

# GDPR Privacy Notice



## Who processes your information?

Whimble Primary School is the data controller of the personal information you provide to us. This means the school determines the purposes for which, and the way, any personal data relating to pupils and their families is to be processed. Helen Mitchell acts as a representative for the school with regard to its data controller responsibilities; she can be contacted on 01404 822584 or [admin@whimble-primary.devon.sch.uk](mailto:admin@whimble-primary.devon.sch.uk).

In some cases, your data will be outsourced to a third-party processor; however, this will only be done with your consent, unless the law requires the school to share your data. Where the school outsources data to a third-party processor, the same data protection standards that Whimble Primary School upholds are imposed on the processor.

Helen Mitchell is the data protection officer. Her role is to oversee and monitor the school's data protection procedures, and to ensure they are compliant with the GDPR. The data protection officer can be contacted on 01404 822584 or [admin@whimble-primary.devon.sch.uk](mailto:admin@whimble-primary.devon.sch.uk).

## Why do we collect and use your information?

Whimble Primary School holds the legal right to collect and use personal data relating to pupils and their families, and we may also receive information regarding them from their previous school, Local Authority (LA) and/or the Department of Education at Devon County Council (DfE). We collect and use personal data in order to meet legal requirements and legitimate interests set out in the GDPR and UK law, including those in relation to the following:

- Article 6 and Article 9 of the GDPR
- Education Act 1996
- Regulation 5 of The Education (Information About Individual Pupils) (England) Regulations 2013

In accordance with the above, the personal data of pupils and their families is collected and used for the following reasons:

- To support pupil learning
- To monitor and report on pupil progress
- To provide appropriate pastoral care
- To assess the quality of our service
- To comply with the law regarding data sharing
- To safeguard pupils

## Which data is collected?

The categories of pupil information that the school collects, holds and shares include the following:

- Personal information – e.g. names, pupil numbers and addresses
- Characteristics – e.g. ethnicity, language and free school meal eligibility
- Attendance information – e.g. number of absences and absence reasons
- Assessment information – e.g. national curriculum assessment results
- Relevant medical information
- Information relating to Special Educational Needs and Disabilities (SEND)
- Behavioural information – e.g. number of temporary exclusions

Whilst the majority of the personal data you provide to the school is mandatory, some is provided on a voluntary basis. When collecting data, the school will inform you whether you are required to provide this data or if your consent is needed. Where consent is required, the school will provide you with specific and explicit information with regards to the reasons the data is being collected and how the data will be used.

## **How long is your data stored for?**

Personal data relating to pupils at Whimble Primary School and their families is stored in line with the school's GDPR Data Protection Policy.

In accordance with the GDPR, the school does not store personal data indefinitely; data is only stored for as long as is necessary to complete the task for which it was originally collected.

## **Will my information be shared?**

The school is required to share pupils' data with the DfE on a statutory basis.

The National Pupil Database (NPD) is managed by the DfE and contains information about pupils in schools in England. Whimble Primary School is required by law to provide information about our pupils to the DfE as part of statutory data collections, such as the school census; some of this information is then stored in the NPD. The DfE may share information about our pupils 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 DfE has robust processes in place to ensure the confidentiality of any data shared from the NPD is maintained.

Whimble Primary School will not share your personal information with any third parties without your consent unless the law allows us to do so. The school routinely shares pupils' information with:

- Pupils' destinations upon leaving the school (e.g. secondary school, or changing primary school)
- The LA
- The NHS
- The DfE

## **What are your rights?**

Parents and pupils have the following rights in relation to the processing of their personal data.

You have the right to:

- Be informed about how Whimble Primary School uses your personal data.
- Request access to the personal data that Whimble Primary School holds.
- Request that your personal data is amended if it is inaccurate or incomplete.
- Request that your personal data is erased where there is no compelling reason for its continued processing.
- Request that the processing of your data is restricted.
- Object to your personal data being processed.

Where the processing of your data is based on your consent, you have the right to withdraw this consent at any time.

If you have a concern about the way Whimble Primary School and/or the DfE is collecting or using your personal data, you can raise a concern with the Information Commissioner's Office (ICO). The ICO can be contacted on 0303 123 1113, Monday-Friday 9am-5pm.

## **Where can you find out more information?**

If you would like to find out more information about how we and/or the DfE collect, use and store your personal data, please visit our website ([www.whimble-primary.devon.sch.uk](http://www.whimble-primary.devon.sch.uk)) or download our GDPR Data Protection Policy.

## **Declaration for GDPR Privacy Notice**

I, \_\_\_\_\_, declare that I understand:

- Whimble Primary School has a legal and legitimate interest to collect and process my personal data in order to meet statutory requirements.
- How my data is used.
- Whimble Primary School may share my data with the DfE, and subsequently the LA.
- Whimble Primary School will not share my data to any other third parties without my consent, unless the law requires the school to do so.
- Whimble Primary School will always ask for explicit consent where this is required, and I must provide this consent if I agree to the data being processed.
- My data is retained in line with the school's GDPR Data Protection Policy.
- My rights to the processing of my personal data.
- Where I can find out more information about the processing of my personal data.

### Consent for using personal data

We can only use your personal data if you explicitly consent to us doing so. Please confirm that you give your consent to the council and the school to use yours and your child's personal data as outlined in our privacy notice, by ticking the box below.

I am happy for Devon County Council and Whimble Primary School to hold personal data in accordance with our privacy notice

By ticking this box, you confirm that you will seek consent from people whose name you put forward as an emergency contact, for us to hold their information.

You have the right to withdraw your consent at any time. Should you wish to withdraw consent, please contact Helen Mitchell by emailing [admin@whimble-primary.devon.sch.uk](mailto:admin@whimble-primary.devon.sch.uk), calling the school on 01404 822584, or attending the school office.

### Consent to take and use photographs

At Whimble Primary School, we sometimes take photographs of pupils. We use these photos in the school's newsletter, prospectus and website and sometimes on display boards around school. We really value using photos of pupils, to be able to showcase what pupils do in school and show what life at our school is like to others. So would really appreciate you taking the time to give consent again.

We would like your consent to take photos of your child, and use them in the ways described above. If you're not happy for us to do this, that's no problem – we will accommodate your preferences.

Please tick the relevant box below and return this form to school.

I am happy for photos of my child to be taken and used as described above.

I am NOT happy for the school to take or use photos of my child.

We are asking for consent again because of the new data protection rules that came into force in May 2018. To ensure we are meeting the new requirements, we need to re-seek your consent to take and use the photos.

**PTO**

**Consent Given for and by**

<b>Name(s) of Pupil:</b>			
Name of Parent/Carer 1		Name of Parent/Carer 2	
Signature of Parent/Carer 1		Signature of Parent/Carer 2	
Date		Date	