

Privacy Notice - Students and their Families

Document Review and Approval

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A copy of this document and other related policies can be obtained from the School Office.

This document will be reviewed annually and sooner when significant changes are made to the law.

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1. Privacy Notice (How we use student information) - for students and their families

Gildredge House collects, holds, uses, and shares information about our students and their families. This is known as 'personal data' and you have rights around that data, including knowing how and why we are processing the data. 'Processing' data means collecting, storing, using, sharing, and disposing of it.

For the purposes of Data Protection legislation, Gildredge House is a Data Controller and is registered as such with the Information Commissioner's Office.

2. The types of information that we process

- Your name, date of birth, unique pupil number, and contact details including your address.
- Characteristics such as ethnicity, language, religion, and identity*.
- Attendance records such as sessions attended, number of absences, absence reasons, and any previous schools attended.
- Special educational needs including the needs and ranking*.
- Behavioural information such as exclusions and any alternative provision put in place.
- Assessment and attainment such as National Curriculum assessment results, for example, Key Stage 2 results, examination results, and student performance at different data collections, and any relevant results.
- Medical conditions we need to be aware of, including SEND, mental and physical health, doctors' information, dental health, allergies, medication, and dietary requirements*.
- Safeguarding information including notifications from law enforcement agencies e.g. Police, court orders, and/or social care involvement.
- For students enrolling for post-14 qualifications, the Learning Records Service will give us the unique learner number (ULN) and may also give us details about your learning or qualifications.
- Destination data (this is information about what students do after leaving the school, for example, college, university, apprenticeship, employment).
- Extra-curricular and enrichment participation.
- CCTV data.
- Photographs.
- Correspondence and complaints.
- Your use of school devices and networks as part of our safeguarding procedures.
- Free school meal eligibility*.
- Other funding (Pupil Premium, Employment and Support Allowance, Disability Living Allowance, High Needs Funding and Catch-Up Funding)*.
- Biometrics (thumb print for catering services)* - more information about this can be found in our Protection of Biometric Information Policy.
- Information about any criminal convictions, offences, and cautions*.

Items marked with an asterisk * are particularly sensitive and so are known as special category or criminal offence data. This includes data that the Department for Education (DfE) advises we treat as special category.

Some of the legal conditions for processing special category and criminal offence data require us to have an Appropriate Policy Document (APD) in place, setting out and explaining our procedures for securing compliance with the data protection principles and to have policies regarding the retention and erasure of such personal data. This document is our Special Category Data Policy and should be read alongside this Privacy Notice.

3. Why we collect and use your information

3.1 Student information

We collect and use your information:

- to support your learning;
- to monitor and report on student attainment progress;
- to provide appropriate pastoral care;
- to assess the quality of our services;
- to keep children safe;
- for identification purposes (safeguarding), and celebration purposes (to record work, classes, and school events);
- to meet the legal duties placed upon us by the Department for Education (DfE);
- to comply with the law in general;
- for site safety and security;
- to protect against fraud; and
- to streamline systems.

3.2 Family information

We collect and use information about our students' families:

- to fulfil our legal obligations;
- for the admissions process;
- for communication and reporting purposes;
- for safeguarding and welfare purposes;
- to keep families informed about events and emergencies;
- to process payments; and
- to gather feedback about our work.

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

Article 6(a) - Your consent (for anything which does not fall into the purposes explained below).

Article 6(c) - Compliance with our legal obligations as set out in the Education Act 1996 (as amended). We are required to share information about our pupils with the DfE under regulation 3 of The Education (Information About Individual Pupils) (England) Regulations 2013. **In addition, there are extensive statutory obligations that a school is subject to - further details about these are available from our Data Protection Officer.**

Article 6(d) - Being necessary for us to protect your, or someone else's, Vital Interests (potentially lifesaving).

Article 6(e) - Being necessary for us to carry out tasks that are in the Public Interest.

The ways we collect and use sensitive student and family information are lawful based on Articles 9 and 10 of the UK GDPR. Please see our Special Category Data Policy for full details of these lawful bases for processing this data.

Where we are processing your personal data with your consent, you have the right to withdraw that consent.

3.3 Marketing purposes

Where a family member gives us consent, we may send them marketing information by email. Consent can be withdrawn at any time by contacting the School Office.

3.4 Automated decision making and profiling

We don't use any of your personal information to make automated decisions about you, or to profile you. If this changes in the future, Privacy Notices will be updated to explain both the processing and your right to object to it.

We may use our authorised Artificial Intelligence (AI) tools to help us review and analyse written information that individuals provide to us. This may include identifying themes, patterns or areas of interest within the responses we receive. The AI does not make decisions about individuals, and any analysis is always reviewed and interpreted by staff.

3.5 Information about how we use personal data for interventions

The school may contact you about educational, wellbeing, pastoral, or safeguarding interventions where we feel additional support may help your child. The legal basis for processing personal data for these interventions is Public Task (Article 6(1)(e) UK GDPR), as this forms part of the school's official duties.

Any signature or agreement you provide on this form relates only to your agreement for your child to take part in the intervention - it is not a consent basis under data protection law.

4. How we collect student and family information

We collect student and family information using admission forms completed by a parent/carer when a student joins our school, data collection forms, CCTV cameras, information produced from our day-to-day interaction with students, and other information provided by; parents/carers, the previous school/provisions, local authorities, NHS, law enforcement agencies e.g. Police, the DfE, and by secure file transfer Common Transfer File (CTF).

We sometimes record audio/video record lessons/assessments for student or staff development and assessment. This will generate personal data including student images, names, contributions, and will be protected, processed, and retained in the same way as all personal data, in line with the school's Data Protection Policies and in accordance with our other policies including Acceptable Use, Off Site Working, and Bring Your Own Device Policies, as well as our Retention Schedule.

Whilst most of the student information you provide to us is mandatory, some of it is requested on a voluntary basis. We must let you know, when we ask you for information, whether you are required to provide the information and your rights in relation to this.

5. How, where, and for how long we store student and family information

We store student and family information securely on the school's IT network or within secure cloud-based servers. Secure storage is provided for paper-based records.

We only keep the information for the length of time we need it for, as shown in our Retention Schedule.

We securely dispose of personal information securely when we no longer need it.

6. Who we share student and family information with

We routinely share student and family information with:

- Schools that the students attend after leaving us.
- Feeder schools.
- Our local authority.
- Other relevant local authorities.
- Our Governing Board.
- Youth support services/careers services (students aged 13+).
- Employers/training providers where references are requested.
- Work experience providers.
- Government bodies including the DfE inc. Learner Record Services, the National Pupil Database, Teaching Regulation Agency, and public health agencies.
- Exam boards i.e. AQA, OCR, WJEC, Pearson.
- Law enforcement agencies e.g. Police.
- NHS (agencies and services including Public Health) i.e. School Health Team (see Section 7. School immunisation programme).
- The Children and Family Court Advisory and Support Service (CAFCASS).
- External systems used by the school to carry out day-to-day processes and requirements. Third parties we share your information with include: 4Matrix, Accessit Library, ActiveLearn, Big Cat Collins, Boom Reader, Cunninghams, EduCake, EduLink, Evidence Me, Exam Boards, Impero, Letterjoin, Lexia, Little Wandle, Medical Tracker, Meta, Microsoft, Morrisby, MyConcern, Numbots, ParentPay, School photographer, Securly, SIMs, Sign-In App, Times Tables Rock Stars, Wonde, and Yodek.

7. School immunisation programme

We will need to provide data to support immunisation programmes in our school. This includes:

- sharing information leaflets and consent forms with parents/carers; and
- providing a list of eligible students, and their parent/carer's contact details to the School Age Immunisation Service (SAIS) team.

Sharing these contact details does not mean that a vaccine will be given. A parent/carer will need to give their consent for a vaccine to be given to their child.

There is a lawful basis for schools to share information with school immunisation teams under article 6(1)(e) of the UK GDPR. This states that the information can be shared if "processing is necessary for the performance of a task carried out in the public interest or in the exercise of official authority vested in the controller".

This means that we can share this information with immunisation programmes as it is in the public interest.

Sharing information with immunisation programmes is part of the exercise of a school's official authority. Schools also have a duty to support wider public health.

Data protection laws do not prevent us from sharing personal data where it is appropriate to do so in a fair and lawful way, and in this instance, it is beneficial to do so.

8. International Transfers

Your personal information may be transferred outside the UK and the European Economic Area ('EEA'), including to the United States. Where information is transferred outside the UK or EEA to a country that is not designated as "adequate" in relation to data protection law, the information is adequately protected by the use of International Data Transfer Agreements and

security measures, and other appropriate safeguards. For more information on international transfers please contact us using the details below.

9. Freedom of Information Act and Environmental Information Regulations 2004

As a public body, our school is subject to requests made under the above legislation. However, we will never disclose personal data in our responses to these requests where to do so would contravene the principles of data protection.

10. Why we regularly share student and family information

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

10.1 Youth support services and Careers advisors Students aged 13+

Once our students reach the age of 13, we pass information about the student to our local authority so they can carry out their legal responsibilities in relation to the education or training of 13-19 year olds under section 507B of the Education Act 1996.

This enables them to provide services as follows:

- Youth support services; and
- Careers advisers.

A parent or guardian can object to any information in addition to their child's name, address, and date of birth being passed to their local authority or provider of youth support services by informing us. This right is transferred to the student once they reach the age 16.

Data is securely transferred to the youth support service under the terms of a Data Sharing Agreement with East Sussex County Council.

For more information about services for young people, please visit our local authority website or contact our Data Protection Officer.

10.2 Department for Education (DfE)

The DfE collects personal data from educational settings and local authorities via various statutory data collections. We are required to share information about our students with the DfE either directly or via our local authority for the purpose of those data collections, under regulation 5 of The Education (Information About Individual Pupils) (England) Regulations 2013.

All data is transferred securely and held by the DfE under a combination of software and hardware controls, which meet the current government security policy framework.

10.3 Local Authorities

We may be required to share information about our students and families with the local authority to ensure that they can conduct their statutory duties under:

- The Schools Admission Code, including conducting Fair Access Panels.
- Safeguarding of children/young people.
- Supporting children and young people who are eligible for SEND related provision.
- Promoting the education, employment and training of young people which requires the exchange of data and the use of information not otherwise available to either organisation.

- Census, Early Years Foundation Stage, Phonics, and other Key Stage student attainment data.
- To identify where students have transferred to make the task of tracking vulnerable students more secure and also to ensure appropriate services are extended to students needing additional support e.g. for reasons of health, exclusions, attendance or transport.

10.4 Requesting access to your personal data, and other rights

Under data protection law, students have the right to request access to information about them that we hold, and in some cases, parents can make the request on the student's behalf, although this must be subject to the student's consent if they are deemed to be competent to understand the request and any implications.

Parents/carers also have the right to request access to information about them that we hold.

You also have the right to:

- be informed about the collection and use of your personal data.
- have inaccurate personal data changed or completed, if it is incomplete.
- erasure, often known as the 'right to be forgotten'; however this does not apply where, amongst other things, processing is necessary to comply with a legal obligation.
- restrict the way we are using your information, although, as above this is a limited right.
- object to the way we are using your information; though other than for marketing purposes, this is also limited as above.

Where we rely on your consent to collect and use your data, you have the right to withdraw that consent. If you do change your mind, or you are unhappy with our use of your personal data, please let us know - our contacts are at the end of this document.

You also have rights in relation to automated decision making and profiling, though these are not currently relevant as we don't carry out automated decision making or profiling.

Finally, you have the right to seek redress, either through the ICO, or through the courts.

If you make a request, we will keep a record of the request and any personal data supplied for a suitable period after its fulfilment, in order to deal with any questions that you, your representatives, or the regulators may have about it.

11. How the Government uses your data

The student data that we lawfully share with the DfE through data collections:

- underpins school funding, which is calculated based on the numbers of children and their characteristics in each 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).

For privacy notices and further information relating to how the DfE collects, holds and uses your personal information please visit:

[Personal information charter - Department for Education - GOV.UK](https://www.gov.uk/education-data/departmental-data/departmental-data-privacy-notice)

For all information relating to how the DfE uses student information please visit:

[How DfE shares personal data GOV.UK](#)

For all information relating to how the DfE uses parent, carer and legal guardian information please visit:

[Privacy information: parents, carers and legal guardians - GOV.UK](#)

For all information relating to how the DfE uses key stage 1 (KS1), key stage 2 (KS2) and key stage 3 (KS3) information please visit:

[Privacy information: early years foundation stage to key stage 3 - GOV.UK](#)

For all information relating to how the DfE uses key stage 4 (KS4), key stage 5 (KS5) and adult learner information please visit:

[Privacy information: key stage 4 and 5 and adult education - GOV.UK](#)

For all information related to the retention periods for data processed by the Department for Education (DfE) please visit:

[DfE retention schedule - GOV.UK](#)

11.1 Your information rights under UK General Data Protection Regulation (UK GDPR) when the DfE collects your personal data

The UK GDPR gives you certain rights about how your information is collected and used. The DfE must have a valid reason to collect your personal data. These reasons are called the lawful basis in UK GDPR. You have different rights depending on the DfE's reason to collect your personal data.

For more information, please visit: [Your information rights under UK GDPR - GOV.UK](#)

11.2 Data collection requirements

To find out more about the data collection requirements placed on us by the DfE (for example; via the school census) go to:

<https://www.gov.uk/education/data-collection-and-censuses-for-schools>

11.3 The National Pupil Database (NPD)

The NPD is owned and managed by the Department for Education (DfE) and contains information about students in schools in England. This information is securely collected from a range of sources including schools, local authorities, and awarding bodies.

The data in the NPD is provided as part of the operation of the education system and is used for research and statistical purposes to improve, and promote, the education, and well-being of children in England.

The evidence and data provide DfE, education providers, Parliament, and the wider public with a clear picture of how the education and children's services sectors are working in order to better target, and evaluate, policy interventions to help ensure all children are kept safe from harm and receive the best possible education.

To find out more about the NPD, go to <https://www.gov.uk/government/publications/national-pupil-database-npd-privacy-notice/national-pupil-database-npd-privacy-notice>

11.4 Sharing by the DfE

The DfE will only share students' personal data where it is lawful, secure, and ethical to do so. Where these conditions are met, the law allows the DfE to share students' and families' personal data with certain third parties, including:

- Schools
- 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

The DfE provides a formal process for external organisations to apply for access to certain types of personal data it holds. Depending on the nature of the request, access may be provided through the Office for National Statistics Secure Research Service (ONS SRS), the UK Data Service (UKDS), or directly by the DfE where data cannot be shared via those routes. The DfE will only share personal data when strict legal and data protection requirements are met, and in many cases, data is first de identified by accredited processors such as the ONS or UK Data Service before being made available. Applicants must demonstrate a clear purpose, satisfy security and lawful basis requirements, and comply with the DfE's data sharing arrangements. More information about how organisations can apply for DfE held personal data, including the available routes and eligibility criteria, is available at: <https://www.gov.uk/guidance/apply-for-department-for-education-dfe-personal-data>

For more information about the Department for Education's (DfE) 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 the Department for Education (DfE) to request access to individual level information relevant to detecting that crime.

For information about which organisations the Department for Education (DfE) 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>

11.5 Learner Records Service (LRS)

The information you supply is used by the LRS. The LRS issues Unique Learner Numbers (ULNs) and creates Personal Learning records across England, Wales, and Northern Ireland, and is operated by the Education and Skills Funding Agency, an executive agency of the DfE. For more information about how your information is processed, and to access your Personal Learning Record, please refer to: <https://www.gov.uk/government/publications/lrs-privacy-notices>

11.6 National Careers Service (NCS)

The NCS is owned and managed by the DfE. Data will be shared between the National Careers Service and Jobcentre Plus (JCP) in order to facilitate closer co-operation in the delivery of employment and careers guidance.

Data could be shared between the National Careers Service and JCP, in either direction and at any point in the customer journey which is relevant to employment, skills, and training. Data shared will be in connection with advice, support, and assistance to support customers to acquire or enhance skills and qualifications to help find and retain employment.

11.7 Education and Child Health Insights from Linked Data (ECHILD)

The ECHILD project originated at University College London (UCL) and was created in partnership with NHS England (NHSE) and the DfE. The ECHILD project links education and health data together to provide an evidence base to allow policy makers to better understand how health can impact education and how education can affect health.

ECHILD holds different categories of data for different cohorts of individuals depending on the nature of their interactions with the education, children's services, and health sectors. The data sources included are: national pupil database, Hospital episode statistics, mental health services data, community services data and maternity services data. Data may be shared between the DfE, University College London (UCL), and NHS England (NHSE)

For more information about ECHILD, please visit: [Privacy information notice: Education and Child Health Insights from Linked Data \(ECHILD\) - GOV.UK](#)

11.9 How to find out what personal information the DfE hold about you

Under the terms of the UK GDPR, 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; and
- 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 DfE, you should make a 'subject access request'. Further information on how to do this can be found within the DfE's personal information charter that is published at the address below:

<https://www.gov.uk/government/organisations/department-for-education/about/personal-information-charter> or <https://www.gov.uk/government/publications/requesting-your-personal-information/requesting-your-personal-information#your-rights>

To contact the DfE, please go to: <https://www.gov.uk/contact-dfe>

12. Contacts

If you have a concern about the way we are collecting or using your personal data or you would like to discuss anything in this Privacy Notice, we ask that you raise your concern with us in the first instance. Please contact the Data Protection Manager on dataprotection@gildredgehouse.org.uk

Alternatively, please contact the school's Data Protection Officer:

DPO: Education Data Hub (Data Protection), Derbyshire County Council
DPO Email: dpforschools@derbyshire.gov.uk
DPO Phone: 01629 532888
DPO Address: County Hall, Smedley Street, Matlock, Derbyshire, DE4 3AG

For our local authority, East Sussex County Council:

Data Protection Officer
Children's Services Department, East Sussex County Council
County Hall

St Anne's Crescent
Lewes
East Sussex
BN7 1UE

Email: www.eastsussex.gov.uk/your-council/about/key-documents/foi/data-protection/data-protection-officer

Telephone: 01273 482 304

For the DfE:

Public Communications Unit
Department for Education
Sanctuary Buildings
Great Smith Street
London
SW1P 3BT

Website: www.education.gov.uk or www.gov.uk/contact-dfe

Email: www.education.gov.uk

Telephone: 0370 000 2288

If, however, you are dissatisfied with our response to your concerns you can contact the ICO quoting our ICO registration number **ZA475498** and stating that the Data Controller is Gildredge House.

Information Commissioners' Office
Wycliffe House
Water Lane
Wilmslow
Cheshire
SK9 5AF

Tel: 0303 123 1113 (local rate) or 01625 545 745 if you prefer to use a national rate number

Fax: 01625 524 510

Website: <https://ico.org.uk/concerns/>