



Form for Appeal to the Clamping Appeals Officer

If you wish to make an appeal concerning a vehicle clamping/relocation event to the Clamping Appeals Officer, please **complete** this form and return it to:

**Clamping Regulation Section,
National Transport Authority,
1st Floor,
Dún Scéine,
Iveagh Court,
Harcourt Lane,
Dublin 2.**

or send it by e-mail to:-

clamping@nationaltransport.ie

Please carefully read the notes at the end of this form before completing it

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Form for Appeal to the Clamping Appeals Officer

Your Name:

First Name:

Surname:

Your Postal Address:

Your Postal Address Eircode (if applicable):

Your E-mail Address:

Would you like to correspond with the National Transport Authority (NTA) regarding your appeal via e-mail (please tick one)?

Yes

No

Your Daytime Phone Number:

Your Mobile Phone Number:

Registration Number (of the vehicle concerned):

Date of Enforcement/Date of Clamping Notice:

Location where vehicle was parked:

Name of Parking Controller (this is the company which clamped or relocated your vehicle):

Clamping Notice Number (if applicable):

Was the vehicle relocated (moved to another location by the parking controller) – please tick one?

Yes

No

If yes, please state the location to where the vehicle was relocated:

Amount of Relevant Charge (What was the release fee?):

€

Alleged Offence or Instance of Wrongful or Unlawful Parking (as stated on the Clamping Notice):

Reference Number of Appeal to Parking Controller (if applicable):

Date of Decision on Appeal by Parking Controller:

Grounds of Appeal (please set out clearly and concisely the reasons you believe that the original clamping decision was wrong):

List of Enclosed Documentation (please only enclose copies – originals will not be returned):

Note: if photographs are included, please indicate the date and time they were taken, if this information is not printed on the images

Declaration (which must be signed):

I wish to appeal the decision of the parking controller with regard to this enforcement event to the Clamping Appeals Officer. I have included all the reasons for my appeal when completing this form. I have read and understood all the notes (1 to 8 inclusive) on the next page, the *Note on Personal Information* immediately below this paragraph and the *Privacy Notice for Vehicle Clamping Appeals Service* at the foot of this form.

Note on Personal Information: *If you choose to submit personal information to us for the purpose of an appeal, we will only use that information in line with the purpose for which you provided it. We will only share your details with another agency if it is required by law in the pursuance of your appeal. We will retain your data for a period of three (3) years, after which time your data will be securely deleted. You have the right to access your personal data and to have inaccurate data concerning you amended without undue delay (please write to the NTA at privacy@nationaltransport.ie or by post to Dún Scéine, Iveagh Court, Harcourt Lane, Dublin 2 if you require more information in this regard or you wish to exercise these rights). The NTA does not collect personal data for commercial purposes.*

Signed: _____

Date: _____

Notes:

1. **This form should only be submitted if an appeal to the parking controller has already been made and you are dissatisfied with the outcome.** The Clamping Appeals Officer cannot deal with any appeal unless an initial appeal to the parking controller has been concluded and a final decision issued.
2. The form **should be completed in full.** Submission of an incomplete form or of inaccurate information may delay the consideration of the appeal.
3. All the reasons for the appeal must be set out in the form.
4. The completed form must be submitted **within 30 days** after you receive the decision of the parking controller to your initial appeal.
5. All relevant supporting documents (copies only) should accompany this form.
6. The following are examples of documents which may be relevant to your appeal (this list is not exhaustive): witness statement, letter from a doctor, clinic or hospital, copy of a disabled badge (both sides), letter from a garage, letter from a Garda, photographs taken by you (please include date and time), video recordings, parking tickets or receipts, maps, plans.
7. You may include additional pages if there is insufficient space on the form to accommodate all the information you wish to provide in support of your appeal.
8. In submitting this form to the Clamping Appeals Officer, you are consenting to the NTA and the Clamping Appeals Officer accessing, viewing and considering the records, images, data and files of the relevant parking controller with regard to the matters which are the subject of the appeal (including material relating to your first stage appeal) and to the NTA making contact with you, as necessary, in order to facilitate the consideration of your appeal. If there is a method of contact with you which you do not wish the NTA to make use of, please state this clearly in the “Grounds of Appeal” section of the form.

National Transport Authority

Privacy Notice for Vehicle Clamping Appeals Service

This Privacy Notice is issued by the National Transport Authority of Dún Scéine, Iveagh Court, Harcourt Lane, Dublin 2 (“NTA”, “we”, “us”, “our”).

The vehicle clamping appeals service (the “service”) is provided by the NTA in accordance with the provisions of Part 3 of the Vehicle Clamping Act 2015. The purpose of this notice is to inform you of the data relating to you that we may collect and use in connection with the service and the uses (including disclosures to third parties) we may make of such data.

If you have any questions about our use of your personal data, please contact us at privacy@nationaltransport.ie. You can also contact our Data Protection Officer at privacy@nationaltransport.ie.

Personal Data that we Collect and Process

We will collect and process personal data relating to you in connection with your clamping appeal. This personal data may include:

- your name and contact details, including your address, phone number and email address;
- the registration number of your vehicle;
- details of when and where your vehicle was clamped;
- information concerning the clamping of your vehicle and the initial appeal you made, received from the parking controller (the company which clamped your vehicle); and
- any other personal data relating to you that you provide to us or that we generate about you in connection with your appeal.

Purposes of Processing and Legal Basis

We will use personal data relating to you for the purposes of:

- facilitating the processing of your clamping appeal
- establishing, exercising or defending legal claims; and
- performing our functions as a public authority and complying with our legal obligations.

We will not be in a position to deal with your appeal submission if you do not provide a minimum amount of personal data.

The legal bases on which we process your personal data are:

- that this is necessary for the performance of tasks that we carry out in the public interest or in the exercise of official authority vested in us by law, specifically sections 11(2) and 73 of the Dublin Transport Authority Act 2008, Part 3 and sections 26 and 28 of the Vehicle Clamping Act 2017 and Part 3 of the Vehicle Clamping and Signage Regulations 2017; and
- that this is necessary for compliance with a legal obligation that applies to us.

Recipients of Data

We may disclose your personal data to other organisations in connection with the above purposes, including:

- Parking controllers;
- Clamping operators;
- The NTA's IT providers; and
- other public authorities and bodies where required or permitted by law, such as An Garda Síochána, for the purposes of the prevention, investigation or detection of crime.

Retention

We will not hold your personal data for longer than is necessary. We retain your personal data for as long as we need it for the purposes described in this Notice, or to comply with our obligations under applicable law and, if relevant, to deal with any claim or dispute that might arise between you and us. The NTA has determined that personal data relating to vehicle clamping appeals is retained for no longer than three (3) years from the final determination of your appeal.

Your rights

You have the following rights, in certain circumstances and subject to certain restrictions, in relation to your personal data:

- the right to access your personal data;
- the right to request the rectification and/or erasure of your personal data (erasure is not available where an appeal has been determined);
- the right to restrict the use of your personal data;
- the right to object to the processing of your personal data; and

If you wish to exercise any of the rights set out above, please contact us at privacy@nationaltransport.ie.

Updates

We may occasionally update this policy. We encourage you to periodically review this policy for the latest information on our privacy practices.

Complaints

If you are not happy with the way we are using your personal data or how we facilitate your rights or comply with our obligations under applicable data protection law, you have the right to make a complaint to the Data Protection Commissioner by emailing info@dataprotection.ie.