

# PRIVACY NOTICE



## Planning

Being transparent and providing accessible information to individuals about how we use personal information is a key element of the Data Protection Act and the General Data Protection Regulation (Regulation (EU) 2016/679).

### **The information being processed**

The Authority is collecting personal details of Applicants, Agents, Land Owners and third party consultees including members of the public for the purpose of determination of Planning Applications and Notifications, Enforcement of Planning Control, applications for works to Trees and Hedgerows, monitoring of Minerals Applications, and Appeals in relation each of these types of application and the decisions arising from them.

### **Information Sharing**

To ensure that the Authority provides you with an efficient and effective service we will sometimes need to share your information between teams within the Authority as well as with our partner organisations that support the delivery of the service you may receive. In this case, the information collected will be shared with:

- Statutory consultees (including District Council, Parish Councils, Environment Agency, etc)
- Occupiers of neighbouring properties
- Local Authority Land Charges departments
- Members of the public via the Authority's website and Site Notices

We will only ever share your information if we are satisfied that our partners or suppliers have sufficient measures in place to protect your information in the same way that we do.

We will never share your information for marketing purposes.

### **Retention Periods**

We will only store your data for as long as necessary for the purposes for which it is held. Retention periods are detailed in the Authority's Information Asset Register which is available from the Authority's website.

### **Purpose of Processing Personal information**

As a local authority, we deliver services to you. In order to do this in an effective way we will need to collect and use personal information about you.

The Data Protection Act 2018 and the EU General Data Protection Regulation ensure that we comply with a series of data protection principles. These principles are there to protect you and they make sure that we:

- Process all personal information lawfully, fairly and in a transparent manner.
- Collect personal information for a specified, explicit and legitimate purpose.

- Ensure that the personal information processed is adequate, relevant and limited to the purposes for which it was collected.
- Ensure the personal information is accurate and up to date.
- Keep your personal information for no longer than is necessary for the purpose(s) for which it was collected.
- Keep your personal information securely using appropriate technical or organisational measures.

## **Your Rights**

You have certain rights under the Data Protection Act 2018 and the EU General Data Protection Regulations (GDPR), these are:

- The right to be informed via Privacy Notices such as this.
- The right of access to any personal information the Authority holds about yourself.
- The right of rectification, we must correct inaccurate or incomplete data within one month.
- The right to erasure. You have the right to have your personal data erased and to prevent processing unless we have a legal obligation to process your personal information.
- The right to restrict processing. You have the right to suppress processing. We can retain just enough information about you to ensure that the restriction is respected in future.
- The right to data portability. We can provide you with your personal data in a structured, commonly used, machine readable form when asked.
- The right to object. You can object to your personal data being used for profiling, direct marketing or research purposes.
- You have rights in relation to automated decision making and profiling, to reduce the risk that a potentially damaging decision is taken without human intervention.

## **Consent**

During your contact with the Authority you will be informed of how you, or your children's, information will be used and shared with other services or organisations.

We will usually seek your consent prior to processing or sharing your information, If you object you must inform the Authority, however, if there is a legal reason, as outlined under the Data Protection Act 2018, we may not require your consent, for example:

- Where necessary to comply with a statutory obligation, (for example, as required by the Town & County Planning Act 1990)
- To protect a child, a vulnerable adult, or member of the public
- Where the disclosure is necessary for the purposes of the prevention and/or detection of crime.
- Tax or duty assessment
- Required by court or law

Where we need to disclose sensitive or confidential information such as medical details to other partners, we will do so only with your prior explicit consent or where

we are legally required to. We may disclose information when necessary to prevent risk of harm to an individual.

### **Details of transfers to third country and safeguards**

Your personal and sensitive data will only be stored and processed on servers based within the European Economic Area (EEA).

### **Data Controller**

Exmoor National Park Authority is registered as a data controller with the Information Commissioner's Office (registration number: Z9285589).

Contact details for the Authority's data controller are:

Data Protection Officer, Exmoor National Park Authority, Exmoor House, Kemps Way, Dulverton. Somerset. TA22 9HL

Email: [data@exmoor-nationalpark.gov.uk](mailto:data@exmoor-nationalpark.gov.uk)