



**WOKINGHAM  
BOROUGH COUNCIL**

## **Privacy Notice Planning Enforcement**

This notice, in conjunction with Wokingham Borough Councils overarching privacy statement, explains when as a service we collect personal information, what we use your data for, who has access, who we share it with, and what your rights are.

### **Who are we?**

Development Management and Regulation  
Customers and Localities,  
Wokingham Borough Council,  
Shute End,  
Wokingham,  
Berkshire,  
RG40 1BN

### **What is the lawful basis for processing the information?**

The lawful basis for processing your information is necessary for compliance with a legal obligation, as specified by the following legislation:

- The Town and Country Planning Act 1990
- The Town and Country Planning (Listed Buildings and Conservation) Areas Act 1990

### **How do we collect information from you?**

Information is collected from you as the service user via online web forms, hard copy documents, e-mail, by telephone or through face-to-face discussion when you report a suspected breach of planning control. This information will be collected from either you directly as the data subject, or from a representative acting on your behalf, e.g. a solicitor. When investigating a suspected breach of planning control, the planning enforcement officer will use a variety of methods to investigate and collect information, which can include personal data.

### **What type of information is collected from you?**

The service collects and processes a range of information about you. The information is provided to enable the Development Management Planning Enforcement team to carry out its duty and functions, provide you with a service, and continue to make service improvements.

We will collect the following information when you report a suspected breach of planning control: Surname, Forename, Title, Age, Address, Postcode, E-mail, Phone number. We may collect optional information such as what you think the breach of planning control is and what impact it is having on you, and your family. If you are the transgressor or have interest in the land, we may ask a variety of questions during the investigation.

You will be informed of any other data we collect, that is not listed above, orally or through email at the time of collection of the data.

### **How do we use the information you have provided?**

All information provided is used by Wokingham Borough Council for the purposes of making planning enforcement decisions.

## **Who has access to the information about you?**

Your information is managed by staff employed in the Development Management Planning Enforcement team. Your information may also be shared with officers from other service areas for assistance with these matters. All personal data is stored securely; we have in place security which are intended to ensure, as far as possible, the security and integrity of all personally identifiable information.

Your data is stored securely on our systems and accessed only by authorised officers of Wokingham Borough Council by using their own Username and Password all created in-line with pre-defined user credentials. Personal data is also held in electronic files on the Councils network drives. These are only accessible through personal logon credentials and access privileges to specific drives.

Unfortunately, the transmission of information via the internet is not completely secure. Although we will do our best to protect your personal data, we cannot guarantee the security of your data transmitted to our sites, any transmission is at your own risk. Once we have received your information, we will use strict procedures and security features to try to prevent unauthorised access, and any exchanges of information carried out once we are in receipt of your data will be done securely.

Any personal data held in paper format is held in lockable filing storage, and accessed only by authorised officers, as is data held on audio or CD/DVD media. Data may be stored in paper form and is always secured in lockable cabinets when not in use. Access to Council sites is also secure requiring a person electronic pass (lanyard) to access staff only areas.

## **Who we may share your information with?**

When contacting the Development Management Planning Enforcement team to report a suspected breach of planning control, we will keep your details confidential. Your information may be shared with other Council staff to the extent required as part of the investigation, and if formal enforcement action is taken, your information may need to be disclosed to the courts.

To ensure that information is held continued to be held securely and that accuracy is maintained, there will also be instances where our system suppliers will need to access individuals personal information. This will be on a strict need to know basis and all contracts have confidentiality clauses built in.

The Council will not transfer your information to countries outside the European Economic Area (EEA) unless this is necessary, and only to countries which have sufficient safeguards in place to protect information.

Information will be shared internally if required for better performance and efficiency of Council services and the welfare of individuals.

Wokingham Borough Council may also share personal information with the police and other local authorities under Article 23 of the General Data Protection Regulations in order to prevent or detect crime.

## **How long do we store your information?**

The duration that the Council will hold information, and what happens at the end of that period, are as described within the Councils corporate retention schedule available on our website: [www.wokingham.gov.uk/council-and-meetings/information-and-data-protection/privacy-statement](http://www.wokingham.gov.uk/council-and-meetings/information-and-data-protection/privacy-statement)

**Does the service utilise automated decision-making?**

The Development Management Planning Enforcement team does not utilise automated decision-making in its services.