



Department for Transport

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Our Ref: MC/279366
Your Ref:

Thank you for your email of 13 February, enclosing correspondence from your constituent, [REDACTED]

[REDACTED] about the Driver and Vehicle Licensing Agency's (DVLA's) processes for suspending a private parking company's facility to request vehicle keeper information from the DVLA records.

I can assure you that the DVLA takes the protection and security of the data it holds very seriously and has procedures in place to ensure information is disclosed only where it is fair and lawful to do so. All data sharing undertaken by the DVLA is carried out in accordance with the principles of the Data Protection Act 2018.

[REDACTED] has suggested that the absence of planning permission for signs in car parks would constitute a breach of the Keeper at Date of Event (KADOE) Service Contract. The DVLA has previously looked into this issue in detail. The position is that the status of signs in relation to any planning requirements would not invalidate the terms and conditions displayed on them. In this case, the terms and conditions contained on a sign on private land would be considered valid. The absence of planning consent would not invalidate the 'reasonable cause' necessary for the disclosure of DVLA information. Ultimately, liability for alleged breaches of the conditions applying to parties on private land in individual cases would be for a Court to determine.

As you will appreciate, matters relating to planning permission fall outside the remit of my Department and would be a matter for the Local Authority.

Car parking companies receive vehicle keeper information on the condition that it will only be used to follow up an alleged parking contravention on private land. Information disclosed from the DVLA's vehicle record must only be used for the purpose it was provided. Those receiving DVLA information via the KADOE service are bound by contract and subject to audit by their relevant ATA, the DVLA and the Government Internal Audit Agency (GIAA). If the Agency becomes aware of any issues, it will investigate and take swift action including suspension where appropriate.

BARONESS VERE OF NORBITON