Privacy Notice – Parent and Carer

Under UK data protection, individuals have a right to be informed about how the school uses any personal data. The school complies with this requirement by providing privacy notices to inform individuals about how their personal data will be processed.

This privacy notice explains how the school will collect, store and use personal data about children and their families.

The categories of pupil information that we process include:

- personal identifiers and contacts (such as name, unique pupil number, contact details and address)
- characteristics (such as ethnicity, language, 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 (such as sessions attended, number of absences, absence reasons and any previous schools attended)
- assessment and attainment (such as key stage 1 and phonics results, post 16 courses enrolled for and any relevant results)
- behavioural information (such as exclusions and any relevant alternative provision put in place)
- trips and activities
- catering and free school meal management

Why we collect and use pupil information

The school has the legal right to collect and use personal data relating to children and their families. We may also receive information from their previous school, the local authority and/or the Department of Education. The school will collect, use and store this information in order to meet its legal requirements and legitimate interest set out in the UK Data Protection Act 2018, but also the Education Act 1996, Regulation 5 of the Education (Information About Individual Pupils) Regulations 203 and the Children's Act 1989.

In accordance with the above, the personal data of children and their families is collected, used and stored for the following reasons:

a) to support pupil learning
b) to monitor and report on pupil progress and attainment
c) to provide appropriate pastoral care
d) to assess the quality of our services
e) to keep children safe (food allergies, or emergency contact details)

f) to meet the statutory duties placed upon us for DfE data collections and data sharing
g) to provide free early education and childcare

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

- for the purposes of completing statutory pupil level data returns to the DfE and for the population of a central pupil database held by the Local Authority in accordance with the legal basis of:

Article 6

1. Processing shall be lawful only if and to the extent that at least one of the following applies: (c) Processing is necessary for compliance with a legal obligation to which the controller is subject.

In addition, concerning any special category data, we collect and use the legal basis of Article 9, Paragraph 2:

> Processing is necessary for archiving purposes in the public interest, scientific or historical research purposes or statistical purposes in accordance with Article 89 (1) based on Union or Member State law which shall be proportionate to the aim pursued, respect the essence of the right to data protection and provide for suitable and specific measures to safeguard the fundamental rights and the interests of the data subject.

The Education (Information about Individual Pupils) (England) Regulations 2013 - Regulation 5
'Provision of information by non-maintained special schools and Academies to the Secretary of State' states 'Within fourteen days of receiving a request from the Secretary of State, the proprietor of a non-maintained special school or an Academy shall provide to the Secretary of State such of the information referred to in Schedule 1 and (where the request stipulates) in respect of such categories of pupils, or former pupils, as is so requested.'

The Education Act 1996 – Section 537A – states that we provide individual pupil information to the relevant body such as the Department for Education.
Children's Act 1989 – Section 83 – places a duty on the Secretary of State or others to conduct research.

Collecting pupil information

We collect and receive data through the online admissions process, this is sent to our schools via an encrypted portal by the local authority. Once your admission is processed by the school you will receive some further documentation in your new starter pack, some that is specific to the school.

Pupil data is essential for the schools operational use. Whilst the majority of pupil information you provide to us is mandatory, some of it requested on a voluntary basis. In order to comply with the

data protection legislation, we will inform you at the point of collection, whether you are required to provide certain pupil information to us or if you have a choice in this.

Storing pupil data

We hold pupil data securely for the set amount of time shown in our Data Retention Policy. For more information on our Data retention Policy and how we keep your data safe, please visit our website, or ask for a copy from our Office.

Who we share pupil information with

The school is required to share pupil's data with the Department of Education (DfE) on a statutory basis. The National Pupil Database (NPD) is managed by the DfE and contains information about pupils in school in England. The school is required to share information with the DfE for statutory data collections, e.g. school census, some of this information is then stored by the NPD.

The DfE may also share information about our pupils from the NPD with third parties who promote the education or wellbeing of children in England by:

- conducting research or analysis;
- providing statistics;
- providing information, advice or guidance.

The school routinely shares pupil's information with:

- pupil destinations upon leaving the school;
- the local authority;
- the school nurse and national health service.

The school also uses various systems, such as assessment and reporting software, communication system and curriculum software that may process pupil and family information. As the Data Controller we will ensure that these processors meet and uphold UK data protection standards.

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

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 our Data Protection Officer through the schools main office.

You also have the right to:

- to ask us for access to information about you that we hold
- to have your personal data rectified, if it is inaccurate or incomplete
- to request the deletion or removal of personal data where there is no compelling reason for its continued processing

- to restrict our processing of your personal data (i.e. permitting its storage but no further processing)
- to object to direct marketing (including profiling) and processing for the purposes of scientific/historical research and statistics
- not to 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 or complaint 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/.

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 your schools office.

Last updated
We may need to update this privacy notice periodically so we recommend that you revisit this information from time to time. This version was last updated on 8th August 2024.

Contact
If you would like to discuss anything in this privacy notice, please contact: Data Protection Officer,
Hepworth Junior & Infant School, Maingate, Hepworth HD9 1TJ

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 within the 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 Nation 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.

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 holds about you

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

- 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.