



PRIVACY NOTICE

PARENTS/CARERS - USE OF YOUR CHILD'S PERSONAL DATA

Introduction

Under data protection law, individuals have a right to be informed about how Turner Schools uses any personal data that we hold about them. We comply with this right by providing 'privacy notices' (sometimes called 'fair processing notices') to individuals where we are processing their personal data.

This privacy notice explains how we collect, store and use personal data about pupils and students.

We, Turner Schools are the 'data controller' for the purposes of data protection law.

The personal data we hold

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

- Personal information (such as name, date of birth, unique pupil number, address and parental custody orders)
- Assessment information (such as assessment results)
- Attendance information (such as sessions attended, number of absences and absence reasons)
- Special categories of data including characteristics information (such as age, ethnic group, language, nationality, country of birth and free school meal eligibility, biometrics)
- Special Educational Needs information (such as care plans)
- Medical information (such as disabilities, allergies or illnesses, emergency contacts)
- Behavioural information (number of exclusions)
- Post 16 Learning Information
- Photographs
- CCTV images

We may also hold data about pupils and students that we have received from other organisations, including other schools, local authorities and the Department for Education.

Why we use this data

We use this data to:

- Get in touch with parents/carers when we need to support your child's learning
- Monitor and report on your child's progress
- Provide pastoral care
- Safeguard all pupils and students
- Track how well our settings are performing
- Maintain our own records
- Comply with the law regarding data sharing

Our legal basis for using this data

We only collect and use pupils' and students' personal data when the law allows us to. Most commonly, we process it where:

- We need to comply with a legal obligation
- We need it to perform an official task in the public interest

Less commonly, we may also process pupils' and students' personal data in situations where:

- We have obtained consent to use it in a certain way
- We need to protect the individual's vital interests (or someone else's interests)

Where we have obtained consent to use pupils' and students' personal data, this consent can be withdrawn at any time. We will make this clear when we ask for consent, and explain how consent can be withdrawn. Some of the reasons listed above for collecting and using pupils' and students' personal data overlap, and there may be several grounds which justify our use of this data.

Collecting this information

While the majority of information we collect about pupils and students is mandatory, there is some information that can be provided voluntarily.

Whenever we seek to collect information from you or your child, we make it clear whether providing it is mandatory or optional. If it is mandatory, we will explain the possible consequences of not complying.

How we store this data

We hold personal data electronically on our internal computer systems. We hold personal data electronically on our internal computer systems. In addition, Turner Schools maintains hard copies of information which are stored securely for 6 years from the last day of the course, 10 years with the consent of the pupil/student for personal and academic references.

After this time the only information we hold is the pupil's/student's name, date of birth, email address, dates of attendance, examination results, destination, admission number and unique pupil number. This remaining data will be held for historical purposes and to enable ex-students to allow potential employers to check this information.

Data Sharing

We do not share personal information about your child with anyone outside Turner Schools without permission from you or your child, unless the law and our policies allow us to do so.

Where it is legally required, or necessary for another reason allowed under data protection law, we may share personal information about your child with:

- Our local authority Kent County Council (KCC) – to meet our legal duties to share certain information with it, such as concerns about pupils' and students' safety and exclusions
- The Department for Education (DfE) and central government
- Schools/Further Education/Higher Education settings that pupils and students attend after leaving us or have previously attended
- Examining Bodies
- Offsite learning providers

- Careers Services
- NHS and other healthcare professionals
- Family, associates and representatives of the person whose data we are processing
- Third party professional services i.e. Social Services, Social Care Teams
- Law Enforcement such as Police, HMRC and courts
- Nourish (Academy Catering)
- Biometrics Company
- Academy trips organisations
- Insurance Company
- Press and Media (in line with consent provided)
- Business Associates and Professional Advisers

Transfers

It may sometimes be necessary to transfer personal information overseas. When this is needed, information may be transferred to countries or territories around the world. Any transfers made will be in full compliance with all aspects of the GDPR.

Why we share this information

Department for Education (DfE)

We share pupils' and students' data with the Department for Education (DfE) on a statutory basis. This data sharing underpins Academy funding and educational attainment policy and monitoring.

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

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

Pupils aged 13+

Once our students reach the age of 13, we also pass pupil 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.

We must provide both your and your child's name(s) and address, and any further information relevant to the support services' role; this will include telephone contact details.

This enables them to provide services as follows:

- Youth support services
- Careers advisers

A parent/carer 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.

Students aged 16+

We will also share certain information about students aged 16+ with our local authority (KCC) 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 as follows:

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

KCC has a legal responsibility to track all young people up to the age of 19 (and young adults with learning difficulties or disabilities up to the age of 25). The purpose of collecting this information is to assist the planning of education and training for young people and the support services they require. KCC will inform us of your child's current activity once they have left the Academy. This is in relation to education, training, employment with training they may be undertaking and whether they are NEET (not in Education, Employment or Training). Some of this information is then shared with the DfE who use the information to plan at a national level.

For more information about services for young people, please visit our local authority website <http://www.kent.gov.uk/education-and-children>.

Learning Records Service

Students aged 14+:

For students enrolling for post 14 qualifications, the Learning Records Service will give us a student's unique learner number (ULN) and may also give us details about the student's learning or qualifications.

The National Pupil Database (NPD)

The NPD is owned and managed by the DfE and contains information about pupils and students in schools and academies 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, academies, local authorities and awarding bodies.

We are required by law, to provide information about our pupils and 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 NPD, go to:

<https://www.gov.uk/government/publications/national-pupil-database-user-guideand-supporting-information>.

The Department may share information about our pupils and students from the NPD with third parties who promote the education or wellbeing 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/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-howwe-collect-and-share-research-data>.

For information about which organisations the Department has provided pupil/student 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>

Parents, pupils and students' rights regarding personal data

Individuals have a right to make a '**subject access request**' to gain access to personal information that Turner Schools holds about them.

Parents/carers can make a request with respect to their child's data where the child is not considered mature enough to understand their rights over their own data (usually under the age of 12), or where the child has provided consent. If you make a subject access request, and if we do hold information about you or your child, we will:

- Give you a description of it
- Tell you why we are holding and processing it, and how long we will keep it for
- Explain where we got it from, if not from you or your child
- 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, and any consequences of this
- Give you a copy of the information in an intelligible form

You may also ask us to send your child's personal information to another organisation electronically in certain circumstances.

You are entitled to submit subject access requests all year round, but please bear in mind that it may be necessary for us to extend the response period when requests are submitted over the summer holidays. This is in accordance with article 12(3) of the GDPR, and will be the case where the request is complex – for example, where we need multiple staff to collect the data.

If you want to make a request, please contact our Data Protection Officer: dpo@turnerschools.com

Other Rights

Under data protection law, individuals have certain rights regarding how their personal data is used and kept safe, including the right to:

- Object to the use of personal data if it would cause, or is causing, damage or distress
- Prevent it being used to send direct marketing
- Object to decisions being taken by automated means (by a computer or machine, rather than by a person)
- In certain circumstances, have inaccurate personal data corrected, deleted or destroyed, or restrict processing
- Claim compensation for damages caused by a breach of the data protection regulations

To exercise any of these rights, please contact our Data Protection Officer.

Complaints

We take any complaints about how we collect and use your child's personal data very seriously, so please let us know if you think we've done something wrong. You can make a complaint at any time by contacting our Data Protection Officer. You can also complain to the Information Commissioner's Office in one of the following ways:

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

Contact Us

If you have any questions, concerns or would like more information about anything mentioned in this privacy notice, please contact our Data Protection Officer: dpo@turnerschools.com

A copy of this privacy notice is available on our website.

This notice is based on the Department for Education's model privacy notice for parents and carers, amended to reflect the way we use data in Turner Schools and is subject to review.

Last updated: August 2020