

# Development Management Privacy Notice



**Oldham**  
Council

Date and version

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## What this privacy notice is for

Our core data protection obligations and commitments are set out in the council's primary privacy notice at [www.oldham.gov.uk/dataprotection](http://www.oldham.gov.uk/dataprotection)

This notice provides additional privacy information for:

- Development Management functions in connection with the Council's role as Local Planning Authority

## Updating our privacy notices

We may update or revise our privacy notices at any time so please refer to the version published on our website for the most up to date details

## What we use your information for

We collect or obtain your personal information for the following purposes:

- The processing and determination of planning and related applications
- Providing pre-application advice or in connection with planning related queries
- The investigation of alleged breaches of planning regulations

## What categories of personal information we use

Personal information can be anything that identifies and relates to a living person. This can include information that when linked with other information, allows a person to be uniquely identified. For example, this could be your name and contact details.

The law treats some types of personal information as 'special' because the information requires more protection due to its sensitivity. This information consists of:

- Racial or ethnic origin
- Sexuality and sexual life
- Religious or philosophical beliefs
- Trade union membership
- Political opinions
- Genetic and bio-metric data
- Physical or mental health
- Criminal convictions and offences

In order to carry out these purposes we collect and obtain the following personal information.

Category of personal data	Special/ Sensitive
Name, Address	
Telephone number, e-mail address	
Other personal details included in a submitted document, e.g. in relation to a person's health needs.	Sensitive

## Legal basis for processing

The legal basis for processing and or sharing your personal information is:

- Town and Country Planning Act 1990, as amended
- Planning and Compulsory Purchase Act 2004, as amended
- Local Government Act 1972, as amended
- Planning (Listed Buildings and Conservation Areas) Act 1990, as amended
- Town and Country Planning (Development Management Procedure) (England) Order 2015, as amended
- Equalities Act 2010

If you fail to provide certain information when requested, we may not be able to comply with our legal obligations in order to validate submitted applications or to confirm your identity in connection with taking into consideration representations received.

## Information sharing/recipients

We may share personal information about you with the following types of organisation:

- Ministry of Housing, Communities and Local Government
- Planning Inspectorate
- Statutory and non-statutory consultees, such as the Environment Agency
- Local Government Ombudsman

As well as information collected directly from you, we also obtain or receive information from:

- Third parties, including representations received from members of the public and from planning applicants, their agents or consultants, in connection with the determination of planning and related applications.

## Data Transfers beyond European Economic Area

We do not transfer any of your personal information outside the European Economic Area ('EEA').

## Automated Decisions

All the decisions we make about you involve human intervention.

Our Guide to Exercising Your Rights outlines the procedure to ask us for an automated decision to be reviewed by an appropriate officer. This can be found at

[www.oldham.gov.uk/yourdatarights](http://www.oldham.gov.uk/yourdatarights)

## How long we keep your data

We will only keep your personal information for as long as the law specifies or where the law does not specify this, for the length of time determined by our business requirements. In line with the council's record retention schedule such data may be kept whilst the relevant document is current and for a maximum of a further 15 years depending on the data.

In order to comply with its statutory obligations, the Council must make public certain details relating to planning applications on a public register. Regulations allow this information to be made available on the Internet. The Council is also under a statutory obligation to publish on its website a list of planning applications. This includes the name and address of the applicant and, where applicable their agent.

## Where can I get advice

More information on how to seek advice in order to exercise your rights, raise a concern or complain about the handling of your personal information by the council can be found in the council's privacy notice which can be found at [www.oldham.gov.uk/dataprotection](http://www.oldham.gov.uk/dataprotection)