

Privacy notice

Development Control and Enforcement



Personal data held by the planning department

In order to deal with planning applications, it is necessary for us to collect and hold personal information. This information may include:

- Basic personal information such as name, address, telephone number, email address
- Financial information
- Any other information provided in support of a planning application
- Information in connection with an enforcement case which could include evidence such as photos with car registration details

Who is processing your data?

All personal data held, is processed in accordance with data protection law. For the purpose of planning services the Data Controller is Malvern Hills District Council.

Why do we collect your information?

We will collect information about you (where applicable):

- For the purpose of providing pre-application advice and assistance
- In order to deliver planning services such as processing planning applications
- To deal with planning appeals
- To monitor developments
- To take enforcement action

What is the legal basis for us to process your data?

The legal basis for processing the data is:

In the exercise of official authority under various UK laws including but not limited to:

- The Town & Country Planning Act 1990
- The Planning Act 2008
- The Housing & Planning Act 2016
- The Planning (Listed Buildings & Conservation Areas) Act 1990
- The Localism Act 2011
- The Highways Act 1980
- The Environment Act 1995
- The Environmental Protection Act 1990
- The Wildlife and Countryside Act 1981
- The Countryside and Rights of Way Act 2000

Who do we share your information with?

Please be advised that planning applications together with documents provided in support of those applications and any comments made thereon are published on our website.

We may share your information with partner organisations, including:

- Statutory bodies and consultees
- The Planning Inspectorate (PINS)
- Other public bodies, including the courts and tribunal service
- Government agencies
- External auditors and regulators (such as the Local Government Ombudsman)

We will not normally share your information with organisations other than our partner organisations without your consent, however, there may be certain circumstances where we would share without consent such as where we are required to do so by law, to safeguard public safety, and in risk of harm or emergency situations. Any information which is shared will only be shared on a need to know basis, with appropriate individuals. Only the minimum information for the purpose will be shared.

How long do we keep your records

We will only keep your information for the minimum period necessary. The information outlined in this privacy notice will be kept in accordance with our retention schedule. All information will be held securely and destroyed under confidential conditions.

What are your rights?

You have a number of rights under data protection law, including the right to request your information and to request that the information be amended or erased if incorrect.

To request your records, you will need to put your request in writing and provide proof of identification to The Data Protection Officer, Wychavon and Malvern Hills District Council shared Legal Service, Civic Centre, Queen Elizabeth Drive, Pershore, Worcestershire, WR10 1PT or via email, SAR@malvern hills.gov.uk

You also have a right to make a complaint about our handling of your personal data to the Information Commissioner's Office <https://ico.org.uk/>

Providing accurate information

It is important that we hold accurate and up to date information about you in order to assess your needs and delivery the appropriate services. If any of your details have changed, or change in the future, please ensure that you inform us as soon as possible so that we can update your records.

Further information

If you have any questions or concerns about how your information is used, please contact Meesha Patel, Legal Services Manager at Wychavon and Malvern Hills District Council shared Legal Service, Civic Centre, Queen Elizabeth Drive, Pershore, Worcestershire, WR10 1PT

More information about data protection and how it applies to you can be found on the Information Commissioner's Office website at <https://ico.org.uk/>