



MUNICIPALITY OF MASSA LUBRENSE

Metropolitan City of Naples

EXTENDED INFORMATION ON VIDEO SURVEILLANCE (OR LEVEL II)

Art.13 of EU Regulation 2016/679 (GDPR).

1. Object

This information, which integrates the content of the simplified or level I information, is provided pursuant to and for the purposes of art. 13 of the GDPR, art. 3.1 of the Guarantor's Provision on video surveillance - 8 April 2010 (Video Surveillance Provision), paragraph 7.2 of the EDPB Guidelines n. 3/2019 on the processing of personal data through video devices adopted on 29 January 2020.

2. Data controller

The Data Controller is the Municipality of Massa Lubrese, in the person of the Mayor as his legal representative pro tempore, with headquarters in Massa Lubrese (Metropolitan City of Naples), Largo Vescovedo, 2 Cep 80061, Local Police tel. 0818789165 and Poliziale.massalubrense@pec.it

3. Personal data protection officer

The appointed Data Protection Officer (RPD or DPO) can be contacted as follows

contact details: PEC: dpo.massalubrense@pec.it (receives from PEC and ordinary emails),

PEO: rpdp@comune.massalubrense.na.it

The full contact details of the RPD/DPO are indicated in the "Transparent Administration" section of the website

institutional of the Municipality of Massa Lubrese.

4. Simplified information pursuant to art. 3.1 of the Video Surveillance Provision

The areas under video surveillance are marked with special signs - in accordance with the art. 3.1 of the Video Surveillance Provision, in paragraph 7 of the EDPB Guidelines n. 3/2019 on the processing of personal data through video devices adopted on 29 January 2020 and the sign

model published by the Guarantor Authority for the Protection of Personal Data in December 2020 - clearly visible in all environmental lighting conditions, where the purposes pursued. These signs are placed before the range of action of the cameras or in their immediate vicinity.

5. Purpose of the processing

The video surveillance systems were installed with the following purposes:

- a. urban security
- b. protection of public order and safety, prevention, detection or repression of crimes. It should be noted that this last purpose is subject to the special regulations dictated by the European Directive 2016/680 and by Legislative Decree.51/2018.
- c. traffic monitoring;
- d. detection of infringements of the Highway Code;
- e. control of the gates of the ZTL (Limited Traffic Zones)
- f. abandonment or, in any case, incorrect disposal of waste;
- g. protection of properties owned or managed by the Municipal Administration and prevention of any acts of vandalism or damage;
- h. fight against illegal construction
- i. detection and verification of violations of municipal regulations and ordinances;
- j. prevention of educational institutions from acts of vandalism;
- k. support for civil protection activities;
- l. protection of the subjective rights of private individuals
- m. dynamic reconstruction of road accidents;

The video surveillance system is not used, pursuant to the provisions of the art. 4 L. 300/1970 (Workers' Statute), for purposes related to the remote control of employees of the ENCE, of other Administrations, of other public and private employers.

6. Legal basis of the processing

The video surveillance activity carried out by the Comune of Massa Lubrense is lawful as it is carried out within the scope of

aforementioned purposes, and is necessary for the execution of tasks of public interest or connected to the exercise of public works

powers (art. 5, paragraph 1, letter e) GDPR).

7. Provision of data

The provision of data by you, as it is subject to filming by the video surveillance system, is mandatory and is linked to your access to the videotaped areas, therefore, your refusal to provide would determine the impossibility of accessing these areas. The processing of personal data relating to the use of the video surveillance system by the Municipality of Massa Lubrense does not require your consent, as it is linked to the execution of a task of public interest and the performance of institutional functions specific to the Institution.

8. Treatment methods

The data is processed electronically in compliance with appropriate security and data protection measures the same, in accordance with the art. 32 of the GDPR Code 196/2003 amended by the Legislative Decree. 101/2018, to the Provision of Privacy Guarantor regarding video surveillance of 8 April 2010 (in particular, art. 3.3.) and the Municipal Regulation,

solely for the aforementioned purposes, in compliance with the principles of lawfulness, necessity, relevance and non-excess,

correctness, transparency, purpose limitation, data minimization, accuracy, storage limitation,

integrity and confidentiality. Specific security measures are observed to prevent data loss, illicit or otherwise correct and unauthorized access. The Data Controller has appointed all the designated subjects in writing and

authorized both to access the premises where the control stations are located and to use the systems and, where appropriate where it is essential for the purposes pursued, to view the images, providing them with specific instructions. The authorized persons have different levels of access, depending on the specific tasks.

9. Duration of image retention

The images recorded for the purposes referred to in point (5) are stored in full compliance with the provisions of the LAW DECREE 23 February 2009, n. 11 Art. 6 Extraordinary territorial control plan, for a period not exceeding 7 days, unless a specific investigative request from the judicial authority must be adhered to. As regards the images relating to violations of the highway code, they are kept for the period of time necessary in reference to the dispute, the possible application of a sanction and the definition of the possible dispute in compliance with the sector regulations, without prejudice any needs for further conservation deriving from a specific investigative request from the judicial or judicial police authority. The systems are programmed in such a way as to operate at the pre-established time the complete automatic deletion of the information at the expiry of the deadline foreseen by each medium, also through over-recording, in such a way as to make the deleted data non-reusable. Information stored on a medium that does not allow re-use or over-recording is destroyed within the maximum period established by the specific video surveillance purpose pursued.

10. Recipients or categories of recipients of personal data

Recipients (i.e. the natural or legal person, public authority, service or other body receiving communication of personal data) of personal data acquired through video surveillance systems are:

- employees and supervisors, expressly designated and authorized;
- Data controllers pursuant to art. 28 GDPR;
- Bodies and Public Administrations for legal obligations;
- subjects who exercise the right of access, as better defined in the approved municipal regulation;
- lawyers, appointed for this purpose, who protect the organization in the event of disputes

The data processed will not be disclosed and will not be communicated to any other subjects, except to the judicial authorities and the judicial police.

11. Types of personal data processed

Video surveillance systems record audiovisual material on special storage media and may concern both common personal data and other categories of personal data referred to in articles. 9 and 10 of the GDPR.

12. Transfer of data to a third country and automated decision-making, including profiling

The data will not be transferred outside the European Union and will not be subject to any automated decision-making process, including profiling. Only in exceptional cases can the organization transfer the personal data of the interested party to recipients who may be located outside the European economic area, ensuring an adequate level of protection of personal data in accordance with the provisions of current legislation. To obtain a copy of the warranty conditions and where these are available, you can send a request to the contact details of the Data Controller.

13. Rights of the interested party

The subjects to whom the personal data refer can exercise the rights established by the articles at any time. 15-22 GDPR. Below are the rights that the interested party can exercise with regard to video surveillance:

- The right to ask the Data Controller for access to personal data and information relating to them, the rectification of inaccurate data or the integration of incomplete data, the cancellation of personal data (upon the occurrence of one of the conditions indicated in art. 17 , paragraph 1 of the GDPR and in compliance with the exceptions provided for in paragraph 3 of the same article, for example if the data are processed unlawfully), the limitation of the processing of personal data (in the event of one of the hypotheses indicated in art. 18, paragraph 1 of the GDPR, for example the data is processed unlawfully).
- The right to object at any time to the processing of personal data, under the conditions set out in the art. 21 GDPR.

The aforementioned rights in reference to the recorded images cannot be exercised in practice, in particular the right to update, rectify or integrate in consideration of the intrinsic nature of the data collected, as they are images collected in real time regarding an objective fact. In the exercise of the rights, the interested party may be assisted by a trusted person or may grant delegation or power of attorney to natural persons, entities, associations or bodies, to exercise the rights listed above on his behalf. The rights referred to in this article, referring to deceased persons, can be exercised by those who have an interest of their own or act to protect the interested party, as their representative or for family reasons worthy of protection, without

prejudice to the limitations identified by the art. 2-terdecies Legislative Decree 196/2003. All the aforementioned rights may be exercised by means of a request to be sent to the Data Controller, also through the Data Protection Officer, at the addresses indicated above. The form for exercising rights is available on the website of the Privacy Guarantor, at the address <https://www.garanteprivacy.it/web/guest/home/docweb/-/docweb-display/docweb/1089924>. The response to a request for access to stored data must concern all those relating to the identifiable applicant and may include any data referring to third parties only where the breakdown of the data processed or the deprivation of some elements makes the personal data relating to the interested party incomprehensible.

14. Complaint

Interested parties who believe that the processing of personal data relating to them carried out by this body occurs in violation of the provisions of the regulation have the right to lodge a complaint with the Guarantor for the protection of personal data (WWW.GARANTEPRIVACY.IT), as provided for by the Article 77 of the regulation itself, or to take action in the appropriate judicial offices (Article 79 of the regulation)

15. Update

This information may be integrated with further indications, also in consideration of regulatory changes or provisions of the Guarantor and the EDPB.