

The Brooke Weston Trust (the Trust) is the data controller for the personal data it uses and that used by its Academies.

This document tells you more about:

- The information we collect
- What we use the information for
- How your information is stored and how long we keep it
- What rights you have to the information

How we collect and use information relevant to our secondary schools

Why do we collect and use student information?

We collect and use student information to comply with our legal obligations under the following acts of Parliament:

- The Education Act 1996
- The Education (Pupil Information) (England) Regulations 2005
- The Special Educational Needs and Disability Act 2001
- The Special Educational Needs (Information) Act 2008
- The Children Act 2000

And the following regulations:

- Keeping Children Safe in Education (Statutory guidance for schools and colleges) 2016

We use the student data

- To support student learning
- To monitor and report on student progress
- To provide appropriate pastoral care
- To assess the quality of our services
- To comply with the law regarding data sharing
- To comply with safeguarding regulations

We also use a small subset of student data to operate the following systems for the benefit of students and their carers:

- Cashless catering systems
- Online payment systems
- Library management systems
- Parental engagement systems

The categories of student information that we collect, hold and share include:

- Personal information (such as name, unique pupil number and address)
- 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)
- Assessment and examination information (such as assessment marks and examination results)
- Relevant medical information (such as allergies)
- Special educational needs information (such as education, health and care (EHC) plans)
- Safeguarding information
- Information about exclusions and behavioural incidents

- Photographs and videos
- CCTV
- Post 16 learning information

Collecting student 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 legislation, we will inform you whether you are required to provide certain pupil information to us, or if you have a choice in this.

Parents/carers are the most significant source of information relating to students. Our obligation to maintain the accuracy of personal data can only be met with your help. Please, as soon as possible, inform the school of any changes in address, telephone number, email address (if you have provided this) or other changes that affect either our ability to contact you or other family members you have designated as contacts or our ability to maintain our duty of care (e.g. medical conditions).

Storing student data

We hold student data for the student's date of birth plus 25 years as required by the legislation listed above. Limited student or carer data used for complimentary systems and services is removed when the student or carer no longer requires or makes use of that service or at the point that the student leaves the school.

Who do we share student information with?

We routinely share student information with:

- Schools that the students attend after leaving us
- Our local authority
- The Department for Education (DfE)
- Brooke Weston Trust (the Multi Academy Trust)
- The local School Nursing Service (NHS)
- The school's statistical analysis service (SISRA)
- The Trust's management information system (MIS) provider
- The Trust's online safeguarding management system (CPOMS)
- The school's online payment system provider
- Exam boards
- Police and Courts
- Pupils family and representatives
- Regulators such as Ofsted and the ICO
- Auditors and other professional bodies

We also share student information with providers of education services that the Trust uses. The full list of these providers and the information we share can be found on the Trust website:

<http://www.brookewestontrust.org/gdpr>

Why we share student information

We do not share information about our students with anyone without consent unless the law and our policies allow us to do so. We share students' data with the Department for Education (DfE) on a statutory basis. This data sharing underpins school funding and educational attainment policy and monitoring.

We are required to share information about our students with the (DfE) under regulation 5 of The Education (Information About Individual Students) (England) Regulations 2013.

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>.

Youth support services

What is different about students aged 13+?

Once our students reach the age of 13, we also pass student information to our local authority and/or provider of youth support services as they have 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 (overleaf):

- Youth support services
- Careers advisers

A parent/guardian can request that only their child's name, address and date of birth is passed to their local authority or provider of youth support services by informing us. This right is transferred to the child/student once he/she reaches the age of 16.

Our students aged 16+

We will also share certain information about students aged 16+ with our local authority and/or provider of youth support services as they have responsibilities in relation to the education or training of 13 to 19-year olds under section 507B of the Education Act 1996. This enables them to provide services as follows:

- Post-16 education and training providers
- Youth support services
- Careers advisers

For more information about services for young people, please visit our local authority website:

<http://www3.northamptonshire.gov.uk/>

The National Pupil Database (NPD)

The NPD is owned and managed by the Department for Education and contains information about students 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 students 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 student 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 students 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 student 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 student information, (and for which project), please visit:

<https://www.gov.uk/government/publications/national-pupil-database-requests-received>

To contact DfE visit:

<https://www.gov.uk/contact-dfe>

Other information we collect and hold

The categories of other information that we collect, hold and share include:

- Parents' and carers information (such as name, address, contact information, relationship to the child, involvement with volunteer groups or parents association);
- Visitor information (such as name, business, car registration, DBS certification, purpose of visit);
- Governors' information (such as name, address, contact information, business interests, financial interests and governance roles in other schools);
- Volunteers' information (such as name, address, contact information, DBS certification).

Why we collect and use this information

Parents' information is collected so that:

- We can communicate with you about your child (in relation to things such as education and attainment, health and well-being, attendance and behaviour);
- Send you important information about the school;
- Provide you with access to tools and services we use in schools (such as parent payment systems, communication applications).

Visitor information is collected so that:

- We have a record of who is and has been in the building, for health, safety and operational purposes;
- We know whether a visitor can be unaccompanied in areas where children are present;
- We have a record of official visits (such as inspections or maintenance).

Governors' information is collected so that:

- We can communicate with Governors on school business;
- There is a public record of Governors and their business interests.

The lawful basis on which we use this information

Depending on the purpose, our use of your information will be legal due to one of the following:

- Informed consent given by you or your parent or legal guardian [Article 6(1)(a)]
For example: to use your photographs on our school or trust website.
 - To meet a legal requirement [Article 6(1)(c)]
For example: Providing information as part of the Education Department Census
 - To protect the vital interests of you or someone else [Article 6(1)(d)]
For example: Providing your details to emergency services
 - Delivering a public task [Article 6(1)(e)]
For example: Recording your attendance at school.
- Parental information is processed in the public interest where it is related to their child's education. We may have a legal obligation to process data in certain processing activities and in some circumstances we will rely on consent as the lawful basis;

- Visitor information is processed as a task in the public interest where it relates to school operations and under a legal obligation where it relates to health and safety;
- Governor information is processed as a task in the public interest.

Where we use special category data, our use is legal due to one of the following reasons:

- Explicit informed consent given by you or your parent or legal guardian [Article 9(2)(a)]
- We are legally obliged to collect and use it [Article 9(2)(b)]

For example: Your ethnic origin or any disability

- To protect the vital interest of you or someone else [Article 9(2)(c)]

For example: Providing details of health conditions to the emergency services.

- Because it is part of delivering a public service [Article 9(2)(g)]

For example: Collecting data on any medical conditions so that we are able to help you manage it

Collecting this information

- Parents: whilst the majority of information you provide to us is mandatory, some of it is provided to us on a voluntary basis. In order to comply with data protection legislation, we will inform you whether you are required to provide certain information to us or if you have a choice in this;
- Visitors: As a visitor the information that you provide to us is voluntary. However, we may restrict access to the school if the information is not provided;

- **Governors:** whilst the majority of information you provide to us is mandatory, some of it is provided to us on a voluntary basis. In order to comply with data protection legislation, we will inform you whether you are required to provide certain information to us or if you have a choice in this.

Who we share this information with

We routinely share this information with:

- **Parents:** we will share your information with members of staff, other agencies and, with third-party processors who provide services to the school;
- **Visitors:** your information will not be shared unless requested by an external agency in the course of a health and safety incident or in the investigation of a crime;
- **Governors:** we will publish the names, business interests, financial interests and governance roles of governors in other schools on the school website.

Requesting access to your personal data

Under data protection legislation, parents/carers and students have the right to request access to information about them that we hold. To make a request for your personal information contact the Trust Data Protection Officer in writing or by email on the details below. You also have the right to:

- Object to processing of personal data that is likely to cause, or is causing, damage or distress
- To restrict processing.
- 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
- Data Portability
- The right to withdraw consent.

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/>

To be given access to your child's educational record, contact your school.

Contact details for all Trust schools can be found at <http://www.brookewestontrust.org>

Data Protection Officer (DPO)

The DPO is responsible for ensuring compliance with the Data Protection Legislation. The DPO is also the central point of contact for all data subjects and others in relation to matters of data protection.

As allowed for by law Brooke Weston Trust employs a third-party service provider to act in this role. The current provider is:

Data Protection Education

1 Saltmore Farm
New Inn Road
Hinxworth
Baldock
SG7 5EZ

Named contact: James England
Telephone: 0800 0862018
Email: dpo@dataprotection.education

Questions?

Brooke Weston Trust is the Data Controller for all member schools. If you would like to discuss anything in this privacy notice, please contact the Trust Data Protection Officer using the details above.

COVID-19 and public health

Data collected for the purposes of public health (including visitor contact data for COVID-19) will be kept as long as required. Contact data for visitors will be kept for 21 days after the most recent visit, with information on visitors kept as per standard retention requirements. Public Health data may be shared with third-parties as required including, but not limited to:

- National Health Service (including NHS Test and Trace)
- Public Health England
- Other local health authorities

Data collected and processed for public health purposes is done so under GDPR [Article 9\(2\)\(i\)](#) which states: (in part) "processing is necessary for reasons of [public interest](#) in the area of public health, such as protecting against serious cross-border threats to health..." and [Recital 54](#) which includes: "The processing of special categories of personal data may be necessary for reasons of public interest in the areas of public health without consent of the data subject."