



# Privacy Notice: Parents and Pupils



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

### **Who are we?**

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

Kineton Primary School is registered as the Data Controller with the Information Commissioner's Office (ICO); Registration Number: Z6621504.

You can contact the school as the Data Controller in writing at:

Kineton Primary School  
King John's Road  
Kineton  
CV35 0HS

### **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, gender, date of birth, unique pupil number, home address and family links.
- Characteristics such as ethnicity, language, nationality, country of birth and free school meal eligibility.
- Attendance information such as sessions attended, number of absences and absence reasons.
- Educational information including records of work and achievement, assessment results, relevant medical and dietary information, details of pupils' special educational needs, exclusions/behavioural information and previous schools/settings attended.
- Contact information for parents, carers and other emergency contacts, including telephone numbers, home addresses and email addresses.
- Information about a child's home life, where required as part of necessary safeguarding and welfare processes.
- Photographs and videos of pupils' learning and achievements.

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

We use pupil data:

- to get in touch with parents when we need to.
- To support teaching and learning.

- To monitor and report on pupil attainment and progress.
- To track how well the school as a whole is performing.
- To provide appropriate pastoral care.
- To assess the quality of our services.
- To comply with the law regarding data sharing.
- To safeguard pupils.

### **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 pupils attend after leaving us.
- Our local authority.
- The Department for Education (DfE), The Standards and Testing Agency (STA) and Ofsted.
- Social welfare organisations (Compass, Multi-Agency Safeguarding Hub (MASH), Attendance Compliance and Enforcement Service (ACE), Early Help.
- Teaching and Learning (Welearn (ICTDS), Mathletics, [spag.com](http://spag.com), Junior Librarian.
- Teaching, Learning and Curriculum Enrichment (Supply Teachers, External School Club providers)
- School administration applications (ParentPay, Evolve Educational Visits portal, Cool Milk).
- Attainment and progress tracking system (OTrack).

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 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>.

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

All personal information is held in our school management information system (SIMS) 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.

### **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 in May 2019.

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

Information Type	Relevant legislation	Special Category - additional lawful reason	Third Parties with whom we share the information	Lawful reason for sharing
<b>Pupil Name</b>	Education Regulations 2006	-	DfE, STA, Local Authority, MASH, ACE, Child's New School	-
<b>Pupil Date of Birth</b>	Education Regulations 2006	-	DfE, STA, Local Authority, MASH, ACE, Child's New School	-
<b>Pupil Gender</b>	Education Regulations 2006	-	DfE, STA, Local Authority, MASH, ACE, Child's New School	-
<b>Pupil Address(es)</b>	Education Regulations 2006	-	DfE, STA, Local Authority, MASH, ACE, Child's New School	-
<b>Mother/Father Priority Contact Name, Telephone Numbers and Email Addresses</b>	Education Regulations 2006	-	MASH, ACE, Child's New School	-
<b>Family Links (Siblings)</b>	Children Act 2004	-	MASH, ACE	-
<b>Pupil Special Educational Needs and Disability Records</b>	Education Regulations 2013	-	DfE, STA, Local Authority, MASH, Child's New School	-
<b>Free School Meal Eligibility</b>	Education Regulations 2013	-	DfE, STA, Local Authority, Child's New School	-
<b>Unique Pupil Number</b>	Education Regulations 2013	-	DfE, Local Authority, ACE, Child's New School	-
<b>Pupil Year Group</b>	Education Regulations 2013	-	DfE, Local Authority, MASH, ACE, Child's New School	-
<b>Admission Date</b>	Education Regulations 2006	-	Local Authority	-
<b>Pupil First Language (EAL)</b>	Education Regulations 2013	-	DfE, Local Authority, MASH, ACE	-

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

Information Type	Relevant legislation	Special Category - additional lawful reason	Third Parties with whom we share the information	Lawful reason for sharing
<b>Previous School Settings Records</b>	Education Regulations 2006	-	DfE, Local Authority, Child's New School	-
<b>Attendance</b>	Education Regulations 2006	-	DfE, Local Authority, MASH, ACE, Child's New School	-
<b>Pupil Ethnicity</b>	Education Regulations 2013	Racial or ethnic origin	DfE, Local Authority, MASH, ACE	Data subject has given explicit consent
<b>Country of Birth</b>	Education Regulations 2013	-	DfE, Local Authority, ACE, Child's New School	Data subject has given explicit consent
<b>Exclusions</b>	Education Act 2002	-	Local Authority, Child's New School	-
<b>Safeguarding Information and Records</b>	Children Act 2004	-	DfE, MASH, Child's New School	-
<b>Pupil Curriculum Assessment Information</b>	Education Regulations 2006	-	DfE, STA, Local Authority, Child's New School	-
<b>Child Looked After Status</b>	Education Regulations 2013	-	DfE, Local Authority, MASH, Child's New School	-
<b>Service Children Status</b>	Education Regulations 2013	-	DfE, Local Authority, Child's New School	-
<b>Court Order</b>	Children Act 2004	-	MASH, Child's New School	-

**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
<b>Pupil Dietary needs</b>	Health information	Educaterers, Supply teachers, PTA, Emergency Services	Necessary for preventive or occupational medicine
<b>Medical Practice</b>	Health information	Emergency Services	Necessary for preventive or occupational medicine
<b>Pupil Medical needs</b>	Health information	Supply teachers, PTA, Emergency Services	Necessary for preventive or occupational medicine

**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
<b>Photographs and Videos</b>	-	School website, Twitter, Facebook, Stratford Herald, Banbury Guardian, Leamington Gazette, Outlook	-
<b>Use of the Internet</b>	-	-	-
<b>Religion</b>	Religious or philosophical beliefs	MASH, ACE	Data Subject has given explicit consent
<b>Early Help Records</b>	-	MASH, Child's New School	-

**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
<b>Pupil Name</b>	-	Educaterers, OTrack, ParentPay, Welearn (ICTDS, Mathletics, <a href="http://spag.com">spag.com</a> , Junior Librarian, Cool Milk, Supply Teachers, External After School Club Providers, PTA, Compass	-
<b>Pupil Date of Birth</b>	-	OTrack, ParentPay, Welearn (ICTDS), Mathletics, Junior Librarian, Cool Milk, , Compass	-
<b>Pupil Gender</b>	-	OTrack, ParentPay, Mathletics, Junior Librarian, Compass	-
<b>Mother/Father Priority Contact Name, Telephone Numbers and Email Addresses</b>	-	ParentPay, Cool Milk, Compass	-
<b>Family Links (Siblings)</b>	-	ParentPay	-
<b>Emergency Contact Name, Telephone Numbers and Email Addresses</b>	-	-	-

**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
<b>Pupil Year Group</b>	-	Educaterers, OTrack, ParentPay, Welearn (ICTDS), Mathletics, <a href="http://spag.com">spag.com</a> , Junior Librarian, Cool Milk, Supply Teachers, External After School Club Providers, PTA, Compass	-
<b>Class (and previous classes)</b>	-	Educaterers, OTrack, ParentPay, Welearn (ICTDS), Mathletics, <a href="http://spag.com">spag.com</a> , Junior Librarian, Cool Milk, Supply Teachers, External After School Club Providers, PTA, Compass	-
<b>Teacher (and previous teachers)</b>	-	OTrack, ParentPay, Mathletics, Junior Librarian, Supply Teachers, External After School Club Providers, PTA, Compass,	-
<b>Special Educational Needs and Disability</b>	-	OTrack, Supply Teachers, External After School Club Providers	-

**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
<b>Free School Meals/Pupil Premium Eligibility</b>	-	Educaterers, OTrack, ParentPay, Cool Milk, Supply Teachers,	-
<b>Unique Pupil Number</b>	-	OTrack	-
<b>Admission Date</b>	-	OTrack	-
<b>Attendance</b>	-	OTrack, ParentPay, Supply Teachers, External After School Club Providers	-
<b>Dietary Needs</b>	Health information	Educaterers, ParentPay, Compass, PTA	Necessary for preventive or occupational medicine
<b>Medical Needs</b>	Health information	Supply Teachers, External After School Club Providers, PTA, Compass	Necessary for preventive or occupational medicine
<b>Medical Practice</b>	-	-	-
<b>Ethnicity</b>	Racial or ethnic origin	OTrack	Data Subject has given explicit consent
<b>Pupil First Language (EAL)</b>	-	OTrack, Supply Teachers, External After School Club Providers	-
<b>School Meals Choice</b>	-	Educaterers, ParentPay	-
<b>Modes of Travel to School</b>	-	-	-
<b>Pupil Awards</b>	-	-	-
<b>Pupil Curriculum Assessment Information</b>	-	OTrack, Supply Teachers	-

**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
<b>Child Looked After Status</b>	-	OTrack	-
<b>Service Children Status</b>	-	OTrack	-