

Scoil Naomh Iosaf, CCTV Policy

Introduction

Closed Circuit Television Systems (CCTVS) are installed in Scoil Naomh Iosaf.

Purpose of Policy

The purpose of this policy is to regulate the use of Closed Circuit Television and its associated technology in the monitoring of both the internal and external environs of the premises under the remit of the BoM of Scoil Naomh Iosaf.

CCTV systems are installed (both internally and externally) in the premises for the purpose of enhancing security of the building and its associated equipment as well as creating mindfulness among the occupants, that a surveillance security system is in operation within and in the external environs of the premises. CCTV surveillance at the School is intended for the purposes of:

1. protecting the school buildings and school assets, both during and after school hours;
2. promoting the health and safety of staff, pupils and visitors;
3. preventing bullying;
4. reducing the incidence of crime and anti-social behaviour (including theft and vandalism);
5. supporting the Gardaí in a bid to deter and detect crime;
6. assisting in identifying, apprehending and prosecuting offenders;
7. ensuring that the school rules are respected so that the school can be properly managed.

Parameters

This policy relates directly to the location and use of CCTV and the monitoring, recording and subsequent use of such recorded material.

General Principles

The BoM of Scoil Naomh Iosaf has a statutory responsibility for the protection of its property and equipment as well as providing a sense of security to its employees, pupils and invitees to its premises. The BoM of Scoil Naomh Iosaf owes a duty of care under the provisions of Safety, Health and Welfare at Work Act 2005 and utilises CCTV as an added mode of security and surveillance for the purpose of enhancing the quality of life of the school community by integrating the best practices governing the public and private surveillance of its premises.

The use of the CCTV system will be conducted in a professional, ethical and legal manner and any diversion of the use of CCTV security technologies for other purposes is prohibited by this policy e.g. CCTV will not be used for monitoring employee performance.

Information obtained through the CCTV system may only be released when authorised by the Principal, following consultation with the Chairperson of the BoM. Any requests for CCTV recordings/images from An Garda Síochána will be fully recorded and legal

advice from the data protection commissioner will be sought if any such request is made. (See "Access" below)

CCTV monitoring of public areas for security purposes will be conducted in a manner consistent with all existing policies adopted by the school.

This policy prohibits monitoring based on the characteristics and classifications contained in equality and other related legislation e.g. race, gender, sexual orientation, national origin, disability, etc.

Video monitoring of public areas for security purposes within school premises is limited to uses that do not violate the individual's reasonable expectation to privacy.

Information obtained in violation of this policy may not be used in a disciplinary proceeding against an employee of the school or a pupil.

Justification for Use of CCTV

Data Protection legislation requires that data is "adequate, relevant and not excessive" for the purpose for which it is collected. This means that the BoM of Scoil Naomh Iosaf needs to be able to justify the obtaining and use of personal data by means of a CCTV system. The use of CCTV to control the perimeter of the school buildings for security purposes has been deemed to be justified by the BoM. The system is intended to capture images of intruders or of individuals damaging property or removing goods without authorisation.

CCTV systems will not be used to monitor normal teacher/pupil classroom activity in school

In other areas of the school where CCTV has been installed, e.g. corridors, stairwells, there is a reasonable risk to security and/or health and safety and that the installation of CCTV is proportionate in addressing such issues.

Location of Cameras

The location of cameras is a key consideration. The BoM of Scoil Naomh Iosaf has endeavoured to select locations for the installation of CCTV cameras which are least intrusive to protect the privacy of individuals. Cameras placed so as to record external areas are positioned in such a way as to prevent or minimise recording of passers-by or of another person's private property

CCTV Video Monitoring and Recording of Public Areas in Scoil Naomh Iosaf may include the following:

Protection of school buildings and property: The building's perimeter, entrances and exits, lobbies and corridors, special storage areas, receiving areas for goods/services.

Verification of Security Alarms: Intrusion alarms, exit door controls, external alarms.

Video Patrol of Public Areas: Parking areas, Main entrance/exit gates.

Criminal Investigations (carried out by An Garda Síochána): Robbery, burglary and theft surveillance.

Covert Surveillance

Scoil Naomh Iosaf will not engage in covert surveillance

Where An Garda Síochána requests to carry out covert surveillance on school premises, such covert surveillance may require the consent of a judge. Accordingly, any such request made by An Garda Síochána will be requested in writing and the school will seek Data Protection Commissioner/legal advice.

Notification: Signage

The Principal will provide a copy of this CCTV Policy on request to staff, pupils, parents and visitors to the school. This policy describes the purpose and location of CCTV monitoring. The location of CCTV cameras will also be indicated to the BoM.

Adequate signage will also be prominently displayed at the entrance to Scoil Naomh Iosaf property to indicate that CCTV is in operation. Signage at reception shall include the name and contact details of the data controller as well as the specific purpose(s) for which the CCTV is in place.



WARNING

CCTV cameras in operation

Images are being monitored and recorded for the purpose of crime-prevention, the prevention of anti-social behaviour, the prevention of bullying, for the safety of our staff and pupils and for the protection of Scoil Naomh Iosaf and its property. This system will be in operation 24 hours a day, every day. These images may be passed to An Garda Síochána.

This system is controlled by the BoM of Scoil Naomh Iosaf and operated by Stalwart Security

For more information contact 021 4866233

Appropriate locations for signage will include:

- at entrances to premises i.e. external doors, school gates
- reception area

Storage and Retention

Data Protection legislation states that data “shall not be kept for longer than is necessary for” the purposes for which it was obtained. For a normal CCTV security system, retention is approx. 28 days, except where the images identify an issue – such as a break-in or theft and those particular images/recordings are retained specifically in the context of an investigation/prosecution of that issue.

The images/recordings will be stored in a secure environment. Access will be restricted to Principal, Deputy Principal and other members of staff as designated by the Principal from time to time.. Supervising the access and maintenance of the CCTV System is the responsibility of the BoM. In certain circumstances, the recordings may also be viewed by other individuals in order to achieve the objectives set out above (such individuals may include the Gardaí, other members of the teaching staff, representatives of the Department of Education and Skills, representatives of the HSE and/or the parent of a recorded pupil). When CCTV recordings are being viewed, access will be limited to authorised individuals on a need-to-know basis.

Access

Access to the CCTV system and stored images will be restricted to authorised personnel only i.e. the Principal, Deputy Principal and other members of staff as designated by the Principal from time to time.

In relevant circumstances, CCTV footage may be accessed:

1. By An Garda Síochána where Scoil Naomh Iosaf (or its agents) are required by law to make a report regarding the commission of a suspected crime; or
2. Following a request by An Garda Síochána when a crime or suspected crime has taken place and/or when it is suspected that illegal/anti-social behaviour is taking place on Scoil Naomh Iosaf property, or
3. By the HSE and/or by any other statutory body charged with child safeguarding; or
4. To assist the Principal in establishing facts in cases of unacceptable pupil behaviour, in which case the parents/guardians will be informed; or
5. To data subjects (or their legal representatives), pursuant to an access request where the time, date and location of the recordings is furnished to Scoil Naomh Iosaf, or
6. To individuals (or their legal representatives) subject to a court order
7. To the school insurance company where the insurance company requires same in order to pursue a claim for damage done to the insured property

Requests by An Garda Síochána

Information obtained through video monitoring will only be released when authorised by the Principal following consultation with the Chairperson of the BoM. If An Garda Síochána request CCTV images for a specific investigation, An Garda Síochána may require a warrant and accordingly any such request made by An Garda Síochána should be made in writing and the school should immediately seek legal advice.

Access requests

On written request, any person whose image has been recorded has a right to be given a copy of the information recorded which relates to them, provided always that such an image/recording exists i.e. has not been deleted and provided also that an exemption/prohibition does not apply to the release. Where the image/recording identifies another individual, those images may only be released where they can be redacted/anonymised so that the other person is not identified or identifiable. To exercise their right of access, a data subject must make an application in writing to the school Principal/BoM. The school must respond within 1 month. An extension may be required e.g. over holiday periods.

A person should provide all the necessary information to assist Scoil Naomh Iosaf in locating the CCTV recorded data, such as the date, time and location of the recording. If the image is of such poor quality as not to clearly identify an individual, that image may not be considered to be personal data and may not be handed over by the school.

In giving a person a copy of their data, the school may provide a still/series of still pictures, a tape or a disk with relevant images. However, other images of other individuals will be obscured before the data is released.

Responsibilities

The BoM will:

1. Ensure that the use of CCTV systems is implemented in accordance with the policy set down by the BoM of Scoil Naomh Iosaf.
2. Oversee and co-ordinate the use of CCTV monitoring for safety and security purposes within Scoil Naomh Iosaf.
3. Ensure that all existing CCTV monitoring systems will be evaluated for compliance with this policy.
4. Ensure that the CCTV monitoring at Scoil Naomh Iosaf is consistent with the highest standards and protections.
5. Review camera locations and be responsible for the release of any information or recorded CCTV materials stored in compliance with this policy.
6. Release of tapes or any material recorded or stored in the system.
7. Ensure that monitoring recorded tapes are not duplicated for release.
8. Ensure that the perimeter of view from fixed location cameras conforms to this policy both internally and externally.

9. Approve the location of temporary cameras to be used during special events that have particular security requirements and ensure their withdrawal following such events. NOTE: [Temporary cameras do not include mobile video equipment or hidden surveillance cameras used for authorised criminal investigations by An Garda Síochána].
10. Give consideration to both pupils' and staff feedback and/or complaints regarding possible invasion of privacy or confidentiality due to the location of a particular CCTV camera or associated equipment.
11. Ensure that all areas being monitored are not in breach of an enhanced expectation of the privacy of individuals within the school and be mindful that no such infringement is likely to take place.
12. Co-operate with the Health and Safety Officer of Scoil Naomh Iosaf in reporting on the CCTV system in operation in the school.
13. Ensure that external 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".
14. Ensure that monitoring digital recordings are stored in a secure place with access by authorised personnel only.
15. Ensure that images recorded on digital recordings are stored for a period not longer than 28 days and are then erased unless required as part of a criminal investigation or court proceedings (criminal or civil) or other bona fide use as approved by the BoM.
16. 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.
17. Ensure that camera control is solely to monitor suspicious behaviour, criminal damage etc. and not to monitor individual characteristics.
18. Ensure that camera control is not infringing an individual's reasonable expectation of privacy in public areas.
19. Ensure that where An Garda Síochána request to set up mobile video equipment for criminal investigations, Data Protection Commissioner/legal advice has been obtained and such activities have the approval of the Chairperson of the Board.

Security Companies

The school CCTV system is controlled by a security company contracted by the school BoM. The following applies:

The school has a written contract with the security company in place known as a Third Party Service Agreement which details the areas to be monitored, how long data is to be stored, what the security company may do with the data, what security standards should be in place and what verification procedures apply. The written contract also states that the security company will give the school all reasonable assistance to deal with any subject access request made under Data Protection legislation which may be received by the school within the statutory time-frame i.e. 1 month

Security companies that place and operate cameras on behalf of clients are considered to be 'Data Processors'. As data processors, they operate under the instruction of data controllers (their clients i.e. School BoM). Data Protection legislation places a number of obligations on data processors. These include having appropriate security measures in place to prevent unauthorised access to, or unauthorised alteration, disclosure or destruction of, the data, in particular where the processing involves the transmission of data over a network and against all unlawful forms of processing. This obligation can be met by having appropriate access controls to image storage or having robust encryption where remote access to live recording is permitted. Staff of the security company have been made aware of their obligations relating to the security of data.

Ratification and Communication

Ratified at the BoM meeting in October 2018 and signed by the Chairperson.

Monitoring the Implementation of the Policy

The implementation of the policy shall be monitored by the Principal, staff and the Board of Management.

Reviewing and Evaluating the Policy

On-going review and evaluation of this policy will take cognisance of changing information or guidelines (e.g. from the Data Protection Commissioner, An Garda Síochána, Department of Education and Skills, Audit units (internal and external to the school), legislation and feedback from parents/guardians, pupils, school staff and others. The policy will be revised as necessary in the light of such review and evaluation and within the framework of school planning.