



**An Roinn Tithíochta,
Rialtais Áitiúil agus Oidhreacht**
Department of Housing,
Local Government and Heritage

[Pre-Application Process in Foreshore Unit]

(Privacy Statement)

The Department of Housing, Local Government and Heritage is the Government Department responsible for housing and water, for physical and spatial planning, for local government, for weather forecasting and for built and natural heritage.

The Department is committed to protecting and respecting your privacy. This privacy statement explains how the Department, as the Data Controller, will process the personal data provided to it in respect of the Pre-Application Process, how that information will be used, and what rights you may exercise in relation to your personal data.

Purposes of the processing

The Department will use the information provided in order to administer the Pre-Application Process and, where relevant, to inform decision-making in respect of Foreshore Licence and Foreshore Lease applications. The Pre-Application goes through an internal review process.

Profiling

The Department will not use any personal data collected from you in respect of the processing of the Pre-Application element of the Foreshore licence and Foreshore leases for automated decision-making or profiling purposes.

Lawfulness of processing

This processing of your personal data is lawful under Article 6 (1) (e) of the GDPR, under S.I. No. 477/2011 (as amended) - European Communities (Birds and Natural Habitats) Regulations 2011 and of The Foreshore Act 1933.

Security of your personal data

The Department implements appropriate technical and organisational measures to protect your information from unauthorised access. However, despite these efforts, no security measures are perfect or impenetrable, and no method of data transmission can be guaranteed against any interception or other type of misuse. In the event that your personal data is compromised, as a result of a breach of security, the Department's Breach Management policy and procedures will be implemented.

Recipients of the data

The application submitted may go through an internal review process and personal data may be shared internally for audit or other compliance purposes.

Personal data may be shared 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.

The data presented in the Pre-Application form will not be published online.

Cross-border Data Transfers

The Department will not transfer personal data collected in respect of the Pre-Application Process of the Foreshore licences and Foreshore leases to any country or international organisation outside the EU/EEA.

How long will your data be kept?

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. In line with legislative and business requirements, the data retention period for your personal data will be retained within the Department for 99 years.

Your rights

The Department's [Data Protection Policy](#), which sets out how we will use your personal data, as well as providing information regarding your rights as a data subject (including details regarding right of access, right to rectification, right to erasure, right to restriction of

processing, right to object), is available on our website. The policy is also available in hard copy upon request. If you consider that your rights have been infringed, you have the right to complain to the Irish Data Protection Commission (www.dataprotection.ie), and you have the right to seek a judicial remedy.

Contacting Us

The Department is the Data Controller when processing your personal data for the purposes outlined above. The Department's contact details are available at:

<https://www.gov.ie/en/organisation-information/839bc-contact-the-department-ofhousing-local-government-and-heritage/>

The Department has appointed a Data Protection Officer to support its compliance with data protection law. The contact details for the Department's Data Protection Officer are:

Data Protection Officer

Department of Housing, Local Government and Heritage,
Newtown Road,
Wexford.

Email: data.protection@housing.gov.ie

Date: 18th May, 2023