

# St Joseph's Catholic Primary School, Malmesbury

## Privacy Notice for Parents



*“Walking in the footsteps of Jesus, loving and serving together”*

### How we use information

### Privacy notice for parents

#### Introduction

This notice is to help you understand **how** and **why** we collect personal information about you and **what** we do with that information. It also explains the decisions that you can make about your own information.

If you have any questions about this notice please contact the Data Control Officer who can be contacted on 01666 822331.

#### What is "personal information"?

Personal information is information that identifies you as an individual and relates to you. This includes your contact details, next of kin and financial information. We will also hold information such as your religion or ethnic group.

#### Our legal bases for using your information

This section contains information about the legal bases that we are relying on when handling your information.

The two tables below contain a general description of the different legal bases but we have also used a colour code system so that you can see which bases we are relying on for each of the purposes described at paragraphs **Error! Reference source not found.** to 20 below.

#### Legal obligation ("LO")

Where the School needs to use your information in order to comply with a legal obligation, for example to report a concern to Children's Services. We may also have to disclose your information to third parties such as the courts, the local authority or the police where legally obliged to do so.

#### Necessary for contract ("CT")

We will need to use your information in order to perform our obligations under any contract we have with you, for example, if you buy tickets for an event.

#### Vital interests ("VI")

In limited circumstances we may use your information to protect your vital interests or the vital interests of someone else (e.g. if you or they are seriously hurt).

#### Performance of a task carried out in the public interest ("PI")



The following are examples of when we use your information to perform tasks in the public interest:

- providing your child with an education;
- safeguarding and promoting your welfare, your child's welfare and the welfare of other children;
- facilitating the efficient operation of the School; and
- ensuring that we comply with all of our legal obligations.

#### Legitimate interests ("L")

This means that the School is using your information when this is necessary for the School's legitimate interests except when your interests and fundamental rights override our legitimate interests.

We have a legitimate interest in using your information to:

- i. promote the School including fundraising and publicity;
- ii. preserve historical school records.

The School must also comply with an additional condition where it processes special categories of personal information. These special categories are as follows: personal information revealing racial or ethnic origin, religious or philosophical beliefs, genetic information, health information, and information about gender or orientation.

#### Substantial public interest ("SP")

The School is also allowed to use special categories of personal information where doing so is necessary in the substantial public interest. This is similar to "public interest" in the table above. For example, the School may use medical information about you when looking after your child. We may also use other types of special category personal data about you when the School is inspected.

#### Social protection and social security laws ("ESP")

Also the School will use your information to comply with social protection law (e.g. to look after your child) and social security laws (e.g. to provide your child with free school lunches if applicable).

#### Vital interests ("V")



In limited circumstances we may use your information to protect your vital interests or the vital interests of someone else (e.g. if you or they are seriously hurt).

Legal claims ("LC")

We are allowed to use your information if this is necessary in relation to legal claims. For example, this allows us to share information with our legal advisors and insurers.

Medical purposes ("MP")

This includes medical treatment and the management of healthcare services.

**How and why does the School collect and use personal information?**

We set out below examples of the different ways in which we use personal information and where this personal information comes from.

1. The School's primary reason for using your personal information is to provide your child with an education - **LO, PI, SPI**.
2. We obtain information about you from admissions forms and from your child's previous school. You may provide us with information about you from professionals such as doctors and local authorities during the admissions process. When your child is at the School we may obtain information about you from these individuals - **LO, PI, SPI, ESP, MP**.
3. We will have information about any family circumstances which might affect your child's welfare or happiness. This is to help us provide appropriate care and support to your child - **LO, PI, SPI, ESP**.
4. We will need information about any court orders or criminal petitions which relate to you. This is so that we can safeguard the welfare and wellbeing of your child and the other pupils at the School - **LO, PI, SPI, ESP**.
5. If there is a complaint or grievance made to the School which involves you then we will use your information in connection with that complaint or grievance - **LO, PI, SPI**.
6. [• Where appropriate, the School will have information about your religious beliefs and practices. For example, if you do not eat certain foods, **PI, SPI**.]
7. We may take photographs or videos of you at School events to use on social media and on the School website. This is to show prospective parents and pupils what we do here and to advertise the School. We may continue to use these photographs and videos after your child has left the School - **LI**.



8. We will send you information to keep you up to date with what is happening at the School. For example, by sending you information about events and activities taking place (including school fundraising activities) .
9. We may use information about you if we need this for historical purposes. For example, if we consider the information might be useful if someone wanted to write a book about the School - **LI**.
10. CCTV recordings are used for public safety interests and the prevention and detection of crime. Data recorded on the system will be retained in line with the Data Retention Policy. **PI**

#### Sharing personal information with third parties

11. In accordance with our legal obligations, we will share information with local authorities, Ofsted and the Department for Education, for example, where we have any safeguarding concerns or to comply with our legal obligations - **LO, PI, SPI**.
12. On occasion, we may need to share your information with the police for the prevention and investigation of crime and the prosecution of offenders. We will only do this in specific circumstances to assist the police with their investigations - **LO, PI, SPI**.
13. We may need to share information about you with the Health and Safety Executive (a government organisation) if there is a health and safety issue at the School - **LO, PI, SPI**.
14. In certain circumstances, we may also need to share information with our legal advisers for the purpose of obtaining legal advice and legal representation - **LO, PI, SPI, LC**.
15. Occasionally we may use consultants, experts and other advisors to assist the School in fulfilling its obligations and to help run the School properly (e.g. our accountants). We will share your information with them if this is relevant to their work - **PI, SPI**.
16. We may share information about you with our insurance company, for example, where there is a serious incident at the School - **PI, SPI, LC**.
17. We may use your information when responding to an incident, for example, if something is published on social media which concerns the School - **PI, LI**.
18. If your child leaves us to attend another school we will need to provide that school with information about you. For example, contact details and information about you if there have been any safeguarding incidents - **PI, SPI, ESP**.

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19. Where appropriate, we may share information about you with other people who look after your child, such as another parent or step-parent. For example, where this is part of our obligation to take care of your child or part of our wider legal and regulatory obligations - **LO**, **PI**, **SP**, **ESP**.

20. We may need to share information with third parties if there is an emergency, for example, if you are hurt whilst on our premises - **VI**, **PI**, **SP**, **MP**.

We sometimes use contractors to handle personal information on our behalf. The following are examples:

- Oakford Technology are our IT consultants who might access information about you when checking the security of our IT network]; and
- Oakford Technology are also used as a third party "cloud computing" service to store some information rather than the information being stored on hard drives located on the School site].

### **Criminal offence information**

We may only use information relating to criminal convictions and offences where the law allows us to do so. This will usually be where such processing is necessary to carry out our obligations.

Less commonly, we may use information relating to criminal convictions and offences where it is necessary in relation to legal claims, where it is necessary to protect our pupils and you are not capable of giving your consent, or when you have already made the information public.

### **More than one basis**

As you will see from this Notice that in some cases we will rely on more than one basis above for a particular use of your information. In addition, we may move from one of the legal bases listed above to another as circumstances change. For example, as a safeguarding matter becomes more serious, we may start to rely on legal obligation to share personal information with the local authority in addition to the other legal bases which are noted for safeguarding purposes.

### **Consent**

We may ask for your consent to use your information in certain ways as an alternative to relying on any of the bases in the table above. For example, we may ask for your consent before taking or using some photographs and videos if the photograph or video is more intrusive and we cannot rely on our legitimate interests or it being in the public interest. If we ask for your consent to use your personal information you can take back this consent at



any time. Any use of your information before you withdraw your consent remains valid. Please speak to the Data Control Officer. If you would like to withdraw any consent given.

### **Sending information to other countries**

In certain circumstances we will may send your information to countries which do not have the same level of protection for personal information as there is in the UK. For example, we may:

store your information on cloud computer storage based in the EU

The European Commission has produced a list of countries which have adequate data protection rules. The list can be found here: [http://ec.europa.eu/justice/data-protection/international-transfers/adequacy/index\\_en.htm](http://ec.europa.eu/justice/data-protection/international-transfers/adequacy/index_en.htm)

If the country that we are sending your information to is not on the list, or is not a country within the EEA (which means the European Union, Liechtenstein, Norway and Iceland), then it might not have the same level of protection for personal information as there is in the UK.

We will provide you with details about the safeguards which we have in place outside of this privacy notice. If you have any questions about the safeguards that are in place please contact Oakford Technology.

### **For how long do we keep your information?**

We keep your information for as long as we need to in order to educate and look after your child. We will keep some information after your child has left the School, for example, so that we can find out what happened if you make a complaint.

In exceptional circumstances we may keep your information for a longer time than usual but we would only do so if we had a good reason and only if we are allowed to do so under data protection law.

Please see our Information and Records Retention Policy on our GDPR tab. This can be accessed at [www.st-josephs-malmesbury.wilts.sch.uk/GDPR](http://www.st-josephs-malmesbury.wilts.sch.uk/GDPR)

### **What decisions can you make about your information?**

From May 2018 data protection legislation gives you a number of rights regarding your information. Some of these are new rights whilst others build on your existing rights. Your rights are as follows:

- **Rectification:** if information is incorrect you can ask us to correct it.
- **Access:** you can also ask what information we hold about you and be provided with a copy. This is commonly known as making a subject access request. We will also give you extra information, such as why we use this information about you, where it came from and what types of people we have sent it to.
- **Deletion:** you can ask us to delete the information that we hold about you in certain circumstances. For example, where we no longer need the information.



- **Portability:** you can request the transfer of your information to you or to a third party in a format that can be read by computer. This applies where (a) the information has been provided by you; (b) the basis that we are relying on to process your information is consent (please see "Our legal bases for using your information" above); and (c) the information is being processed by us on computer.
- **Restriction:** our use of information about you may be restricted in some cases. For example, if you tell us that the information is inaccurate we can only use it for limited purposes while we check its accuracy.
- **Object:** you may object to us using your information where:
  - a. the legal basis on which we are relying is either legitimate interests or performance of a task carried out in the public interest. Please see the section "Our legal bases for using your information" above; and
  - b. we are using it for historical or scientific research purposes or archiving purposes. For example, we may keep photographs of you at a School event for historical reasons.

The Data Protection Officer can give you more information about your data protection rights.

#### **Further information and guidance**

Like other organisations we need to keep your information safe, up to date, only use it for what we said we would, destroy it when we no longer need it and most importantly - treat the information we get fairly.

This notice is to explain how we use your personal information. The Data Protection Officer can answer any questions which you may have.

Please speak to [• the Data Protection Officer / School Business Manager] if:

- you would like to exercise any of your data protection rights mentioned above; or
- you would like us to update the information we hold about you; or
- you would prefer that certain information is kept confidential.

The School has a Data Protection Officer, Kathryn Sanders, can be contacted by email [dpo@romeroservices.co.uk](mailto:dpo@romeroservices.co.uk) or by telephone 01793 714227]. The Data Protection Officer monitors and advises on the School's data protection compliance.

If you consider that we have not acted properly when using your personal information you can contact the Information Commissioner's Office - [ico.org.uk](http://ico.org.uk).



### **Arrangements for monitoring, evaluation and review**

<b>Responsible committee for monitoring &amp; evaluation:</b>	Resources Committee
<b>Policy reviewed by:</b>	Resources Committee
<b>Policy review &amp; approval date:</b>	March 2021
<b>Next review date:</b>	March 2023