



<b>Policy Name</b>	Video Surveillance		
<b>Section &amp; Number</b>	General – G20	<b>Effective Date</b>	2018-05-17
<b>Motion Number</b>	2024-59	<b>Last Review</b>	2024-04-18
<b>Author</b>	Manager, ICT	<b>Next Review</b>	2025

## Policy Statement

The St. Catharines Public Library Board is responsible for promoting a safe and secure environment and for protecting an individual's personal privacy. This policy and related procedures define the criteria and process associated with the installation and use of video surveillance equipment to ensure that it is used only to promote safety and security of the Library's employees, assets and property, as well as the public. This will be done in a professional and ethical manner that is in accordance with the provisions of the Municipal Freedom of Information and Protection of Privacy Act and any other relevant legislation.

## Scope

This policy applies to video surveillance and video surveillance systems operated by the St Catharines Public Library at the Library's facilities and properties.

## Definitions

Municipal Freedom of Information and Protection of Privacy Act - MFIPPA

### Personal Information

Defined in Section 2 of MFIPPA, as recorded information about an identifiable individual, which includes, but is not limited to, information relating to an individual's race, colour, national or ethnic origin, sex and age. If a video surveillance system displays these characteristics of an identifiable individual or the activities in which he or she is engaged, its contents will be considered "personal information" under MFIPPA.

### Video Surveillance System

Refers to a video, physical or other mechanical, electronic or digital surveillance system or device operated by the library that enables continuous or periodic video recording, observing or monitoring of personal information about individuals in open public spaces.

## Regulations

Access and disclosure of personal information to be in accordance with the principles set out in the Freedom of Information and Protection of Privacy Act (FIPPA) and the Municipal Freedom of Information and Privacy Act (MFIPPA). Public Libraries Act, R.S.O. 1990

## Responsibility

### Office of the CEO

The Office of the C.E.O. shall, in conjunction with other relevant departments, provide leadership; management and control over video surveillance application systems in order to ensure corporate strategies are supported, standardized, consistent and reliable.

The Office of the CEO is responsible for administering the requirements of MFIPPA and maintaining the following:

- a record of the entrance/exit locations of all video surveillance monitors;
- a record of the facilities that have posted Notices of Collection;
- a list of staff who are authorized to access and operate the systems;
- a record of times when the video surveillance will be in effect; and
- control over the access to and release of personal information recorded by the video surveillance system.

## Operational Guidelines

### Privacy Assessment

Prior to installation of video surveillance equipment, the Library must ensure that the use is justified on the basis of verifiable specific reports of incidents of crime, significant safety concerns, or for crime prevention. Effects that the video surveillance system may have on personal privacy must be minimized.

### Installation and Placement

Video surveillance equipment shall be installed in strictly controlled access areas that have been identified as requiring video surveillance and should never include areas where the public and employees have a reasonable expectation of privacy such as washrooms and change rooms. Adjustment of monitor position must be restricted to ensure that only designated areas are being monitored.

### Notification Requirements

The public must be notified of the existence of video surveillance equipment by clearly written signs prominently displayed at the entrances, exterior walls, interiors of buildings and/or perimeter of the video surveillance areas. Signage must satisfy the notification requirements under subsection 29(2) of MFIPPA, which includes:

- the legal authority for the collection;
- principal purpose(s) for which the personal information is intended to be used; and
- the title, business address and business telephone number of someone who can answer questions about collection.

### Contract work with a third party

Where the Library has a contract with a service provider, the contract shall provide that failure by the service provider to comply with the policy or the provisions of MFIPPA and other relevant legislation is considered a breach of contract leading to penalties up to and including contract termination.

### Access, Use and Disclosure:

Only authorized personnel, as designated by the Library C.E.O., shall be permitted to operate video surveillance systems and access video surveillance data.

Information collected by way of video surveillance systems may only be used to promote the public safety and security of individuals, assets and property. The personal information recorded by video surveillance is subject to MFIPPA.

Circumstances which warrant review of video surveillance data are limited to:

- Incidents involving the safety or security of patrons, staff, volunteers and/or contractors;
- Incidents involving the safety or security of any library branch or property;
- Incidents involving violations of the Code of Conduct applicable to patrons, staff, volunteers or contractors;
- Incidents involving violations of the St. Catharines Public Library Workplace Violence Policy and St. Catharines Public Library Workplace Harassment Policy;
- Provide evidence as required to protect the Library's legal rights;
- Provide law enforcement agencies with evidence related to an incident under police investigation.

Security camera footage will not be used to monitor employee performance.

Information from the Library's surveillance system shall only be released to the police or government agencies upon the presentation of a proper and valid warrant to the C.E.O, or in the absence of a warrant, the information must be documented on the Disclosure of Information (to the Police) Form created for this purpose (Appendix 1). Disclosure to be in accordance with Municipal Freedom of Information and Protection of Privacy Act, R.S.O. 1990, c.M.56

Retention:

The retention periods for video surveillance images will be for up to one month.

## Implementation

The policy will be implemented by the C.E.O.

## Appendix

Attachment: Appendix 1. Disclosure of Information (to the Police) Form

**ST. CATHARINES PUBLIC LIBRARY**  
**Disclosure of Personal Information (to the Police)**

Request from the Niagara Regional Police for Access to Personal Information Held by the St. Catharines Public Library for the Purposes of Law Enforcement as Defined by the *MUNICIPAL FREEDOM OF INFORMATION AND PROTECTION OF PRIVACY ACT (MFIPPA)*.

In accordance with the provisions of the Act section 29(1)(b) respecting indirect collection of personal information of an individual to aid an investigation undertaken with a view to a law enforcement proceeding or from which a law enforcement proceeding is likely to result, access to the following records is requested:

**To be completed by the C.E.O. or Designate:**

Employee or Customer Information

Check One:

Employee Information  or Customer Information

Location

Central Library  or Branches

Type of Record

General Files  Specific Record  Video Surveillance

Please describe the records sought.

Description of Records:

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**To be completed by the Police Officer(s):**

Occurrence No. \_\_\_\_\_

Review Original Documents \_\_\_\_\_ Copies Requested \_\_\_\_\_ \*Original Requested \_\_\_\_\_

\_\_\_\_\_  
Signature of Investigating Officer      Badge/Identification No.      Date

\_\_\_\_\_  
Signature of Investigating Officer      Badge/Identification No.      Date

\* Released on subpoena only/copy of file/record must be retained.

**Disclosure of Personal Information (to the Police)**

**To be completed by C.E.O. or Designate:**

The personal information held by the St. Catharines Public Library has been released in accordance with the provisions allowing disclosure of information outside the institution pursuant to section 32 of the Act.

Please indicate the circumstances under which disclosure was authorized.

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- (g) If disclosure is to an institution or a law enforcement agency in Canada to aid an investigation undertaken with a view to a law enforcement proceeding or from which a law enforcement proceeding is likely to result;

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- (i) in compassionate circumstances, to facilitate contact with the next of kin or a friend of an individual who is injured, ill or deceased.

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Signature of C.E.O. or designate releasing file/record      Date

Return all completed ORIGINAL forms to the C.E.O., St. Catharines Public Library,  
54 Church Street, St. Catharines, Ontario L2R 7K2.