



## Privacy Notice Pupils

Based on the DfE model privacy notice (August 2019)

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# Danbury Park Community Primary School

## Privacy Notice: How we use pupil information

### Introduction

Danbury Park Community Primary School is the data controller for the use of personal data in this privacy notice.

As a school we collect a significant amount of information about our pupils. This notice explains why we collect the information, how we use it, the type of information we collect and our lawful reasons to do so.

### What type of data is collected?

The Department for Education and government requires us to collect a lot of data by law, so that they can monitor and support schools more widely, as well as checking on individual schools' effectiveness.

The categories of pupil information that the school collects, holds and shares include the following:

- Personal information – e.g. names, pupil numbers, contact details and addresses.
- Characteristics – e.g. ethnicity, language, nationality, country of birth and free school meal eligibility.
- Safeguarding information (such as court orders and professional involvement).
- Special educational needs (including the needs and ranking).
- Medical and administration (such as doctors' information, child health, dental health, allergies, medication and dietary requirements).
- Attendance information (such as sessions attended, number of absences, absence reasons and any previous schools attended).
- Assessment and attainment information (such as EYFS assessments, Key Stage 1 teacher assessments and phonics results, Key Stage 2 statutory teacher assessments and test results).
- Behavioural information (such as exclusions and any relevant alternative provision put in place).
- CCTV, photos and video recordings of you are also personal information.

This list is not exhaustive, to access the current list of categories of information we process please see contact the Headteacher.

### Why do we collect data?

We collect and use the pupil data to:

- Support pupil learning;
- Monitor and report on pupil attainment progress;
- Provide appropriate pastoral care;
- Assess the quality of our services;
- Keep children safe (e.g. food allergies, emergency contact details);
- Fulfil our statutory obligations to safeguard and protect children and vulnerable people;
- Enable targeted, personalised learning for pupils;
- Manage behaviour and effective discipline;
- Comply with our legal obligations to share data;
- Monitor our effectiveness;

- Support pupils to fulfil their potential;
- Keep pupils, parents and carers informed about school events and school news.

## **Our Legal Obligations**

We must make sure that information we collect and use about pupils is in line with the GDPR and Data Protection Act. This means that we must have a lawful reason to collect the data, and that if we share that with another organisation or individual we must have a legal basis to do so.

The lawful basis for schools to collect information comes from a variety of sources, such as the Education Act 1996, Regulation 5 of The Education (Information About Individual Pupils) (England) Regulations 2013, Article 6 and Article 9 of the GDPR.

The Department for Education and Local Authorities require us to collect certain information and report back to them. This is called a 'public task' and is recognised in law as it is necessary to provide the information.

We also have obligations to collect data about children who are at risk of suffering harm, and to share that with other agencies who have a responsibility to safeguard children, such as the police and social care.

We also share information about pupils who may need or have an Education Health and Care Plan. Medical teams have access to some information about pupils, either by agreement or because the law says we must share that information, for example school nurses may visit the school.

Counselling services, careers services, occupational therapists are the type of people we will share information, so long as we have consent or are required by law to do so.

We must keep up to date information about parents and carers for emergency contacts.

## **Collecting pupil information**

We collect pupil information via pupil data collection sheets during the first part of the Autumn Term of each academic year, Common Transfer File (CTF) or secure file transfer from the previous school.

Pupil data is essential for the school's operational use. 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 Data Protection legislation, we will inform you whether you are required to provide certain pupil information to us or if you have a choice in this.

## **How we use the data**

In school we also use various third-party tools to make sure that pupils best interests are advanced. We also record details about progress, attainment and pupil development to support future planning and learning. We use software to track progress and attainment.

We use data to manage and monitor pastoral needs and attendance/absences so that suitable strategies can be planned if required.

We use systems to manage our finances and school budgets, which may include some pupil data.

Data can be used to monitor school effectiveness, the impact of intervention and learning styles across groups of pupils as well as individual children.

We may use consultants, experts and other advisors to assist the school in fulfilling its obligations and to help run the School properly. We might need to share pupil information with them if this is relevant to their work.

We also use contact information to keep pupils, parents, carers up to date about school events.

## **Storing pupil data**

Most pupil data is held by the school only for the time that the pupil attends the school and is transferred to their new school when they leave. Special Educational Needs files are stored securely until the pupil reaches 25 years old. Please see the Records Management and Retention Policy for full details.

## **Who we share pupil information with**

We routinely share pupil information with:

- schools that the pupil's attend after leaving us;
- our local authority;
- the Department for Education (DfE);
- the school nursing team.

## **Why we share pupil information**

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

The Department for Education collects personal data from educational settings and local authorities via various statutory data collections.

We are required to share information about our pupils with our local authority (LA) and the Department for Education (DfE) under section 3 of The Education (Information About Individual Pupils) (England) Regulations 2013.

All data is transferred securely and held by the DfE under a combination of software and hardware controls, which meet the current government security policy framework.

For more information, please see 'How Government Uses Your Data' section of this privacy notice.

We may be required to share information about our pupils with the local authority to ensure that they can conduct their statutory duties under the School Admissions Code, including conducting Fair Access Panels.

## **Requesting access to your personal data**

Under data protection legislation, 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 be given access to your child's educational record, contact the headteacher.

You also have the right to:

- ask us for access to information about you that we hold;
- have your personal data rectified, if it is inaccurate or incomplete;
- request the deletion or removal of personal data where there is no compelling reason for its continued processing;
- restrict our processing of your personal data (i.e. permitting its storage but no further processing);
- object to direct marketing (including profiling) and processing for the purposes of scientific/historical research and statistics;
- not be subject to decisions based purely on automated processing where it produces a legal or similarly significant effect on you.

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

## **Withdrawal of consent and the right to lodge a complaint**

Where we are processing your personal data with your consent, you have the right to withdraw that consent. If you change your mind, or you are unhappy with our use of your personal data, please let us know by contacting the Headteacher.

## **Last updated**

We may need to update this privacy notice periodically, so we recommend that you revisit this information from time to time. The most recent version will be available on the school's website or from the school office.

## **Contact**

The school has engaged the services of SBM Services (uk) Ltd to carry out the Data Protection Officer duties on our behalf. They can be contacted by email on [info@sbmservices.co.uk](mailto:info@sbmservices.co.uk) or by phone on 01206 671103.

The headteacher has been nominated as the link between the school and the Data Protection Officer. They can be contacted by email on [admin@danburypark.essex.sch.uk](mailto:admin@danburypark.essex.sch.uk) or by phone on 01245 224994.

## **More information about Data Protection and our Policies**

How we manage the data and our responsibilities to look after and share data is explained in our Data Protection policy and connected policies, which are also available on our website.

## How Government uses your data

The pupil data that we lawfully share with the DfE through data collections:

- underpins school funding, which is calculated based upon the numbers of children and their characteristics in each school.
- informs 'short term' education policy monitoring and school accountability and intervention (for example, school GCSE results or Pupil Progress measures).
- supports 'longer term' research and monitoring of educational policy (for example how certain subject choices go on to affect education or earnings beyond school)

### 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>

### The National Pupil Database (NPD)

Much of the data about pupils in England goes on to be held in the National Pupil Database (NPD).

The NPD is owned and managed by the Department for Education and contains information about pupils in schools in England. It provides invaluable evidence on educational performance to inform independent research, as well as studies commissioned by the Department.

It is held in electronic format for statistical purposes. This information is securely collected from a range of sources including schools, local authorities and awarding bodies.

To find out more about the NPD, go to <https://www.gov.uk/government/publications/national-pupil-database-user-guide-and-supporting-information>

### Sharing by the Department

The law allows the Department to share pupils' personal data with certain third parties, including:

- schools and local authorities,
- researchers,
- organisations connected with promoting the education or wellbeing of children in England,
- other government departments and agencies,
- organisations fighting or identifying crime.

For more information about the Department's NPD data sharing process, please visit:

<https://www.gov.uk/data-protection-how-we-collect-and-share-research-data>

Organisations fighting or identifying crime may use their legal powers to contact DfE to request access to individual level information relevant to detecting that crime. Whilst numbers fluctuate slightly over time, DfE typically supplies data on around 600 pupils per year to the Home Office and roughly 1 per year to the Police. For information about which organisations the Department has provided pupil information, (and for which project) or to access a monthly breakdown of data share volumes with Home Office and the Police please visit the following website: <https://www.gov.uk/government/publications/dfe-external-data-shares>

### How to find out what personal information DfE hold about you

Under the terms of the Data Protection Act 2018, you are entitled to ask the Department:

- if they are processing your personal data,
- for a description of the data they hold about you,
- the reasons they're holding it and any recipient it may be disclosed to,
- for a copy of your personal data and any details of its source.

If you want to see the personal data held about you by the Department, you should make a 'subject access request'. Further information on how to do this can be found within the Department's personal information charter that is published at the address below:

<https://www.gov.uk/government/organisations/department-for-education/about/personal-information-charter>

To contact DfE: <https://www.gov.uk/contact-dfe>