

## Privacy Notice – Students

### Introduction

You have a legal right to be informed about how our Trust uses any personal information that we hold about you. To comply with this, we provide a 'privacy notice' to you where we are processing your personal data.

This notice explains how we collect, store and use personal data about **students at our trust**, like you.

Our trust, **Brigantia Learning Trust**, is the 'data controller' for the purposes of data protection law. Our data protection officer is **EduDataPro** (see 'Contact us' below).

### The personal data we hold

We hold some personal information about you to make sure we can help you learn and look after you at school.

For the same reasons, we get information about you from some other places too – like other schools, the local council and the government.

Personal information that we may collect, use, store and share (when appropriate) about you includes, but is not restricted to:

- Personal and Characteristics - Data to identify you and document your characteristics.
- Contact - Where you live and how to contact you and your parents/guardians.
- Admissions - Data to enable us to administer the application process.
- Study Programme - The courses you are studying and your timetable.
- Attainment - Your prior attainment at school and data relating to your academic progress, exams and attainment at College.
- Exams - Data for the administration of exams.
- Attendance - Your attendance in lessons, and absences.
- Behaviour - Behavioural data including exclusions and interventions.
- Progression - Your progression plans including HE offers, careers advice and work experience. This includes confirmation of your progression activities within 12 months of leaving.
- exam access arrangements.
- Safeguarding - Child protection, welfare and safeguarding.
- Bursary and Free School Meals - Income and income support, eligibility and use of both the bursary and free school meals.
- Financial - Data needed to make/receive payments and record transactions.
- Security - CCTV footage and internet usage logs.
- Health and Safety - Accident records.
- Trips and Activities - Data for the administration of trips and activities.
- Student Administration - Data for the administration of student services e.g. online payments, catering and parking. Correspondence and any other information you provide.
- Feedback - Survey responses of students.



- Consent - Your consent preferences where applicable.

We may also collect, use, store and share (when appropriate) information about you that falls into "special categories" of more sensitive personal data. This includes, but is not restricted to:

- Information about your characteristics, like your ethnic background or any special educational needs
- Information about any medical conditions, dietary requirements or allergies you have
- Your biometric data, like your data about your fingerprint

## Why we use this data

We use the data listed above to:

- a) Get in touch with you and your parents when we need to
- b) Check how you're doing in lessons and exams and work out whether you or your teachers need any extra help
- c) Track how well the school and trust as a whole is performing
- d) Look after your wellbeing
- e) For biometric data, to enable our cashless catering payment system

## Use of your personal data for marketing purposes

Where you have given us consent to do so, we may send you messages by email or text promoting school events, campaigns, charitable causes or services that you might be interested in.

You can take back this consent or 'opt out' of receiving these emails and/or texts at any time by clicking on the 'Unsubscribe' link at the bottom of any such communication, or by contacting us (see 'Contact us' below).

## Use of your personal data in automated decision making and profiling

We don't currently put your personal information through any automated decision making or profiling process. This means we don't make decisions about you using only computers without any human involvement.

If this changes in the future, we will update this notice in order to explain the processing to you, including your right to object to it.

## Our lawful basis for using this data

Our lawful basis for processing your personal data for the purposes listed in section 3 above are as follows:

- **Legal obligation:** the processing is necessary for you to comply with the law (not including contractual obligations). We need to process data to meet our responsibilities as a school under UK law as set out here: <https://www.gov.uk/government/collections/statutory-guidance-schools>

An example of this is 'safeguarding children and young people'

- **Public task:** the processing is necessary for you to perform a task in the public interest or for your official functions, and the task or function has a clear basis in law. Managing a school is considered a 'task in the public interest'. Further details are available here: <https://www.gov.uk/government/collections/statutory-guidance-schools>

Less commonly, we may also use personal information about you where:



- We ask for your **Consent**: the individual has given clear consent for you to process their (or their child's) personal data for a specific purpose. An example of this may be certain uses of photographs of you and the use of your biometric information (fingerprints)

Where you've provided us with consent to use your information, you may take back this consent at any time. We'll make this clear when requesting your consent, and explain how you'd go about withdrawing consent if you want to.

Some of the reasons listed above for collecting and using personal information about you overlap, and there may be several grounds which justify the school's use of your data.

### **Our basis for using special category data**

For 'special category' data (more sensitive personal information), we only collect and use it when we have both a lawful basis, as set out above, and one of the following conditions for processing as set out in data protection law:

- We have obtained your explicit consent to use your information in a certain way
- We need to use your information under employment, social security or social protection law
- We need to protect an individual's vital interests (i.e. protect your life or someone else's life), in situations where you're physically or legally incapable of giving consent
- The information has already been made obviously public by you
- We need to use it to make or defend against legal claims
- We need to use it for reasons of substantial public interest as defined in legislation
- We need to use it for health or social care purposes, and it's used by, or under the direction of, a professional obliged to confidentiality under law
- We need to use it for public health reasons, and it's used by, or under the direction of, a professional obliged to confidentiality under law
- We need to use it for archiving purposes, scientific or historical research purposes, or for statistical purposes, and the use is in the public interest

For criminal offence data, we will only collect and use it when we have both a lawful basis, as set out above, and a condition for processing as set out in data protection law. Conditions include:

- We have obtained your consent to use it in a specific way
- We need to protect an individual's vital interests (i.e. protect your life or someone else's life), in situations where you're physically or legally incapable of giving consent
- The data concerned has already been made obviously public by you
- We need to use it as part of legal proceedings, to obtain legal advice, or to make or defend against legal claims
- We need to use it for reasons of substantial public interest as defined in legislation

### **Collecting this data**

While most of the information we collect about you is mandatory, there is some information that can be provided voluntarily.

Whenever we want to collect information from you, we make it clear if you have to give us this information (and if so, what the possible consequences are of not doing that), or if you have a choice.

We collect data from the following sources:

- your application to the College
- your pre-enrolment, enrolment and induction process



- your interactions with the College through our systems, in person or through letters,
- emails, forms, surveys or phone calls;
- financial transactions with the College; and
- third party service providers and government agencies (data processors and controllers listed in “who we share your information with”). You will be issued with separate privacy notices from these third parties where appropriate. i.e.
  - Local councils
  - Government departments or agencies
  - Police forces, courts, tribunals
  - The NHS or your doctor

## How we store this data

We keep personal information about you while you’re attending our school. We may also keep it beyond your attendance at our school if this is necessary. Our record retention schedule sets out how long we keep information about pupils.

To request a copy of our record retention schedule, please contact the main Trust/School Office

We have security measures in place to prevent your personal information from being accidentally lost, used or accessed in an unauthorised way, altered or disclosed.

We’ll dispose of your personal data securely when we no longer need it.

## Who we share data with

We don’t share information about you with any third party without your consent unless the law and our policies allow us to do so.

Where it’s legally required, or necessary (and it complies with data protection law), we may share personal information about you with:

- Sheffield City Council – to meet our legal obligations to share certain information with it, such as safeguarding concerns
- The Department of Education - e.g. workforce census
- Your family or representatives
- Ofsted, our regulator
- UCAS
- Suppliers and service providers:
  - Signing in/Visitor system
  - MIS system provider (Arbor, Unit E, Cedar, Capita SIMs, Safeguarding and accident reporting system)
  - Cashless Payment Systems
  - IT Contractors
  - Print Management
  - Online Learning
  - Media and Design Services
- Benefit Agencies
- Residential/Educational Visit management System (e.g. EVOLVE)
- Text and Email systems (e.g. EduLink)
- Our auditors
- Educators and examining bodies – to meet our legal obligations to share certain information with them regarding education and or examination materials and results



- NHS teams and health care professionals

### **National Pupil Database**

We have to provide information about you to the Department for Education (a government department) as part of data collections such as the school census.

Some of this information is then stored in the [National Pupil Database](#), which is managed by the Department for Education and provides evidence on how schools are performing. This, in turn, supports research.

The database is held electronically so it can easily be turned into statistics. The information it holds is collected securely from schools, local authorities, exam boards and others.

The Department for Education may share information from the database with other organisations, such as organisations that promote children's education or wellbeing in England. These organisations must agree to strict terms and conditions about how they will use your data.

You can find more information about this on the Department for Education's webpage on [how it collects and shares research data](#).

You can also [contact the Department for Education](#) if you have any questions about the database.

### **The Learner Records Service**

The Learning Records Service (LRS) is operated by the ESFA. The LRS collects information about learners registering for relevant post-14 qualifications, for example:

- GCSEs and A-Levels
- Entry to Employment Certificates
- Regulated Qualifications Frameworks
- Welsh Bacalaureate and associated units

The LRS uses your information to:

- issue you with a Unique Learner Number (ULN)
- create your Personal Learning Record (PLR)

In most cases, you will have been registered with the LRS at school but if you were not or if any of your information has changed, we may need to share your data. The privacy notice for the LRS can be found here: <https://www.gov.uk/government/publications/lrs-privacy-notice/lrs-privacy-notice>

### **Transferring data internationally**

We may share personal information about you with the following international third parties outside of the UK, where different data protection legislation applies - including but not limited to

- Google G Suite Hosting [[Data Processing Amendment](#) and [model contract clauses](#) in place]

Where we transfer your personal data to a country or territory outside the UK, we will do so in accordance with data protection law.

In cases where we have to set up safeguarding arrangements to complete this transfer, you can get a copy of these arrangements by contacting us.



## Your rights

### How to access personal information that we hold about you

You have a right to make a 'subject access request' to gain access to personal information that we hold about you.

If you make a subject access request, and if we do hold information about you, we will (unless there's a really good reason why we shouldn't):

- Give you a description of it
- Tell you why we are holding and using it, and how long we will keep it for
- Explain where we got it from, if not from you
- Tell you who it has been, or will be, shared with
- Let you know whether any automated decision-making is being applied to the data (decisions made by a computer or machine, rather than by a person), and any consequences of this
- Give you a copy of the information in an understandable form

You may also have the right for your personal information to be shared with another organisation in certain circumstances.

If you would like to make a request, please contact us (see 'Contact us' below).

### Your other rights regarding your data

Under data protection law, you have certain rights regarding how your personal information is used and kept safe. For example, you have the right to:

- Say that you don't want your personal information to be used
- Stop it being used to send you marketing materials
- Say that you don't want it to be used for automated decisions (decisions made by a computer or machine, rather than by a person)
- In some cases, have it corrected if it's inaccurate
- In some cases, have it deleted or destroyed, or restrict its use
- In some cases, be notified of a data breach
- Make a complaint to the Information Commissioner's Office
- Claim compensation if the data protection rules are broken and this harms you in some way

To exercise any of these rights, please contact us (see 'Contact us' below).

## Complaints

We take any complaints about our collection and use of personal information very seriously.

If you think that our collection or use of personal information is unfair, misleading or inappropriate, or have any other concerns about our data processing, please let us know first.

Alternatively, you can make a complaint to the Information Commissioner's Office:

- Report a concern online at <https://ico.org.uk/make-a-complaint/>
- Call 0303 123 1113
- Or write to: Information Commissioner's Office, Wycliffe House, Water Lane, Wilmslow, Cheshire, SK9 5AF

## Contact us

Our data protection officer is:



- **Toby Wilson - EduDataPro** [dpo@edudatapro.com](mailto:dpo@edudatapro.com) Tel: 07472881114

However, our **data protection lead** has day-to-day responsibility for data protection issues in our trust.

If you have any questions, concerns or would like more information about anything mentioned in this privacy notice, please contact them:

- **Simeon Cornelius** – [scornelius@brigantiatrust.net](mailto:scornelius@brigantiatrust.net)