow County Council will be sharing your data with the Planning Inspectorate in the United Kingdom for the purposes of the transboundary consultation on the likely significant effects on the environment of Ireland by the proposed development of the Wylfa Newydd Nuclear Power Plant, located at Anglesey, North Wales, UK. The UK Planning Inspectorate will publish your submission or a summary of same on its website.

### **How long will we keep your data?**

The Department will only retain your personal data for as long as it is necessary for the purposes for which it was collected and processed. When your personal data is no longer required for this purpose, we destroy or delete it in a secure manner.

## **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 Carlow County 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. For further details on exercising your rights see:

[Making a Data Access Request](#)

## **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 Carlow County 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](http://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.