

Privacy Notice (How we use your information)

Compulsory Purchase Orders (CPO's)

A Compulsory Purchase Order (“CPO”) is a legal process that allows the Council to require those with interest in land or property to sell that interest to the Council if it is in the public good, for instance where we are undertaking the regeneration or development of a wider area.

Where reference is made to a compulsory purchase order, Kirklees Council (the council) is referring to activities where compulsory purchase powers are being sought or have been granted.

A CPO could be made by a number of service areas/directorates within the Council depending on the development that is being undertaken. By searching our website for ‘Compulsory Purchase Order’ you can see if there are any CPOs being undertaken and the contact information for the team that is managing the process.

The categories of information that we collect, process, hold and share include:

If your property is affected by a compulsory purchase order made by the council, it is likely that the council may hold personal information about you, such as your

- Name
- Address
- Nature of ownership
- Mortgage Information
- Financial background information (e.g. Property Value)
- Enquiries and correspondence from you

Why we collect and hold this information

The personal information that the council holds has been primarily obtained from the Land Registry, which provides publicly available information regarding the ownership and interests held in property. Information may also be gathered through the completion of Land Interest Questionnaires used to identify property interests that may be subject to compulsory purchase.

The council uses your personal information for the purpose of compiling information to identify owners of land that are or may be affected by a compulsory purchase order. Part of that process includes publishing the names and addresses of land owners and the interest(s) they hold in certain land in a schedule that accompanies the order. The schedule must be published and made publicly available for physical inspection and on the Council’s website as set out by legislation.

If you own an interest in affected land when compulsory purchase powers are used you will be required to provide personal information for the purposes of preparing any notices to acquire the land, assess and make compensation payments, audit (including fraud prevention) and financial analysis.

The council will not pass, sell or rent your personal information on to any other organisation for marketing purposes.

The lawful basis on which we use this information

Under Article 6 of the UK General Data Protection Regulation (UK GDPR), the lawful bases we rely on for processing this information are:

- 6(1)(c) We have a legal obligation. There is a legal obligation to publish the data, as described above.
- 6(1)(e) We need it to perform a public task

These legal bases are underpinned by acts of legislation that dictate what actions can and should be taken by local authorities. This includes, but may not be limited to:

Acquisition of Land Act 1981

Town and Country Planning Act 1990

How we store your personal information

Your information will also be safely stored on Kirklees Council's secure network drives.

The information will be publicly available on our website and in person at Huddersfield Library, Civic Centre 3, Market Street, Huddersfield, HD1 2EY whilst the CPO is being promoted.

The Council will retain personal information in line with its data retention policies and will not hold the information for longer than is necessary for the purposes it was obtained for. The council will keep your personal information for as long as a compulsory purchase scheme is being promoted, and for as long as any compensation claims remain outstanding. After this time, the council may keep your information for up to 6 years to:

- respond to any correspondence, concerns or complaints received
- maintain records for legal or regulatory purposes
- establish and defend any legal claims
- for audit and analysis reasons.

Who we may share your information with

The information will be publicly available on our website and in person at Huddersfield Library, Civic Centre 3, Market Street, Huddersfield, HD1 2EY whilst CPOs are being promoted.

Please use our search box displayed on the home page to search for 'Compulsory Purchase Order'. It will bring up information about any CPOs currently in progress.

We must submit the CPO to the Secretary of State for confirmation. Details of the Order may be published on the public register of Compulsory Purchase Orders on the website of Secretary of State with responsibility for Housing and Planning. The Secretary of State may also publish decision letters and inspector's reports.

The Council may also share your information with:

- Lawyers
- Land referencing companies
- Compulsory purchase surveyors and valuers

We do not share personal information about you with anyone else without consent unless the law and our policies allow us to do so.

Your data protection rights

Under data protection law, you have a number of rights, including the right to have your records rectified and the right to ask for access to all the information the Council holds about you. These rights are listed in more detail on Kirklees Council's [Data protection rights](#) page.

You are not required to pay any charge for exercising your rights. If you make a request, we have one month to respond to you.

Please contact us at Data.protection@kirklees.gov.uk if you wish to make a request.

Further information

If you would like further information about how we manage your data, please see the [Kirklees Council privacy notice](#).

If you would like further information about this privacy notice, please contact: Legal.Landregistry@kirklees.gov.uk quoting CONV/ROT18929

If you have any worries or questions about how your personal data is handled, please contact the Data Protection Officer at DPO@kirklees.gov.uk or by ringing 01484 221000.

You can also complain to the ICO if you are unhappy with how we have used your data. You can contact the ICO via the ['Contact us' page on their website](#), or by ringing 0303 123 1113.