




## Privacy Notice – Pupil Data

<b>Date approved</b>	July 2024	<b>Approved by</b>	Executive Headteacher
<b>Review cycle</b>	2 years	<b>Signature</b>	
<b>Date for review</b>	July 2026	<b>Name</b>	Director Of Operations

### Introduction

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.

### Why do we collect data?

We collect and use pupil data to: -

- Fulfil our statutory obligations to safeguard and protect children and vulnerable people
- Enable targeted, personalised learning for pupils
- Manage behaviour and effective discipline
- Monitor our effectiveness
- Comply with our legal obligations to share data
- 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 (or Statement of Special Educational Needs). 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 with, 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.

### **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.

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.

### **What type of data is collected?**

The DfE 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 and addresses

Characteristics – e.g. ethnicity, language, nationality, country of birth and free school meal eligibility

Attendance information – e.g. number of absences and absence reasons

Assessment information – e.g. national curriculum assessment results

Relevant medical information and social care

Information relating to SEND and health needs

Behavioural information – e.g. number of temporary exclusions

CCTV, photos and video recordings of you are also personal information.

### **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.

We are required by law, to provide information about our pupils to the DfE as part of statutory data collections such as the school census and early years' census. Some of this information is then stored in the NPD. The law that allows this is the Education (Information About Individual Pupils) (England) Regulations 2013.

To find out more about the pupil information we share with the department, for the purpose of data collections, go to <https://www.gov.uk/education/data-collection-and-censuses-for-schools>.

To find out more about the NPD, go to <https://www.gov.uk/government/publications/national-pupil-database-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
- producing 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 use of the data. Decisions on whether DfE releases data to third parties are subject to a strict approval process and based on 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 the confidentiality and handling of the data, security arrangements and 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 information about which organisations the department has 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 DfE: <https://www.gov.uk/contact-dfe>

## Immunisations and Vaccinations

The Department for Education has issued new guidance since December 2023 explaining that schools must share information with the School Age Immunisation Services, who are commissioned by NHS England to deliver school-based immunisation programmes. Information that is to be shared on request includes a list of eligible children and young people and their parent or carer's contact details to the SAIS team.

The immunisation process is a matter of consent between the pupil, parent and or carer and the SAIS provider. The school do not take any active role in the process. The obligation to share data is within public task and does not rely upon consent. It is mandatory for the school to share this information.

### 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 Helen Buckley, Director of Operations via [h.buckley@respectschools.co.uk](mailto:h.buckley@respectschools.co.uk)

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/>

### Year 11 and Post 16 Provision

Our commitment to support students in the next stage of their journey is assisted by sharing of relevant information with colleges, apprenticeship providers and other settings after students conclude their time with us at the end of Year 11.

To do with we will share data with the necessary organisations and individuals. The table below sets out how this will be done.

### Processing, Personal Data and Data Subjects

Description	Details
Subject matter of the processing	Transfer of student data from their Secondary School to their chosen Post 16 provider.
Duration of the processing	2 years from the go live date in 2020.

<p>Nature and purposes of the processing</p>	<p>The personal data of the data subjects will be securely uploaded by the data subject's Secondary School. Upon confirmation of enrolment at the data subject's chosen Post 16 institution, the personal data will be made available. The purpose of processing the data is to ensure that the Post 16 institutions have knowledge of all relevant student information to further support students during the transition process.</p> <p>Further processing of the data by Derby City Council will be undertaken to establish which data subjects do not enroll in further education at a Post 16 Institution.</p>
<p>Type of Personal Data</p>	<p>The following types of student personal data will be processed:</p> <ul style="list-style-type: none"> <li>• Personal information (such as name, unique pupil number and address)</li> <li>• Characteristics (such as ethnicity, language, nationality, country of birth and free school meal eligibility)</li> <li>• Contact details, including parental contact details</li> <li>• Attendance information (such as, but not limited to, attendance percentages, number of absences and absence reasons)</li> <li>• Assessment information (such as, but not limited to, exam results and teacher assessment judgements)</li> <li>• Relevant medical information</li> <li>• Special Education Needs information</li> <li>• Behavioural information (such as, but not limited, exclusions, attitudes to learning)</li> <li>• Safeguarding information (such as, but not limited to, involvement of other agencies)</li> <li>• Post-16 destination and enrolment information</li> </ul> <p>The following Personal Data will be held for users of the Transition System:</p> <ul style="list-style-type: none"> <li>• Personal information (such as name, job title, email address, employment, IP address, Session IDs)</li> <li>• Interactions between Transition Portal Users and School Transition Limited, such as support tickets raised or queries made with our support team</li> </ul>
<p>Categories of Data Subject</p>	<p>The data subjects include and are limited to: Year 11 students due to transition to Further Education; Staff members using the Transition Portal.</p>
<p>Plan for return and destruction of the data once the processing is complete UNLESS requirement under union or member state law to preserve that type of data</p>	<p>Data will only be retained for as long as is necessary for the purpose of transition. Following confirmation that the transition process is complete the data will be securely deleted.</p>

**Contact:**

If you would like to discuss anything in this privacy notice, please contact the Director of Operations.

**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.

If you feel that data about your child is not accurate, or no longer needed please contact the schools office. Our complaints policy explains what to do if there is a dispute. Subject Access Requests are dealt with by the specific policy on the website.