



Data Protection Privacy Notice for Form: RF105 – Notification of Transfer of Vehicle Ownership to a Motor Dealer

Part A:

We are fully committed to keeping all personal data submitted to us safe and secure. All necessary technical measures have been put in place to ensure the safety and security of the systems which hold your data.

Being open and transparent in how we process your personal data is important to us and therefore we aim to keep you informed of the purpose(s) for which your personal data will be used and why, where it may be shared elsewhere and why, and how long your data may be held by the Department.

Data Controller and Data Protection Officer

The Department of Transport has two data Controllers:

1. The Department of Transport
2. The Driver and Vehicle Computer Services Division of the Department

The Department has its Headquarters in Leeson Lane, Dublin D02 TR60. It has appointed a Data Protection Officer (DPO) for you to contact if you have any questions or concerns around the Department's personal data policies or practices. The Department's DPO contact details are as follows:

Data Protection Officer
Department of Transport
Leeson Lane
Dublin D02 TR60

00353 (85) 879 7044
dataprotection@transport.gov.ie

Please contact the DPO with any queries you may have in relation to this privacy statement for Form RF105 – Notification of Transfer of Vehicle Ownership to a Motor Dealer

Personal data processed by the Department will only be used for the specific purpose(s) as outlined when the data is collected, or in later communications, and will only be used in accordance with the Data Protection legislation in force.

Data Subject Rights

When you provide personal data to us you have certain rights available to you in relation to that data. These rights are outlined below and can be exercised by contacting the Data Protection Officer, as detailed above, indicating which right you wish to exercise:

- The right to be informed
- The right of access
- The right to rectification
- The right to erasure
- The right to restrict processing
- The right to data portability
- The right to object
- Rights in relation to automated decision making and profiling

Finally, as a data subject, should you be unhappy with the provision of information in this Notice you can make a complaint to the Data Protection Commission, which is Ireland's Supervisory Authority for data protection matters.

Part B: Information Specific to the Data Being Collected in Form RF105 – Notification of Transfer of Vehicle Ownership to a Motor Dealer

The following data is specific information in relation to the personal data for processed for the purposes of this form

Specific Purpose:

Form RF105 is used when any person or body has sold, traded-in or otherwise disposed of a vehicle registered since 1 January 1993 to a Motor Dealer. The form is submitted to the Department of Transport, with the new owner details being recorded on the National Vehicle and Driver File (NVDF). The NVDF constitutes the national driver and vehicle registers and has a legal basis in Section 60 of the Finance Act 1993. The NVDF database contains details in respect of the registered vehicles and licensed drivers in the country. The NVDF plays a critical role in the collection of motor tax and vehicle ownership notification services. The NVDF also fulfils legal obligations in relation to the recording of penalty points and provides vehicle and driver related statistical analyses to assist with the business objectives of a range of stakeholders.

Legal Basis

The legal basis for this form is the Roads Vehicles (Registrations & Licensing) (Amendment) Regulations, 1995 (S.I. No. 125 of 1995)

Recipients:

Section 60 of the Finance Act (No. 13 of 1993) as amended provides for access to the National Vehicle and Driver File (NVDF) data to those prescribed in Regulations by the Minister for Transport

These include:

- Government Departments/Bodies/Agencies who use the NVDF data for business delivery purposes, assisting with investigations and assisting in the execution of a regulatory framework; and
- Other persons assisting with the provision of a commercial service which is considered in the general public interest

Transferred outside the EU/EEA and countries with which there is no adequacy agreement*

The personal information you provide in this form is not transferred outside the EU/EEA.

Retention Period

The data collected for this purpose will be held by the Department only as long as there is a business need to do so in line with the purpose(s) for which the personal data was collected. After this time it will be marked for destruction and will be destroyed in line with internal guidelines or guidelines for destruction received from the National Archives Office or associated permission received from them or in line with other statutory requirements for destruction.

Data Provision – Statutory Obligation

The personal data provided for this purpose is being requested under the requirements of Section 60 of the Finance Act 1993. The Road Vehicles (Registration and Licensing) Regulations, 1992 sets out the provisions that must be complied with when ownership of a motor vehicle changes. The law places an obligation on the seller of the vehicle to notify the Department of Transport of the sale of their vehicle and the changes are recorded on the National Vehicle and Driver File (NVDF). This prevents the seller remaining as the registered owner on the NVDF records thus becoming liable for any vehicle penalties.

Automated Decision Making

Automated decision making is not part of the processing of the personal data included in this form.

Information from a third party

Not applicable for this form. The law requires both the seller and the buyer of the vehicle to complete this form, and the new owner details are recorded on the NVDF.

Technical Information on data collected

Technical information on the cookies used on our website is available on <https://www.gov.ie/en/publication/fdde77-data-protection/>

*Please see the EU Commission website for further information - https://ec.europa.eu/info/law/law-topic/data-protection/international-dimension-data-protection/adequacy-decisions_en