

Privacy notice – Environmental protection and community safety

Legal basis for processing

The Environmental Protection and Community Safety Team uses personal identifiable information about residents and users of its services to enable it to carry out specific functions relating to environmental health, public health and community safety; for which it is responsible.

Any personal data processed by the team is done so under Article 6(1)(e) of the GDPR, because it is necessary to enable us to exercise our official authority, for example: to undertake our various statutory functions, duties or powers as laid down by law. Any sensitive data (special category data) is only processed when it also falls under condition (g) of Article 9(2) of the GDPR, for example: where the processing is necessary for reasons of substantial public interest on the basis of legislation for which the team have statutory obligations.

Examples of the legislation under which the team has legal responsibilities includes, but is not limited to:

- Anti-social Behaviour, Crime and Policing Act 2014
- Food & Environmental Protection Act 1985
- Building Act 1984
- National Assistance Act 1948
- Clean Air Act 1993
- Noise Act 1996
- Clean Neighbourhoods and Environment Act 2005
- Prevention of Damage by Pests Act 1949
- Public Health Acts 1936 and 1961
- Control of Pollution Act 1974
- Public Health (Control of Disease) Act 1984
- Environment Act 1995
- Water Industry Act 1981
- Environmental Protection Act 1990
- Local Government (Miscellaneous Provisions) Acts 1976 and 1982

The department also processes criminal offence data under Article 10 of the GDPR and maintains a comprehensive register of criminal convictions. It does so in its official capacity having regard to its enforcement duties.

The type of data we collect

The type of personal data processed by the team depends on the specific function being undertaken. In the majority of situations it is restricted to the following:

- Your name, address, contact telephone number, contact email address
- Your date of birth, NHS number, other national identifier
- Details of conversations and correspondence between you and the team
- Information about you, your family, or other members of your household
- Details about your lifestyle and social circumstances
- Financial details
- Employment and education details

- Details about your housing situation

It may at times however include more sensitive data such as:

- The names and contact details of your close relatives and/or carers
- Your physical and mental health details
- Details of any health, social care or other services you are accessing
- Details of any support you receive from carers or others
- Details of any relevant vulnerabilities or risks to your health or wellbeing
- Information about your situation given to us by your family, carers or other agencies
- Any cultural, spiritual or religious beliefs
- Details of your political opinion/affiliation
- Details of your racial or ethnic origin
- Details of any communication needs you may have
- Details of your legal status such as immigration and power of attorney
- Details of any relevant offences (including alleged offences)
- Details of any relevant criminal proceedings, outcomes and sentences

Sharing your data

In carrying out its statutory obligations, the team sometimes needs to share information with other council services as well as other organisations such as government bodies, the police, the health and social care organisations, housing associations and landlords, and educational establishments. In all such circumstances, the team ensures that the processing is proportionate to the aim pursued and that appropriate safeguards are in place to protect the data processed. We only share information with these organisations on a strict need to know basis for the purposes of minimising public and environmental health risks and ensuring that individuals receive the support that they need. Personal information may also be shared if there is a lawful reason to do so for crime prevention or detection purposes or where it is in the interest of maintaining public safety.

Retention

Personal information held by the team will be deleted when it is no longer needed for these purposes in accordance with the team's formal record retention register. A copy of which is available on request.

Your rights

You have the right as the data subject to access your data. If you feel the data we hold is inaccurate or incomplete, you are entitled to have your personal data rectified. In some instances you may also have the right to have your personal data deleted, unless there is a legal obligation to retain it. Please contact the council's Data Protection Officer, Joanne Billington on 01253 887372 or visit wyre.gov.uk for further information.

You also have the right to contact the Information Commissioner if you are unhappy with how we are handling your personal data.