



Data Protection Privacy Notice for Sharing information to assist with Marine Casualty Investigations

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

1. The Department of Transport

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:

2. 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 notice for Sharing information to assist with Marine Casualty Investigations.

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 Sharing information to assist with Marine Casualty Investigations

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

Specific Purpose:

The Marine Casualty Investigation Board (MCIB) is an independent statutory body established under the Merchant Shipping (Investigation of Marine Casualties) Act 2000 ('the 2000 Act'). The MCIB is also the designated investigation body for Ireland under Directive 2009/18/EC establishing the fundamental principles governing the investigation of accidents in the maritime transport sector.

The Irish Maritime Directorate (IMD) was established to integrate the planning and delivery of all the maritime services of the Department under a single national office. The IMD may provide certain information to assist the MCIB for the purposes of carrying out an investigation, or potential investigation, involving a marine casualty under the 2000 Act or S.I. No. 276 of 2011.

Legal Basis

The legislative framework for the operation of the MCIB, the reporting and investigating of marine casualties and the powers of the MCIB in respect of investigations are set out in the 2000 Act and S.I. No. 276 of 2011 European Communities (Merchant Shipping) (Investigation of Accidents) Regulations 2011 (S.I. No. 276 of 2011) (which transposed Directive 2009/18/EC establishing the fundamental principles governing the investigation of accidents in the maritime transport sector).

Recipients:

Recipients of this data are the IMD and the MCIB. The IMD may only provide personal data to the MCIB upon completion of a request form authorising its release for the purpose of carrying out an investigation, or potential investigation, involving a marine casualty under the 2000 Act or S.I. No. 276 of 2011.

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 the 2000 Act and S.I. No. 276 of 2011. If the information requested in this form is not provided, your application will not go any further in the process.

Automated Decision Making

Automated decision making is not part of the processing of the personal data included in Sharing information to assist with Marine Casualty Investigations.

Information from a third party

Your personal data in relation to Sharing information to assist with Marine Casualty Investigations is obtained from shipping agents acting on behalf of shipping operators and is submitted to this department using a web based interface in Safe Seas Ireland (SSI) in line with this Department's requirement to ensure vessels are complying with their obligations under S.I. No. 166/2012 - European Union (Reporting Formalities for Ships) Regulations 2012 as amended by S.I. No. 678/2019 - European Union (Reporting Formalities for Ships) (Amendment) Regulations 2019.

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