



## Parent privacy notice – parents own data

### Introduction

This notice is to help you understand **how** and **why** we collect personal information about you and **what** we do with that information. It also explains the decisions that you can make about your own information.

If you have any questions about this notice please contact the Headteacher.

Under data protection law, individuals have a right to be informed about how the school uses any data that we hold about them. We comply with this right by providing 'privacy notices' to individuals where we are processing their personal data.

We, Holland Moor Primary School are the 'data controller' for the purposes of data protection law.

Our data Protection officer is Mrs A Fletcher (see 'Contact us' below).

### What is personal information?

Personal information is information that identifies you as an individual and relates to you.

This includes your contact details, next of kin and possibly financial information. We may also hold information such as your religion or ethnic group. Photos and video recordings of you are also personal information.

### The personal data we hold

- Contact details and contact preferences

We may also collect, store and use information about you that falls into 'special categories' of more sensitive personal data. This includes information about (where applicable):

- Characteristics, such as ethnicity, languages spoken and eligibility for certain benefits
- Family circumstances
- Physical and mental health, including medical conditions
- Support received, including care packages, plans and support providers.

### How and why does the school collect and use personal information?

We set out below examples of the different ways in which we use personal information and where this personal information comes from. The school's primary reason for using your personal information is to provide educational services to your child.



- We obtain information about you from admissions forms and from your child's previous school. We may also get information from professionals such as doctors and from local authorities.
- We may have information about any family circumstances which might affect your child's welfare or happiness.
- We may need information about any court orders or criminal petitions which relate to you. This is so that we can safeguard the welfare and wellbeing of your child and the other pupils at the school.
- We may take photographs or videos of you at school events to use on social media and on the school website. This is to show prospective parents and pupils what we do here and to advertise the school. We may continue to use these photographs and videos after your child has left the school.
- We may send you information to keep you up to date with what is happening at the school. For example, by sending you information about events and activities taking place (including fundraising events) and the school newsletter. You can 'opt out' of receiving these emails/texts at any time by contacting the school office or our Data Protection Officer.
- We may use information about you if we need this for historical research purposes or for statistical purposes.

## **How we store this data**

We keep personal information about you while your child is attending our school. We may also keep it beyond their attendance at our school if this is necessary in order to comply with our legal obligations. Our retention policy sets out how long we keep information about parents and carers (this will be accessible on the school website or contact the school office for a paper copy).

## **Financial information**

We will process financial information about you in relation to the payment of fees. In some cases we get information about you from third parties such as debts from your child's previous school(s).

## **Sharing personal information with third parties**

- In accordance with our legal obligations, we may share information with local authorities, other schools and the Department for Education, for example, where we have any safeguarding concerns.
- On occasion, we may need to share information with the police.
- We may also need to share information with our legal advisers for the purpose of obtaining legal advice.



- Occasionally we may use consultants, experts and other advisors to assist the school in fulfilling its obligations and to help run the school properly. We might need to share your information with them if this is relevant to their work.
- If your child is not of British nationality we have to make sure that your child has the right to study in the UK. We might have to provide information about you to UK Visas and Immigration to comply with our duties.
- We may share some information with our insurance company, for example, where there is a serious incident at the school.
- If you have unpaid debts while your child is at the school we may share information about this with other schools or educational establishments to which you intend to send your child.
- If your child leaves us to attend another school we may need to provide that school with information about you. For example, details of family circumstances for safeguarding reasons.
- We may share information about you with others in your family, such as another parent or step-parent. For example, where this is part of our obligation to take care of your child, as part of our wider legal and regulatory obligations.
- We may need to share information if there is an emergency, for example, if you are hurt whilst on school premises.

## **Our legal grounds for using your information**

This section contains information about the legal basis that we are relying on when handling your information.

### **Legitimate interests**

This means that the processing is necessary for legitimate interests except where the processing is unfair to your information.

Specifically, the school has a legitimate interest in:

- Providing educational services to your child;
- Safeguarding and promoting the welfare of your child (and other children);
- Promoting the objects and interests of the school. This includes fundraising. It also includes making sure that we are able to enforce our rights against you, for example, so that we can contact you if unpaid school fees are due;
- Facilitating the efficient operation of the School; and
- Ensuring that all relevant legal obligations of the school are complied with.

In addition, your personal information may be processed for the legitimate interests of others.

If you object to us using your information where we are relying on our legitimate interests as explained above please speak to the Headteacher.



## **Necessary for a contract**

We will need to use your information in order to perform our obligations under our contract with you. For example, we need your name and contact details so that we can update you on your child's progress and so that we can contact you if there is a concern.

## **Legal obligation**

We only collect and use your personal data when the law allows us to. Most commonly, we process it where the school needs to use your information in order to comply with a legal obligation, for example to report a concern to Children's Services or if we need to protect an individual's vital interests (protect a life). We may also have to disclose your information to third parties such as the courts, the local authority or the police where legally obliged to do so. We may need to perform an official task in the public interest or need to fulfil a contract we have entered into with you. Less commonly we may process your personal data in situations where we have obtained consent to use it in a certain way or we have legitimate interests in processing the data.

## **Vital interests**

For example, to prevent someone from being seriously harmed or killed.

## **Public interest**

The school considers that it is acting in the public interest when providing education.

The school must also comply with an additional condition where it processes special categories of personal information. These special categories are as follows: personal information revealing racial or ethnic origin, political opinions, religious or philosophical beliefs, trade union membership, genetic information, biometric information, health information and information about sex life or orientation.

## **Substantial public interest**

The processing is necessary for reasons of substantial public interest.

## **Vital interests:**

To protect the vital interests of any person where that person cannot give consent, for example, if they are seriously hurt or are unconscious.



## **Legal claims:**

The processing is necessary for the establishment, exercise or defence of legal claims. This allows us to share information with our legal advisors and insurers.

## **Medical purposes:**

This includes medical treatment and the management of healthcare services.

We may ask for your consent to use your information in certain ways. If we ask for consent to use your personal information you can take back this consent at any time. Any use of your information before you withdraw your consent remains valid. Please speak to the Headteacher if you would like to withdraw any consent given.

## **Sending information to other countries**

We may send your information to other countries where:

- we store information on computer servers based overseas; or
- we communicate with you or your child when you are overseas (for example, during the summer holidays if you live in a different country).

The European Commission has produced a list of countries which have adequate data protection rules. The list can be found here:

[http://ec.europa.eu/justice/dataprotection/internationaltransfers/adequacy/index\\_en.htm](http://ec.europa.eu/justice/dataprotection/internationaltransfers/adequacy/index_en.htm)

If the country that we are sending your information to is not on the list or, is not country within the EEA (which means the European Union, Liechtenstein, Norway and Iceland) then it might not have the same level of protection for personal information as there is the UK.

## **For how long do we keep your information?**

We keep your information for as long as we need to in order to educate and look after your child. We will keep some information after your child has left the school, for example, so that we can find out what happened if you make a complaint.

In exceptional circumstances we may keep your information for a longer time than usual but we would only do so if we had a good reason and only if we are allowed to do so under data protection law.

We can keep information about you for a very long time or even indefinitely if we need this for historical, research or statistical purposes. For example, if we consider the information might be useful if someone wanted to write a book about the school.

## **What decisions can you make about your information?**



From May 2018 data protection legislation gives you a number of rights regarding your information. Some of these are new rights whilst others build on your existing rights. Your rights are as follows:

- if information is incorrect you can ask us to correct it;
- you can also ask what information we hold about you and be provided with a copy. We will also give you extra information, such as why we use this information about you, where it came from and what types of people we have sent it to;
- you can ask us to delete the information that we hold about you in certain circumstances. For example, where we no longer need the information;
- you can ask us to delete the information that we hold about you in certain circumstances. For example, where we no longer need the information;
- you can ask us to send you, or another organisation, certain types of information about you in a format that can be read by computer;
- our use of information about you may be restricted in some cases. For example, if you tell us that the information is inaccurate we can only use it for limited purposes while we check its accuracy;

## **Your rights**

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

Individuals have a right to make a 'subject access request' to gain access to personal information that the school holds about them.

If you make a subject access request, and if we do hold information about you, 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
- 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 have the right for your personal information to be transmitted electronically to another organisation in certain circumstances.

If you would like to make a request, please contact our data protection officer.

### **Your other rights regarding your data**

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



- Object to the use of your personal data if it would cause, or is causing, damage or distress
- Prevent your data being used to send direct marketing
- Object to the use of your personal data for 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 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 concern about our data processing, please raise this with us in the first instance.

To make a complaint, please contact our data protection officer.

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

- 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**:

- Mrs A Fletcher, Assistant Headteacher - email: [a.fletcher@hollandmoor.lancs.sch.uk](mailto:a.fletcher@hollandmoor.lancs.sch.uk)

## Further information and guidance

Like other organisations we need to keep your information safe, up to date, only use it for what we said we would, destroy it when we no longer need it and most importantly - treat the information we get fairly.

This notice is to explain how we use your personal information. The Headteacher or Assistant Headteacher can answer any questions which you may have.



Please speak to the Headteacher/Assistant Headteacher if:

- you object to us using your information for marketing purposes e.g. to send you information about school events. We will stop using your information for marketing purposes if you tell us not to; or
- you would like us to update the information we hold about you; or
- you would prefer that certain information is kept confidential.

If you consider that we have not acted properly when using your personal information you can contact the Information Commissioner's Office - [ico.org.uk](http://ico.org.uk).