



STAFFORDSHIRE  
**POLICE**

# Data Protection Impact Assessment

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Retrospective facial recognition (RFR) [REDACTED]

## Stage 1

*A Data Protection Impact Assessment (DPIA) is a mandatory requirement under the Data Protection Act (2018). Publication improves transparency and can increase the public's understanding of how their information is used.*

The Stage 1 DPIA identifies the high level criteria that identify if further risk analysis is required.

The Project manager and Information Asset Owner will complete the stage 1 document and send to the Deputy Data Protection Officer (DDPO)

A decision will be made (after consultation with the Information Security Officer and / or the Data Protection Officer in the event of any ambiguity) on whether the Stage 2 DPIA has to be completed.

This Stage 1 DPIA should be completed at the beginning of any major project involving the use of personal data, or if you are making a significant change to an existing process. The final outcomes should be integrated back into the project plan.

Should you have any queries in relation to the Data Protection Impact Assessment Process then please contact the Deputy Data Protection Officer at [SPDPO@staffordshire.police.uk](mailto:SPDPO@staffordshire.police.uk)

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| Version | Version date | Requester of change | Summary of change(s)                                                                                         |
|---------|--------------|---------------------|--------------------------------------------------------------------------------------------------------------|
| 1.0     | Oct 2024     |                     | first copy and additions                                                                                     |
| 1.1     | Nov 2024     |                     | additions                                                                                                    |
| 1.2     | Dec 2024     |                     | update                                                                                                       |
| 1.3     | Jan 2025     |                     | Amended to include information for Phase 2. Amendments made to section 2, 5.1, 5.2, 5.3, 5.4, 5.8, 5.9, 5.13 |

**DOCUMENT REFERENCES**

| Ref | Document Name | Version Number |
|-----|---------------|----------------|
|     |               |                |
|     |               |                |
|     |               |                |

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**DDPO Assessment**

**\*\*\*DDPO Use Only\*\*\***

|                                                                                                                                                                 |                                     |  |
|-----------------------------------------------------------------------------------------------------------------------------------------------------------------|-------------------------------------|--|
| A. DPIA part 2 is not mandatory.                                                                                                                                | <input type="checkbox"/>            |  |
| B. DPIA part 2 is not required as long as the remedial action listed is carried out. If the remedial action is not carried out, a DPIA Part 2 will be required. | <input type="checkbox"/>            |  |
| C. DPIA Part 2 is mandatory.                                                                                                                                    | <input checked="" type="checkbox"/> |  |
| <b>Publication Scheme</b>                                                                                                                                       |                                     |  |
| Can this DPIA be uploaded to the Publication Scheme, if not give reasons why i.e. sensitive material included that could disrupt policing operations            | <input type="checkbox"/>            |  |

**Data Protection Impact Assessment (DPIA) Part 1**

Please provide as much detail as possible, avoiding technical language and acronyms, explaining the proposal in a way that someone with no prior knowledge could easily understand.

**Section 1 - Governance**

|                                         |                                          |
|-----------------------------------------|------------------------------------------|
| Project Proposal Name:                  | RFR (Retrospective Facial Recognition) / |
| Information Asset Owner:                |                                          |
| Project Manager/Lead:                   |                                          |
| DPIA Coordinator:                       |                                          |
| Date on which processing will commence: | - for a 3-month trial                    |
| Date submitted to DDPO:                 |                                          |

**Note:** DDPO will give an **initial response** within 10 working days of receiving the completed form.

**Section 2 - Purpose, Scope and Context**

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In this section you must explain what the processing is, who it will involve, and the intended impact. You must also demonstrate why the processing is necessary and proportionate, providing evidence to support your assessment.

- The processing must be **necessary** for the specific objective of the proposal.
- It must also be **proportionate**, meaning that the advantages resulting from the processing should not be outweighed by the disadvantages to individuals.

**2.1 Please briefly explain the specific aim and purpose of the proposal in a way that someone with no prior knowledge could easily understand; avoid technical language and acronyms.**

RFR (retrospective facial recognition) is currently being used to support [REDACTED]

[REDACTED] This was a 12-week trial in support of the investigation.

RFR is used to support the investigation team and the SIO objectives in being able to understand the frequency and severity of individuals offending across vast quantities of footage and also provide intelligence indication in support of identifying those whose identities are currently unknown. This should make the investigation more efficient and effective in the reduction of time spent across multiple viewings of mass footage, completed currently through manual staff hours, although manual investigator intervention will still be required to confirm identification and compile the information/footage compilation.

Phase 2 relates to an extended pilot of [REDACTED]

[REDACTED] from across the Force being trained and licences to use the software. The extended pilot aims to support the wider force to identify offenders that are currently unidentified on current or filed investigations. [REDACTED]

**2.2 What categories of personal data will be processed?** Provide an overview of the categories of personal data that will be processed, for example: names, DOBs, addresses, health data, criminal records, or any other unique identifiers such as IP addresses, usernames, e-mail addresses.

Images and videos only – which may divulge detail as per section 2.3. Whilst video and images may disclose special category data, [REDACTED]

[REDACTED]

[REDACTED]

Phase 2 will use the same approach as detailed above.

**2.3 Will special category data be used in the proposal? (Select all that apply)**

- |                                                           |                                                    |
|-----------------------------------------------------------|----------------------------------------------------|
| <input checked="" type="checkbox"/> Race                  | <input type="checkbox"/> Trade union membership    |
| <input checked="" type="checkbox"/> Ethnic origin         | <input type="checkbox"/> Genetic Data              |
| <input checked="" type="checkbox"/> Political opinions    | <input checked="" type="checkbox"/> Biometric Data |
| <input type="checkbox"/> Sex life                         | <input type="checkbox"/> Sexual orientation        |
| <input checked="" type="checkbox"/> Religion              | <input checked="" type="checkbox"/> Health         |
| <input checked="" type="checkbox"/> Philosophical beliefs | <input type="checkbox"/> None                      |

**2.4 How will the data be collected?** Briefly outline how you will obtain the data, examples include: directly from data subjects, from another data set already in the Staffordshire Police's possession, from a different force.

Pulled from [REDACTED] into a shared folder that then gets processed in [REDACTED] Image occurrences in video are also stored. Nothing will be stored [REDACTED]

To facilitate the [REDACTED]

Phase 2 - [REDACTED]  
Officers requesting images to be processed in [REDACTED] The users cover the following areas - [REDACTED]  
A standardised [REDACTED] will be required to [REDACTED]

**2.5 How will the data be used?** Briefly describe how the data will be used, recorded, and stored and who it will be shared with.

Videos from [REDACTED] and images from [REDACTED] Gallery will be [REDACTED]  
Data items as recorded in section 2.2 will be [REDACTED]

Phase 2 will involve [REDACTED]

**2.6 How many individuals will the processing affect? (Please specify one answer below)**

- ☐ Fewer than 100 data subjects  
☐ 100 to 1000 data subjects  
☐ 1000 to 5000 data subjects  
☒ More than 5000 data subjects

**2.7 What categories of data subject are involved? (Please select all applicable categories)**

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below)

- ☐ Persons suspected of having committed or being about to commit a criminal offence
- ☒ Persons convicted of a criminal offence (not for Phase 2)
- ☒ Persons who are or may be victims of a criminal offence (not for Phase 2)
- ☒ Witnesses or other persons with information about offences (not for Phase 2)
- ☒ Children or vulnerable individuals (applicable for phase 2 if they fit one of the other criteria)
- ☒ Staffordshire Police staff (current and former) (not for Phase 2)
- ☒ Other

If other then please provide further details below:

Although the wider footage/data set will have images of persons present including officers/members of the public who have not committed offences. We will only be searching for identified and defined uploaded investigative targets who are suspected of committing criminal offences within the disorder.

As part of the wider trial we will only be searching for identified and defined uploaded investigative targets who are suspected of committing criminal offences or as detailed above.

**2.8 Will it involve the collection of new information about individuals?** Will Staffordshire Police collect data that it has not previously collected or had access to?

- ☐ Yes
- ☒ No

**2.9 Data Sharing**

**Does the processing involve:**

**Select one option**

|        |                                                                                                                                                     |                                                                                                                         |
|--------|-----------------------------------------------------------------------------------------------------------------------------------------------------|-------------------------------------------------------------------------------------------------------------------------|
| 2.10.1 | Data being shared with third parties external to Staffordshire Police or recipients that have not previously had routine access to the information? | <input checked="" type="checkbox"/> Yes<br><input type="checkbox"/> No                                                  |
| 2.10.2 | Transferring data outside the UK but within the EU?                                                                                                 | <input type="checkbox"/> Yes<br><input checked="" type="checkbox"/> No                                                  |
| 2.10.3 | Transferring data outside the EU?                                                                                                                   | <input type="checkbox"/> Yes<br><input checked="" type="checkbox"/> No                                                  |
| 2.10.4 | Storing data using a cloud service provider?                                                                                                        | <input type="checkbox"/> Yes<br><input checked="" type="checkbox"/> No                                                  |
| 2.10.5 | Is there an ISA, contract, or other sharing agreement in place                                                                                      | <input checked="" type="checkbox"/> Yes – agreements in place<br><input type="checkbox"/> Not yet – agreements required |

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|-----------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------|-------------------------------------------------|---------------------------------------------|
|                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                 | with all parties with whom data will be shared? | <input type="checkbox"/> No – none required |
| <b>2.10 Why it is necessary to use personal data to achieve the aim and why can't the aim be achieved by other means?</b><br>For example, can the aim be achieved by using less data or different types of data?<br>Are all categories of data necessary to achieve the aim?                                                                                                                                                                                                                                                                                                                                                                                    |                                                 |                                             |
| <p>The technology is being Piloted to speed up the identification currently being carried out by [REDACTED] Investigation team, alongside being able to better understand the scale and frequency of offending of key individuals which is not currently possible with the capacity of the team available.</p> <p>Phase 2 is an extended pilot where [REDACTED] across the Force will be trained and licenced to use [REDACTED] for current and filed investigations [REDACTED]</p> <p>[REDACTED] <b>proportionate to the aim of the proposal.</b> Weigh the advantages of achieving your purpose against disadvantages to data subjects.</p> <p>[REDACTED]</p> |                                                 |                                             |

**Section 3 – Lawful Basis**

**3.1 Lawful Basis**

To process personal data you must have a lawful basis. Please select the one appropriate lawful basis from the drop down list.

Lawful Basis for [REDACTED]  
[REDACTED]  
[REDACTED]  
[REDACTED]

**3.2 Further Special Category Lawful Basis**

If processing special category data (section 2.3) you must have identified a further lawful condition

[REDACTED]  
The processing is strictly necessary (please tick to confirm) ☒

**AND**

One of the following conditions applies (select from the list):

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**Administrative Data:**

It is necessary for one of the following conditions (select from the list):

Choose an item.

**OR**

It is in the substantial public interest (tick to confirm) ☐

**AND** for the following purpose:

Choose an item.

**Section 4 – Review, Retention and Disposal**

**4.1 Does the proposal have a review, retention and disposal process that complies with Staffordshire Police Policy?** All records must have an initial retention period set by the owner of the information when first created or received; review and disposal criteria are defined within the Staffordshire Police Retention and Disposal Schedule on the policy database.

☒ Yes

☐ No

**Section 5 – ICO: Additional Factors**

The Information Commissioner's Office have published a number of factors that present a 'high risk' when processing personal data. Saying yes to one or more of the following may indicate that the processing is high risk and a Stage 2 DPIA is likely to be required.

**Does the processing involve:**

**Please  
check  
either  
Yes or  
No**

**If 'Yes' then please  
provide further  
details**

5.1

**Systematic, extensive and large scale profiling and automated decision-making about people?**

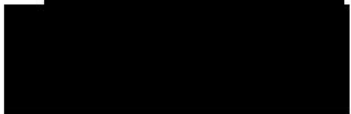
*"Any systematic and extensive evaluation of personal aspects relating to natural persons which is based on automated processing, including profiling, and on which decisions are based that produce legal effects, or significantly affect the natural person"*

Profiling is any form of processing where personal data is used to evaluate certain personal aspects relating to an individual, including the analysis or prediction of an individual's performance.

☒ Yes  
☐ No

The technology will identify individuals within footage / images. The only planned personal data would be the full name of the subject.

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|     |                                                                                                                                                                                                                                                                                                                                                                                            |                                                                        |                                                                                                                                                                                                                                                                                                                 |
|-----|--------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------|------------------------------------------------------------------------|-----------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------|
|     | Automated decision-making involves making a decision that affects someone by technological means without human involvement, for example issuing speeding fines solely based on evidence captured from speed cameras.                                                                                                                                                                       |                                                                        |                                                                                                                                                                                                                                                                                                                 |
| 5.2 | <b>Large scale use of special category data or criminal offence data?</b><br><i>"Processing on a large scale of special categories of data, or personal data relating to criminal convictions and offences referred to in Article 10"</i>                                                                                                                                                  | <input checked="" type="checkbox"/> Yes<br><input type="checkbox"/> No | <br>Phase 2 will have a set criterion that officers will need to follow when requesting images are checked as part of the wider trial on  |
| 5.3 | <b>Public monitoring?</b><br><i>"Systematic monitoring of a publicly accessible area on a large scale"</i>                                                                                                                                                                                                                                                                                 | <input checked="" type="checkbox"/> Yes<br><input type="checkbox"/> No | Maybe if CCTV is being analysed                                                                                                                                                                                                                                                                                 |
| 5.4 | <b>New technologies or techniques?</b><br><i>"Processing involving the use of new technologies, or the novel application of existing technologies (including Artificial Intelligence)"</i>                                                                                                                                                                                                 | <input checked="" type="checkbox"/> Yes<br><input type="checkbox"/> No | <br>Phase 2 is an extended pilot for the wider force.                                                                                                                                                                      |
| 5.5 | <b>Profiling, automated decision-making or special category data to help make decisions on someone's access to a service, opportunity or benefit?</b><br><i>"Decisions about an individual's access to a product, service, opportunity or benefit which is based to any extent on automated decision-making (including profiling) or involves the processing of special category data"</i> | <input type="checkbox"/> Yes<br><input checked="" type="checkbox"/> No | Still requires human intervention to confirm and match.                                                                                                                                                                                                                                                         |
| 5.6 | <b>Biometrics/genetic data?</b><br><i>"Any processing of biometric data" and/or "any processing of genetic data other than that processed by an individual GP or health professional, for the provision of health care direct to the data subject" Biometric data can include Facial Recognition technology, fingerprints and is defined as</i>                                            | <input checked="" type="checkbox"/> Yes<br><input type="checkbox"/> No | Facial recognition                                                                                                                                                                                                                                                                                              |

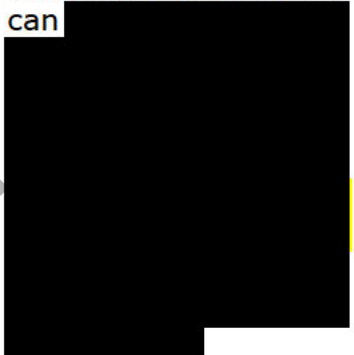
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|      |                                                                                                                                                                                                                                                                                                                                                                                                                       |                                                                        |                                                                                                                                                                                                             |
|------|-----------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------|------------------------------------------------------------------------|-------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------|
| 5.7  | <b>Data matching?</b><br><i>"Combining, comparing or matching personal data obtained from multiple sources"</i>                                                                                                                                                                                                                                                                                                       | <input checked="" type="checkbox"/> Yes<br><input type="checkbox"/> No | Matching images / videos                                                                                                                                                                                    |
| 5.8  | <b>Invisible processing?</b><br><i>"Processing of personal data that has not been obtained direct from the data subject in circumstances where providing a Privacy Notice would prove impossible or involve disproportionate effort"</i><br><br>For example, when gathering data, without the knowledge of the data subject, in the course of a Police investigation.                                                 | <input checked="" type="checkbox"/> Yes<br><input type="checkbox"/> No | Videos will be from various sources EG CCTV, helicopter, Drone, doorbell footage, BWV<br>                                |
| 5.9  | <b>Tracking?</b><br><i>"Processing which involves tracking an individual's geolocation or behaviour, including but not limited to the online environment"</i>                                                                                                                                                                                                                                                         | <input checked="" type="checkbox"/> Yes<br><input type="checkbox"/> No | <br><br>Phase 2 will have a set criteria for requesting images of offenders which aligns to the DPIA Phase 1 categories. |
| 5.10 | <b>Targeting of children or other vulnerable individuals?</b><br><i>"The use of the personal data of children or other vulnerable individuals for marketing purposes, profiling or other automated decision-making, or if you intend to offer online services directly to children"</i><br><br>For example, the use of personal data relating to children for the purposes of marketing their online safety products. | <input type="checkbox"/> Yes<br><input checked="" type="checkbox"/> No | Not that I am aware of.                                                                                                                                                                                     |
| 5.11 | <b>Risk of physical harm?</b><br><i>"Processing is of such a nature that a personal data breach could jeopardise the [physical] health or safety of individuals"</i><br><br>For example, if data relating to  or protected persons data was compromised then it could jeopardise the safety of individuals.                        | <input type="checkbox"/> Yes<br><input checked="" type="checkbox"/> No | Not that I am aware of                                                                                                                                                                                      |
| 5.12 | <b>Evaluation or scoring?</b>                                                                                                                                                                                                                                                                                                                                                                                         | <input type="checkbox"/> Yes                                           | Not that I am aware of                                                                                                                                                                                      |

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|      |                                                                                                                                                                                                                                                                                                                                                                                                                                      |                                                                        |                                                                                                                                                                                                                                   |
|------|--------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------|------------------------------------------------------------------------|-----------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------|
|      | "Aspects concerning the data subject's performance at work, economic situation, health, personal preferences or interests, reliability or behaviour, location or movements" For example, as part of a recruitment process.                                                                                                                                                                                                           | <input checked="" type="checkbox"/> No                                 |                                                                                                                                                                                                                                   |
| 5.13 | <b>Data processed on a large scale.</b><br>Considerations include: <ul style="list-style-type: none"> <li>• The number of data subjects concerned</li> <li>• Volume of data and/or range of data items</li> <li>• Duration, or permanence, of the data processing</li> <li>• Geographical extent of data processing</li> </ul>                                                                                                       | <input checked="" type="checkbox"/> Yes<br><input type="checkbox"/> No | <br>Phase 2 relates to a set criterion where officers can  |
| 5.14 | <b>Preventing data subjects from exercising a right?</b><br>The rights are: <ul style="list-style-type: none"> <li>• The right to be informed</li> <li>• The right to access data</li> <li>• The right to rectification</li> <li>• The right to erasure</li> <li>• The right to restrict processing</li> <li>• The right to object</li> <li>• The right to portability</li> <li>• Rights relating to automated processing</li> </ul> | <input checked="" type="checkbox"/> Yes<br><input type="checkbox"/> No | Right to Erasure, right to restrict and also right to object will be prevented here                                                                                                                                               |

Please forward the completed form the Staffordshire Police Deputy Data Protection Officer. [SPDPO@staffordshire.police.uk](mailto:SPDPO@staffordshire.police.uk).

**Summary of Initial DDPO advice:**

**Additional advice from ISO and or DPO**