
Corporate Governance & Compliance
Policy, Procedures and Standards

Legitimate Interests Assessment

Document Ref: D&D-CCTV-001

Last revision: Tuesday, May 22, 2018

Next review date: May 2019 (At least Annually)

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Document Control

Version:	1.0
Date:	17 th May 2018
Owned by:	Corporate Governance
Originated:	Bytes Security Partnerships
Scope:	CCTV
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Document ID	DD_Legitimate_Interests_Assessment_0002

Review and Update Policy

The document owner will review and update this Information Security Policy on at least an annual basis.

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1. Scope

The CCTV solutions that are used within the restaurants owned and operated by D&D London.

2. Legitimate Interests Assessment

Area	Test	Response
The legitimate interest(s)	Who benefits from the processing? In what way?	We both benefit, as the information captured can be used to prove that we have protected your interests and resolve disputes between us. It can also be used for the detection and prevention of crime, as well as for the protection of both you and us.
	Are there any wider public benefits to the processing?	Yes. In the detection and prevention of crime, we can provide law enforcement and insurers with enhanced information to be able to legitimise and provide clear evidence on any incidents that occur. This may allow feedback and changes that would allow greater protection to individuals in both health and safety.
	How important are those benefits?	We have an obligation to report crime and help the community at large prevent further crime or damage. It is also part of the conditions of our insurance for the premises to ensure that there is adequate CCTV coverage.
	What would the impact be if you couldn't go ahead?	We would potentially have to look at other means of recording what happens within our sites so that we can dispatch our obligations to the public. This would be disproportionate for customer and staff safety in our sites. We have used the basis that both law enforcement and SIA registered security guards have adopted personal worn body cameras to prove conduct as well as provide evidence during legal disputes.
	Would your use of the data be unethical or unlawful in any way?	No. We will use the data to improve safety within the site, provide security to customers and staff, as well as to act as a deterrent for crime. In the event of an incident this can be used for the detection of that crime, that would be shared with insurers or law enforcement.

Necessity test	Does this processing help to further that interest?	Yes. The recording of these images will be used for the detection and prevention of crime, as well as to consider the safety within the site. Images can be reviewed to consider what has happened and if any corrective action either inside or outside of the organisation needs to be taken.
	Is it a reasonable way to go about it?	Yes. All CCTV operations are conducted in line with the recommendations from the information commissioner under its CCTV code of practice, and under the Protection of Freedoms Act 2012.
	Is there another less intrusive way to achieve the same result?	No. This is a standard procedure for the UK market and one that is endorsed by law enforcement and other public safety bodies. The only alternative would be more intrusive monitoring and increased security guards in each site.
Balancing test	What is the nature of your relationship with the individual?	There may or may not be a relationship with the individuals that are captured on CCTV. However, it is generally accepted that the data subjects will be at the site to enter, or fulfil a contractual obligation between us.
	Is any of the data particularly sensitive or private?	It can be suggested that the information could be valuable to certain parties based on their reason for being captured by the system. Therefore, this data will be protected in line with Article 32 – technical and organisational security measures.
	Would people expect you to use their data in this way?	Yes. The reasons that we are using CCTV is for the detection and prevention of crime within the restaurant site. This is the expected function of this type of system and in line with public perception, as well as standard operating practice governed by codes of conduct from the ICO, Home Office and law enforcement bodies.
	Are you happy to explain it to them	Yes. This Legitimate Interest Assessment, documents our interests and can be provided to the data subject, representative or information commissioner on request.

Are some people likely to object or find it intrusive?	People may object to this, and have the right to do so. Individuals always have the right not to use our restaurants or our services.
What is the possible impact on the individual?	D&D London will have a record of their image and behaviour while within our restaurants. If this data were to get into the public domain then it could be damaging to these parties, depending on their behaviour or conduct. It could also impact their rights or freedoms based on legal case, insurance claim or law enforcement intervention.
How big an impact might it have on them?	The impact will be low to the individual, unless they have committed a crime, at which point their data would be reported to law enforcement and other authorities like the ICO or HSE as appropriate.
Are you processing children's data?	It is possible that if Children are within our restaurants then they could be captured on CCTV. However, to use our sites Children always need to be accompanied by an adult and so their parents will be able to review the CCTV and data privacy notices to ensure that they agree with the processing in this manner.
Are any of the individuals vulnerable in any other way?	It is possible that vulnerable people could use our restaurants. We will provide all assistance possible to ensure that they understand the implications of our processing and the impact to them on what we do.
Can you adopt any safeguards to minimise the impact?	There are organisational and technical safeguards that are in place for the equipment, the use of images and any lawful processing / usage of this data. This data will only be used to review specific incidents that have occurred within the site, and will not be routinely used.
Can you offer an opt-out?	No. If people wish to use our restaurants then they will be captured on CCTV.