

This Privacy Notice explains how and why we store personal information about pupils and parents/carers. It provides a guide to parents/carers about our legal obligations and their own rights. Like any organisation which handles personal data, our school is defined as a 'Data Controller' and, as such, we are registered with the ICO (Information Commissioner's Office) and we comply with the Data Protection Act and General Data Protection Regulation.

This Privacy Notice is subject to change, please see our website [symphonylearningtrust.co.uk](http://symphonylearningtrust.co.uk)

## How we use pupil information

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

(also see attached appendix A)

For <u>all</u> pupils	Personal Information	Name, Date of Birth, Gender, Year Group, Class, Address, Contacts Dietary needs, dietary preferences Medical practice address and telephone number Medical conditions
	Characteristics	Ethnicity, language, nationality, country of birth
	Attendance Information	Sessions attended, number of absences, reasons for absence
	Academic attainment and progress records	Teacher Assessment grades Statutory assessment results Standardised score results Learning journey evidence (photographs and annotations) in Reception and Pre-School Other photographic evidence of learning (e.g. Earwig) Reports to parents (mid-year and end of year)
	Other	Pupil Surveys Incidental evidence of pupils' successes (certificates, photographs, named trophies, celebration events)
For <u>some</u> pupils only if applicable	Other	Free School Meals eligibility Court Orders Other pupil premium eligibility (such as if the child is looked after) Safeguarding records (incidents, external agency reports) Special Educational needs records (professional assessments, external professionals' reports, referrals for external support) Pastoral records (referrals for support both internal and external, notes of discussions with pupils, pupils' jottings of thoughts and feelings) Exclusion information Behaviour incident records
All Parents/Carers*	Personal Information	Names, addresses, telephone numbers, email addresses, relationship to the child (of parents/carers and other given contacts) Free school meals eligibility evidence
	Other	Parents' surveys Letters sent to school Emails sent to school Financial payments, including debt (both manual and electronic)

\*this refers to those with legal responsibility for the child

## **Why we collect and use information:**

We use the pupil data:

- To support pupil learning
- To keep informed to keep children safe
- To monitor and report on pupil progress
- To provide appropriate pastoral care
- To comply with the law regarding data sharing
- To assess the quality of our services
- To comply with the law regarding data sharing
- To ensure financial stability

## **The lawful basis on which we use this information:**

The lawful bases for processing personal data are set out in Article 6 of the General Data Protection Regulation. The school processed such data because we have:

(6a) Consent: parents have given clear consent for us to process their (and their child's) personal data for the purposes indicated above.

(6c) A Legal obligation: the processing is necessary for us to comply with the law (e.g. we are required by law to submit certain teacher assessment information and to safeguard pupils' welfare by sharing information with other agencies).

(6d) A duty to safeguard pupils: the processing is necessary in order to protect the vital interests of the data subject (children); (e.g. if we are required to share medical history information with emergency services in the event of an accident or to other agencies when a child may be in danger).

(6e) A Public task: The processing is necessary for us to perform a task in the public interest or for our official functions, and the task or function has a clear basis in law.

For special categories of personal data, we will also meet the requirements of Article 9 Section (g) Reasons of substantial public interest (with a basis in law) as set out in the GDPR and Data Protection Act 2018. We meet the following substantial public interest conditions as set out in Part 2 of Schedule 1 of the DPA 2018.

- 6. Statutory and government purposes
- 8 - Equality of opportunity or treatment
- 12 - Regulatory requirements
- 16. Support for individuals with a particular disability or medical condition
- 18. Safeguarding of children and individuals at risk

These substantial public interest conditions are set out in paragraphs 6 to 28 of Schedule 1 of the DPA 2018

## **Collecting Pupil Information:**

Whilst the majority of 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. We collect data via paper forms and electronic means.

## **Storing pupil data:**

We will hold pupil data in line with the Trust Retention Policy after your child leaves our school. All confidential information is kept secure either on encrypted, password protected devices or paper copies kept on the school site. Once the deadline for retaining information has passed, data kept electronically is deleted and paper copies are destroyed.

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

We routinely share aspects of pupil information with:

- Schools that the pupil attends after leaving us
- Our local authority
- Our Multi-Academy Trust
- The Department for Education (DfE)
- Children's Social Care (when safeguarding pupils' welfare)
- External professionals who visit school (such as Educational Psychologists)
- Our appointed school photographer
- Suppliers and service providers with whom we have a contract e.g. O'track, Weduc, Class Dojo
- Voluntary organisations linked to the school e.g. the PTA

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

## **Data collection requirements**

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

## **The National Pupil Database (NPD)**

The NPD is owned and managed by the DfE and contains information about pupils 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.

We share pupils' data with the Local Authority and the Department for Education (DfE) on a statutory basis. This data sharing underpins school funding and educational attainment policy and monitoring. We are required to share information about pupils with the DfE under regulation 5 of the Education (Information About Individual Pupils) (England)

Regulations 2013. To find out more about the NPD, go to <https://www.gov.uk/publications/national-pupildatabase-user-guide-and-supporting-information>

The Department may share information about our pupils from the NPD with third parties who promote the education or well-being of children in England by:

- Conducting research or analysis
- Providing statistics
- Providing information, advice or guidance

The Department has robust processes in place to ensure the confidentiality of our data is maintained and there are stringent controls in place regarding access and the use of data. Decisions on whether the DfE releases data to third parties are subject to a strict approval process and based upon a detailed assessment of:

- Who is requesting the data
- The purpose for which it is required
- The level and sensitivity of data requested: and
- The arrangements in place to store and handle the data

To be granted access to pupil information, organisations must comply with strict terms and conditions covering confidentiality and handling of data, security arrangements and the retention and use of the data.

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

<https://www.gov.uk/data-protection-how-we-collect-and-share-research-data> For more information about which organisations to whom the department had provided pupil information (and for which project), please visit the following website:

<https://www.gov.uk/government/publications/national-pupil-database-requests-received>

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

## **Requesting access to your personal data – Subject Access Request**

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 to be given access to your child's educational record, contact the School Business Manager via the school office.

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 made 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, 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>

## **Contact**

If you would like to discuss anything in this Privacy Notice, please contact

- The School Business Manager - for contact details please see the school's website.
- The School's Data Protection Officer:

Mr Daniel Wagg is the DPO for:-

- Ashby Hastings Primary School
- Donisthorpe Primary School
- Fairfield Community Primary School
- Glen Hills Primary School
- Old Mill Primary School
- Symphony Learning Trust

Mrs Donna Hughes is the DPO for:-

- Ashby Hill Top Primary School
- Ashby Willesley Primary School
- The Meadow Community Primary School
- Newcroft Primary School
- Orchard Community Primary School
- Thornton Primary School

<mailto:dpo@symphonylearningtrust.co.uk>

## Appendix A to Privacy Policy Parents/Pupils Information Sharing

Please read this form in conjunction with the school's [Privacy Notice for Parents](#)

This document explains how and why we store and share personal information about pupils and parents/carers.

It provides a guide to parents/carers about our legal obligations and the reasons for sharing data. We do not require your consent to share this information. Like any organisation which handles personal data, our Multi-Academy Trust is the 'Data Controller' and our school is defined as a 'Data Processor' and, as such, we are registered with the ICO (Information Commissioner's Office) and we comply with the General Data Protection Regulations (GDPR).

Organisation with whom we share data	How we share the data	What data might we share?	Does the organisation share the data beyond its own establishments?	Is the organisation GDPR compliant	Why do we share the data?	Do you give your consent (Yes or No)
Capita SIMS*	<ul style="list-style-type: none"> <li>We upload pupil admissions forms details</li> </ul>	<ul style="list-style-type: none"> <li>Pupil details</li> <li>Parent details</li> <li>Attendance information</li> </ul>	Yes (with the DfE)	Yes	<ul style="list-style-type: none"> <li>To enable the running of the school</li> </ul>	<b>Statutory requirement Consent not required</b>
The Local Authority	<ul style="list-style-type: none"> <li>Secure Transfer (SIMS*)</li> <li>Telephone Calls</li> <li>Email</li> <li>Letters</li> <li>Meetings</li> </ul>	<ul style="list-style-type: none"> <li>Pupil Details</li> <li>Parent Details</li> <li>Pupil Assessment Information</li> <li>Pupil well-being information</li> </ul>	Yes (with the DfE)	Yes	<ul style="list-style-type: none"> <li>To safeguard pupils</li> <li>To meet our statutory assessment responsibilities</li> <li>Because the DfE requests this</li> </ul>	<b>Statutory requirement Consent not required</b>
The Department for Education (DfE)	<ul style="list-style-type: none"> <li>Email</li> <li>Letters</li> <li>Meetings</li> <li>Secure Access (DfE online area)</li> </ul>	<ul style="list-style-type: none"> <li>Pupil Details</li> <li>Parent Details</li> <li>Pupil Assessment Information</li> </ul>	Yes (other Government departments)	Yes	<ul style="list-style-type: none"> <li>To meet our statutory assessment responsibilities</li> <li>To enable the running of the school • Because the government demands this</li> <li>To ensure that the school receives funding</li> </ul>	<b>Statutory requirement Consent not required</b>
NHS	<ul style="list-style-type: none"> <li>Letters</li> <li>Email</li> <li>Meetings</li> <li>Telephone calls</li> </ul>	<ul style="list-style-type: none"> <li>Pupil Details (personal and medical)</li> <li>Parent Details</li> </ul>	Yes – medical services	Yes	<ul style="list-style-type: none"> <li>To ensure pupils' health and well-being</li> </ul>	<b>Statutory requirement Consent not required</b>
Schools (transfer of pupils)	<ul style="list-style-type: none"> <li>Securely through SIMS*</li> <li>Hand delivered sensitive information</li> </ul>	<ul style="list-style-type: none"> <li>Pupil Details</li> <li>Parent Details</li> <li>Pupil Assessment Information</li> <li>Safeguarding records • Pupils' School Record</li> </ul>	Yes • if the child transfers again • See the other school's privacy policy	They should be	<ul style="list-style-type: none"> <li>Statutory responsibilities</li> </ul>	<b>Statutory requirement Consent not required</b>

\*SIMS is the database on which all pupil personal data (other than teacher assessment information) is stored by our school. By completing the school admissions forms, all parents' consent to us storing the data securely.