

**Delhi Rules for
Regulation of CCTV Systems
in NCT of Delhi, 2018**

Under sub-section (1) of Section 147 read with Section 29, subsections (b), (c), (d), (f), (l), (n), (o) and (r) of Section 60 of the Delhi Police Act, 1978

**For installation, operation and monitoring of Closed Circuit
Televisions (CCTVs) in public spaces in National Capital
Territory of Delhi.**

Delhi Rules for Regulation of CCTV Camera Systems in NCT of Delhi, 2018

Published vide Notification No. _____, dated _____

NOTIFICATION

Whereas the right to privacy has been recognized under article 21 of the Constitution of India, which guarantees against invasion into the sanctity of a person's home or an intrusion into personal security;

And Whereas, the use of Closed Circuit Television (CCTV) Camera systems has become common in the last few decades as CCTV Camera plays a significant role in protecting the public and assisting in the investigation of crime and can significantly enhance public perceptions of safety;

And Whereas, CCTV Camera system is an important mode for monitoring surveillance and enhancement of safety and security of life and property, but also has potential to invade the privacy of individuals, and there is a need to strike a balance between the right to privacy, right to life and property by regulation of the processing, including obtaining, holding, use or disclosure of information obtained through CCTVs by the bodies and individuals;

Now, therefore, in exercise of the powers conferred by sub-section (1) of Section 147 read with Section 29, subsections (b), (c), (d), (f), (l), (n), (o) and (r) of Section 60 of the Delhi Police Act, 1978, the Lt. Governor of National Capital Territory of Delhi is pleased to make the following rules governing the installation, operation, monitoring and other issues related to Closed Circuit Televisions (CCTVs) in public spaces in National Capital Territory of Delhi.

1. Short title, extent and commencement: –

- (1) These rules shall be called the Delhi Rules for Regulation of CCTV Systems in NCT of Delhi, 2018.
- (2) These rules shall be applicable to installation of CCTV systems in public space in NCT of Delhi.
- (3) These rules shall come into force with effect from the date of publication in the Delhi Gazette.

2 Definitions: -

- (1) In these rules, unless the context otherwise requires,-
 - a. 'appropriate authority' means the Deputy Commissioner of Police (Licensing), Delhi Police;

- b. 'public space' means any space where general public has access and has been notified by the appropriate authority;
- c. 'CCTV' means the Closed-Circuit Television Camera used as a surveillance system comprising cameras, recorders and displays for monitoring activities in an around any place;
- d. 'Owner' means the owner or the authorized representative of the property/premises where the CCTV is installed/to be installed.
- e. 'data' shall have the same meaning as defined under clause (o) of the sub-section (1) of section 2 of the Information Technology Act, 2000 (21 of 2000);
- f. 'Data Controller' means the entity, which has control over data collected by CCTV Systems.
- g. 'information' shall have the same meaning as defined under clause (v) of sub-section (1) of section 2 of the Information Technology Act, 2000 (21 of 2000);
- h. 'personal information' shall have the same meaning as defined under clause (i) of sub-rule (1) of rule 2 of the Information Technology (Reasonable security practices and procedures and sensitive personal data or information) Rules, 2011 framed by the Central Government under section 87 read with section 43A of the Information Technology Act, 2000 (21 of 2000);
- i. 'secure system' shall have the same meaning as defined under clause (zd) of sub-section (1) of section 2 of the Information Technology Act, 2000 (21 of 2000);
- j. 'secure procedure' shall have the same meaning as defined under clause (zf) of sub-section (1) of section 2 of the Information Technology Act, 2000 (21 of 2000);

(2) All other words and expressions used and not defined in these rules but defined in the Information Technology Act, 2000 and the Delhi Police Act, 1978, and so far, they are relevant for the purpose of these rules, shall have the meanings respectively assigned to them in said Acts.

3 Reporting of CCTV system in public space

- (1) Every owner and data controller of CCTV system collecting any information from a public space shall report to the appropriate authority in Form-I disclosing the purpose, number, location of the CCTV system and such other details including the manner of usage, handling and storage of data or information through the system.

- (2) On receipt of the report under sub-rule (1), the appropriate authority shall satisfy itself regarding the installation and use of the system in accordance with these rules, and in case of discrepancies, direct the owner to adopt additional measures to bring the CCTV system in accordance with these rules.

4. **Installation of CCTV System.**

- (1) The Camera shall be located at such place so that it shall not collect information which invades the privacy of an individual.
- (2) The Camera and related components shall meet the Open Standards. It is recommended that CCTV Cameras and related systems comply with the ONVIF / PSIA / equivalent standards.
- (3) The recorder and monitor system shall be so placed that it shall not be accessible to any unauthorized person.
- (4) A following notice for the information of the general public shall be displayed, along with the name and contact number of the person to be contacted by any person in case of any complaint and the purpose for which CCTV system has been installed, at a place in public view.

“The area is under CCTV Surveillance.”

5. **CCTV System to be secure system:** – Every owner and data controller of the CCTV system shall ensure that the system is maintained and kept secure.

6. **Use of information for specific purpose:** - The information collected through CCTV system shall always be used only for the specified purpose, as declared to the appropriate authority, with a legitimate aim and necessary to meet an identified need. The Data Controller shall ensure that the information collected through CCTV system is not misused in any manner.

7. **Storage of information:** - It shall be ensured that information collected through the CCTV system is stored in a secure manner, preferably in an encrypted form. The CCTV data shall not be stored on a server located in a foreign jurisdiction.

8. **Access to CCTV Data:** – The CCTV Data shall not be accessible to any unauthorized person. The record of access made by authorized persons along with their identity shall be maintained in a register.

9. **Retention of data:** - The owner shall disclose the pre-determined data retention policy to the appropriate authority and shall ensure that the said data is retained only for the period disclosed to the appropriate authority. In case of modification of retention period, it shall be intimated to the appropriate authority.

10. **Disclosure of Information:** – No information collected through the CCTV system shall be disclosed to any person, not authorized in this regard. The information collected through CCTV system shall be made available, on demand, to the government agencies, mandated under the law to obtain information for the purposes of prevention, detection, investigation, prosecution and punishment of offences.

11. **Review of functioning of the CCTV System:** - A periodic review and assessment (at least once in a year) of the CCTV system shall be carried out by the owner and data controller and documented. A copy of the review report shall be submitted by owner to the appropriate authority.

12. **Penalty for failure to comply with the provisions of CCTV Rules:** - Violations/ failure to comply with the above rules/regulations may lead to punitive action as prescribed under provisions of law including the relevant sections of Information Technology Act / Delhi Police Act, 1978 / Indian Penal Code / Criminal Procedure Code etc.

Form-I

Report of CCTV System in public space

(Note: Any change in this information, it shall be reported to the appropriate authority)

CCTV System Registration	
Name of Owner (Person/ Establishment)	
Name of the Data Controller (Person/Establishment)	
Required Details	
1) Type of Person/ Establishment (Please check one)	
<input type="radio"/> Government Departments []	
<input type="radio"/> Public Sector Undertakings []	
<input type="radio"/> Private Institution []	
<input type="radio"/> Shopping Mall []	
<input type="radio"/> Super Market []	
<input type="radio"/> Housing Society []	
<input type="radio"/> Private Office []	
<input type="radio"/> Other [_____]	
2) Full Address :	

3) Contact/Concerned person	
OWNER	
<input type="radio"/> Full Name :	
<input type="radio"/> Designation :	
<input type="radio"/> Telephone number:	
<input type="radio"/> Email address :	
<input type="radio"/> Address :	
DATA CONTROLLER	
<input type="radio"/> Full Name :	
<input type="radio"/> Designation :	
<input type="radio"/> Telephone number:	
<input type="radio"/> Email address :	
<input type="radio"/> Address :	
4) Details of Agency/ Company/representative of company (Implementing Agency) who has installed the CCTV cameras	
PERSON 1	
<input type="radio"/> Full Name :	
<input type="radio"/> Designation :	
<input type="radio"/> Telephone number :	
<input type="radio"/> Email address :	
<input type="radio"/> Address :	

PERSON 2

- Full Name :
- Designation :
- Telephone number:
- Email address :
- Address :

5) Camera Location and Types

Enter the correct individual quantities (numeric only) and enter Totals in last row.

	Fixed Box Camera	PTZ Camera
Indoor Analog		
Indoor Digital / IP		
Outdoor Analog		
Outdoor Digital / IP		
Total		

Total Number of Cameras (Total Fixed Box + Total PTZ) = _____

6) How are the CCTV Cameras recorded?

- DVR []
- N-DVR []
- Internet/ Intranet/IP []

7) CCTV Camera footages are currently stored for how many days and at what FPS?

8) What is the backup/Data recovery process of old video footage?

9) What is the Current Video Management system deployed, if any?

10) Areas covered by the cameras

11) Purpose of installation:

- (i) Surveillance of public space.
- (ii) Personal safety and security
- (iii) Security of private premises.
- (iv) Management of public order.
- (v) Traffic Management
- (vi) Any other purpose (Please specify)

12) Are the current camera numbers sufficient to cover the required areas of your establishment? Yes [] No []

13) If no, are there any plans of adding new cameras to the establishment? Yes [] No []
If Yes, how many and by when (tentative):

14) Details of authorized persons who have access to the data collected .-

15) Whether any private security agency has been hired to monitor the CCTV information and data, if yes, please give details of the private security agency alongwith the details of private security guards authorized to monitor and access the information.
