



## **MARK Education Trust**

### **Privacy Notice for Students and Parents**

#### **Introduction**

The General Data Protection Regulation (GDPR) was introduced in May 2018. This Privacy Notice describes how the trust gathers and processes personal data relating to parents and students in its role as a 'data controller' under Data Protection legislation.

The processing of personal information by the trust is predominantly for the statutory provision of education in a safe environment. The processing assists in the provision of the student's education and in the safeguarding and welfare of that child.

#### **What information is processed?**

The trust gathers information from other schools, local authorities, Department for Education, other public bodies and from parents / carers.

The categories of student and parent data collected and processed include:

- personal information of student and parent/carers (name, contact details, age, unique student number, identification)
- protected characteristics (ethnicity, language, nationality, country of birth and eligibility for free school meals)
- attendance record (sessions attended, absences and absence reasons)
- relevant medical or dietary information (doctor information, medical conditions allergies, medication and dietary requirements)
- special educational needs and disability information
- behavioural information (rewards, sanctions, exclusions)
- safeguarding information (court orders and involvement of other professionals)
- any support received from social services
- school test and exam results
- video and audio recordings, including CCTV images

#### **What is the information used for?**

The information is required so that the trust can provide students with an education and to keep them safe. The trust must also comply with other legal obligations.

The data is used to:

- keep students safe
- meet the trust's statutory duties
- monitor and report on student progress
- support student learning, education, training and careers (post 13yrs)
- provide pastoral care and support
- assess the quality of the trust's teaching and learning
- meet statutory requirements for the sharing of student data
- provide effective catering services
- provide payment and booking systems for catering, photographs, activities and trips

- celebrate achievement (within the school community through newsletters and website, with the wider community through press releases and social media – subject to the appropriate consent)

### **What is the legal basis for the processing?**

The trust processes student and parent data to meet the statutory obligation to provide education to the student in a safe environment. The legal basis for processing parent and student data is detailed below:

**Legal Obligation** – trust admission, sharing data with the DfE and the Local Authority, special educational needs and keeping children safe in education.

**Public Task** – sharing of data with other schools in support of education and transition, monitoring of attendance and behaviour, use of online learning applications and tools to support the administration of the trust and the learning of students, use of CCTV to protect parents and students.

**Consent** – where another legal basis is not already in place, such as school photographs, video and audio recordings, healthcare plans and the external sharing of personal information. Consent is gathered from parents and can be withdrawn at any time.

**Legitimate Interest** – such as contact with parents to provide important information, the gathering of financial information to provide appropriate catering and activities.

### **How long is personal data held?**

Student data is held in accordance with the trust's Retention Schedule. Student data is normally transferred between schools when a student joins or leaves the school. In some instances (such as accident reports) information may be held longer when a legal basis is present. The Retention Schedule identifies how long personal data is held by the trust for all processing activities.

### **Who is the information shared with?**

When we share information with others, we make sure it is kept safe and secure, following the requirements set out in law. We share information with organisations so that we can provide the best education to students and enable access to services that support the family.

Individual data is shared with:

- the next school that the student joins, for the on-going continuity of education
- East Sussex County Council, for the monitoring and improvement of educational standards
- the Department for Education (DfE) and the National Student Database, for the evaluation of educational attainment, funding and policy development at a National level
- the School Nurse, for the monitoring of student health
- catering provider, for the provision of meals
- the providers of educational software, for the support and improvement of educational standards
- parental communication tools
- Police, Social Services and other appropriate professional groups

### **How can I access my data?**

Data protection legislation gives individuals specific rights, which include the right to access their data. The trust has an Individual Rights Form in place that supports individuals to access their rights over their personal data. To make a request for your personal information, or to exercise any of your individual rights, please contact [dpo@markeducationtrust.org](mailto:dpo@markeducationtrust.org). When making an enquiry, please head your email 'Data Protection Query' and clearly state your name, the student's name and the school they attend in the body of your email.

Parents/carers can make a request in respect to their child's data when the child is under 12 yrs old (this is the age at which the child is not considered mature enough to understand their own rights).

The other rights allow individuals to:

- object to processing of personal data that is likely to cause, or is causing, damage or distress
- have inaccurate personal data rectified
- to restrict or erase information that no longer has a legal basis to be held

In some circumstances, where a legal reason exists, the trust may decline a request by an individual about their data. In this case an explanation will be provided as to why the trust is unable to support the request.

#### **Data Protection Officer**

The trust has appointed an independent Data Protection Officer as its DPO.

The Data Protection Officer is Roger Simmons and may be contacted via email at [rsimmonsltd@gmail.com](mailto:rsimmonsltd@gmail.com) and via telephone on 07704 838512.

However, please contact the trust in the first instance if you have a query regarding this Privacy Notice or how your information is used.

**Further information about the Principles of GDPR, the Rights of Individuals and the legal basis for processing data is available in the trust's Data Protection and Information Security Policy.**

**The Information Commissioner's Office provides information in respect to the rights of individuals and supports individuals with concerns about their data security. The ICO can be contacted via <https://ico.org.uk/concerns/> or by calling 0303 123 1113.**