

# **Wolverton Primary School**

## **Privacy Notice for Parents and Pupils – How we use your information**

### **2020/21**

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#### **Who are we?**

Wolverton Primary School is the 'data controller'. This means we are responsible for how your personal information is processed and for what purposes.

Wolverton Primary School is registered as the Data Controller with the Information Commissioner's Office (ICO); Registration Number: Z987901X.

You can contact the school as the Data Controller in writing at:  
Norton Lindsey, Warwick, CV35 8JN or admin5201@welearn365.com.

#### **What is a Privacy Notice?**

A Privacy Notice sets out to individuals how we use any personal information that we hold about them. We are required to publish this information by data protection legislation. This Privacy Notice explains how we process (collect, store, use and share) personal information about our pupils and parents.

#### **What is Personal Information?**

Personal information relates to a living individual who can be identified from that information. Identification can be by the information alone or in conjunction with any other information in the data controller's possession or likely to come into such possession.

'Special category' personal information relates to personal information revealing racial or ethnic origin, political opinions, religious or philosophical beliefs, or trade union membership, and the processing of genetic data, biometric data for the purpose of uniquely identifying a natural person, data concerning health or data concerning a natural person's sex life or sexual orientation.

#### **What personal information do we process about pupils and parents?**

The pupil and parent information that we collect, hold and share includes:

- Personal information including a pupil's name, date of birth, unique pupil number and home address
- Characteristics such as ethnicity, language, and free school meal eligibility
- Attendance information such as sessions attended, number of absences and absence reasons.
- Educational information including records of work, assessment results, relevant medical information, details of pupils' special educational needs, exclusions/behavioural information, post-16 learning information.
- Contact information for parents, carers and other relatives, including telephone numbers, home addresses and e-mail addresses.
- Information about a child's home life, where required as part of necessary safeguarding and welfare processes.

## **Why do we use personal information?**

We use pupil data:

- to support pupil learning
- to monitor and report on pupil progress
- to provide appropriate pastoral care
- to assess the quality of our services
- to comply with the law regarding data sharing
- to safeguard pupils
- to share medical information with public health agencies

## **Collecting pupil information**

Whilst the majority of pupil information you provide to us is mandatory, some of it is provided to us on a voluntary basis. In order to comply with the General Data Protection Regulation, we will inform you whether you are required to provide certain pupil information to us or if you have a choice in this.

## **What are the legal reasons for us to process your personal information?**

We are required to process personal information in accordance with data protection legislation and only do so when the law allows us to. The lawful reasons we have for processing personal information are as follows:

### **1) To comply with the law**

We collect and use general purpose pupil information in order to meet certain legal requirements and legal obligations placed upon the school by law. We therefore are required to process personal information for such purposes even if you have not consented to us doing so.

Details of the type of processing that we must undertake, the personal data that is processed, the legislation which requires us to do so and who we may share this information with is set out in Table 1.

If you would like a copy of or further information regarding the statutory authorities that underpin our legal obligations, you should contact the school in writing.

### **2) To protect someone's vital interests**

We are able to process personal information when there is an emergency and/or where a person's life is in danger.

Details of the type of processing that we may undertake on this basis and who we may share that information is set out in Table 2.

### **3) With the consent of the individual to whom that information 'belongs'**

Whilst much of the personal information processed is in accordance with a legal requirement, there is some personal information that we can only process when we have your consent to do so. In these circumstances, we will provide you with specific and explicit information regarding the reasons the data is being collected and how the data will be used.

Details of the type of processing that we may undertake on this basis and who we may share that information is set out in Table 3.

### **4) To perform a public task**

It is a day-to-day function of the school to ensure that children receive the education and support they require. Much of this work is not set out directly in any legislation but it is deemed to be necessary in order to ensure that pupils are properly educated and supported.

Details of the type of processing that we may undertake on this basis and who we may share that information is set out in Table 4.

### **Special category personal information**

In order to process 'special category' data, we must be able to demonstrate how the law allows us to do so. In addition to the lawful reasons above, we must also be satisfied that ONE of the following additional lawful reasons applies:

- 1) Explicit consent of the data subject
- 2) Processing relates to personal data which is manifestly made public by the data subject
- 3) Necessary for establishing, exercising or defending legal claims
- 4) Necessary for reasons of substantial public interest
- 5) Necessary for preventive or occupational medicine, or for reasons of public interest in the area of public health
- 6) Necessary for archiving, historical research or statistical purposes in the public interest

The lawful reasons for each type of special category personal information data that we process is set out in the tables attached.

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

We routinely share pupil information with:

- schools that the pupils attend after leaving us
- our Local Authority
- the Department for Education (DfE)
- local Public Health team
- NHS Test and Trace

We do not share information about our pupils or parents unless the law and our policies allow us to do so.

Please refer to the tables on our website for information about what personal information is shared with which specific third parties.

### **Data collection requirements:**

To find out more about the data collection requirements placed on us by the Department for Education (for example; via the school census) go to <https://www.gov.uk/education/data-collection-and-censuses-for-schools>.

### **NHS Test and Trace/Public Health Agencies:**

It may be necessary for us to share limited information with the above agencies in the event that an individual test positive for Coronavirus, or if there is a Coronavirus outbreak at school. This will enable the named agencies to liaise with families to provide advice and support, and to take appropriate steps in responding to an outbreak. You have the right to object to the sharing of information with such agencies. This is not an absolute right and will be assessed on a case by case basis.

### **What do we do with your information?**

All personal information is held in a manner which is compliant with data protection legislation. Personal information is only processed for the purpose it was collected. The school monitors the personal information it processes and will only share personal information with a third party if it has a legal basis to do so (as set out above).

### **How long do we keep your information for?**

In retaining personal information, the school complies with the Retention Schedules provided by the Information Record Management Society. The schedules set out the

Statutory Provisions under which the school are required to retain the information.

A copy of those schedules can be located using the following link:

<http://irms.org.uk/page/SchoolsToolkit>

### **Transferring data internationally**

Where we transfer personal data to a country or territory outside the European Economic Area, we will do so in accordance with data protection law.

### **Test and Trace Scheme**

To assist with the school's engagement of the Test and Trace Scheme, we are requesting contact details from individuals in addition to the usual information required from our visitors. Should it become apparent that you may have come into contact with a person who has tested positive for COVID19, we may be requested to share your name and contact details with the NHS Test and Trace Scheme. We will only keep your telephone number/contact details for 21 days, at which point it will be deleted/securely disposed. For further details on how we process your information, please refer to our privacy notice on the school's website. Further information on the Test and Trace Scheme can be found by visiting <https://www.gov.uk/guidance/nhs-test-and-trace-how-it-works>.

### **What are your rights with respect of your personal information?**

Under data protection law, parents and pupils have the right to request access to information about them that we hold. To make a request for your personal information, or to have access to your child's educational record, contact the School Data Protection Officer at Warwickshire Legal Services via email at [schooldpo@warwickshire.gov.uk](mailto:schooldpo@warwickshire.gov.uk) or alternatively;

School Data Protection Officer  
Warwickshire Legal Services  
Warwickshire County Council  
Shire Hall  
Market Square  
Warwick  
CV34 4RL

### **\*\*Please ensure you specify which school your request relates to.**

You also have the right to:

- object to processing of personal data that is likely to cause, or is causing, damage or distress;
- prevent processing for the purpose of direct marketing;
- object to decisions being taken by automated means;
- in certain circumstances, have inaccurate personal data rectified, blocked, erased or destroyed; and
- claim compensation for damages caused by a breach of the Data Protection regulations

If you have a concern about the way we are collecting or using your personal data, you should raise your concern with us in the first instance or directly to the Information Commissioner's Office at <https://ico.org.uk/concerns/>

### **Review**

The content of this Privacy Notice will be reviewed during the summer term 2021.

**Table 1** – Personal information we are required to process to comply with the law:

<b>Information Type</b>	<b>Relevant legislation</b>	<b>Special Category–additional lawful reason</b>	<b>Third Parties with whom we share the information</b>	<b>Lawful reason for sharing</b>
Name	Education Regulations 2006		SIMS/DFE/LA/NEXT SCHOOL /MASH	Legal obligation
Date of birth	Education Regulations 2006		SIMS/DFE/LA/NEXT SCHOOL /MASH	Legal obligation
Gender	Education Regulations 2006		SIMS/DFE/LA/NEXT SCHOOL /MASH	Legal obligation
Address	Education Regulations 2006		SIMS/DFE/LA/NEXT SCHOOL /MASH	Legal obligation
Telephones	Education Regulations 2006		SIMS/DFE/LA/NEXT SCHOOL /MASH	Legal obligation
Family links	Children's Act 2004		MASH/ACE	Legal obligation
Ethnicity	Education Regulations 2013	Explicit consent given by data subject	SIMS/DFE/LA/NEXT SCHOOL /MASH	Legal obligation
SEN & disability info	Children's Act 2004 Education Regulations 2013	Necessary for preventative or occupational medicine	SIMS/DFE/LA/NEXT SCHOOL /MASH	Public task
Safeguarding info	Education Regulations 2013		SIMS/LA/ NEXT SCHOOL /MASH	Legal obligation
Previous school info	Education Regulations 2006		SIMS/SCHOOL STAFF/LA/DFE	Legal obligation
Assessment info	Education Regulations 2006		SIMS/NEW SCHOOL STAFF/LA/DFE	Legal obligation
Attendance data	Education Regulations 2006		SIMS/DFE/LA/NEXT SCHOOL /MASH/ACE	Legal obligation
FSM eligibility	Education Regulations 2013		SIMS/DFE/LA/NEXT SCHOOL /BAILEYS CATERING	Legal obligation
UPN Number	Education Regulations 2013		SIMS/DFE/LA/NEXT SCHOOL /MASH	Legal obligation
Year group info	Education Regulations 2013		SIMS/DFE/LA/NEXT SCHOOL /MASH	Legal obligation
Admissions info	Education Regulations 2006		SIMS/LA/NEXT SCHOOL	Legal obligation
EAL	Education Regulations 2013		SIMS/DFE/LA/NEXT SCHOOL /MASH/EMTAS	Legal obligation
LAC (Looked After Children) info	Education Regulations 2013		SIMS/DFE/LA/NEXT SCHOOL	Legal obligation
Service child (a child whose	Education Regulations 2013		SIMS/DFE/LA/NEXT SCHOOL	Legal obligation

parents are in the Armed Forces)				
Court order	Children's Act 2004		MASH/NEXT SCHOOL	Legal obligation
COVID-19 Track & Trace	Public Health England Regulations		NHS Test & Trace Scheme	Public task

**Table 2** – Personal information we are required to process as it is necessary to protect someone's vital interests

Information Type	Special Category - additional lawful reason	Third Parties with whom we share the information	Lawful reason for sharing
Medical / health info.	Necessary to protect vital interests of data subject	SIMS/NHS/LA/school staff/supply staff/out of hours staff/school trip establishments	Vital Interest
Dietary info.	Necessary to protect vital interests of data subject	SIMS/NHS/LA/school staff/supply staff/out of hours staff/Baileys Catering/ school trip establishments	Vital Interest

**Table 3** - Personal information we are required to process with the consent of the individual to whom that information 'belongs'

Information Type	Special Category - additional lawful reason	Third Parties with whom we share the information	Lawful reason for sharing
Emergency contacts	Data subject has given explicit consent	SIMS/school staff/supply staff/out of hours staff/	Consent
Religion	Data subject has given explicit consent	Nationality	Consent
Images consent	Data subject has given explicit consent	SIMS/school staff/supply staff/out of hours staff/photography company/local press/website	Consent
Trips consent	Data subject has given explicit consent	Sims/school staff/trips establishment	Consent
Collection consent	Data subject has given explicit consent	School staff/supply staff/out of hours staff	Consent

**Table 4** - Personal information we are required to process because it is necessary to do so in order to perform a public task

Information Type	Special Category - additional lawful reason	Third Parties with whom we share the information	Lawful reason for sharing
Name		S&L/ACE/MASH/LA/NHS/ Baileys Catering/school staff/supply staff/out of hours staff/ICTDS/Class dojo/Spag.com/Cool Milk Public Health NHS Track & Trace	Public task
Date of birth		S&L/ACE/MASH/LA/NHS/ Baileys Catering/school	Public task

		staff/supply staff/out of hours staff/ICTDS/Class dojo/Spag.com/Cool Milk Public Health NHS Track & Trace	
Gender		S&L/ACE/MASH/LA/NHS/Baileys Catering/school staff/supply staff/out of hours staff	Public task
Emergency contact details prioritised		S&L/ACE/MASH/LA/NHS/Baileys Catering/school staff/supply staff/out of hours staff Public Health NHS Track & Trace	Public task
Year group details		S&L/ACE/MASH/LA/NHS/Baileys Catering/school staff/supply staff/out of hours staff/ICTDS/Class dojo/Spag.com/Cool Milk Public Health NHS Track & Trace	Public task
SEND info	Data subject has given explicit consent	S&L/ACE/MASH/LA/NHS/Baileys Catering/school staff/supply staff/out of hours staff/ICTDS/	Public task
FSM eligibility		Baileys Catering/Cool Milk	Public task
Dietary info.		NHS/Baileys Catering/school staff/ supply staff	Public task
Medical info.	Data subject has given explicit consent	NHS/Baileys Catering/school staff/ supply staff/out of hours staff/new school/MASH	Public task
Results of COVID-19 testing	Necessary for reasons of public health	Public Health NHS Test and Trace	Public task
GP Practice		SIMS/NHS	Public task
Attendance		ACE	Public task
Mode of transport		SIMS	Public task
Pupil awards		School staff	Public task
LAC status		SEND co-ordinator/ other school staff	Public task
<b>For visitors:</b>			
Name		NHS Test and Trace	Public task
Contact details		NHS Test and Trace	Public task