



## Jack & Jill Family of Schools: How We Use Your Information – Privacy Notice for Parents of Pupils

### Introduction

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

We are giving you this notice because you are able to exercise your child's data protection rights on their behalf. When your child is older (usually when they reach the age of 12) they will be considered mature enough to exercise their own data protection rights.

If you have any questions about this notice please talk to the Principal.

### What is "personal data"?

Personal data is information that the School holds about your child and which identifies your child.

This includes information such as their date of birth and address as well as things like exam results, medical details and behaviour records. CCTV images, photos and video recordings of your child are also personal data.

### Where we get your child's personal data from and who we share it with

We obtain your child's personal data from a number of different sources such as our teachers, parents, your child's previous schools and any future school, other pupils and their parents, as well as people outside of the School such as the local authority.

We will also share information with these people and organisations.

The sections below contain further information about where we get your child's personal data from and with whom it is shared.

### The purposes for which we use your child's personal data and the lawful bases

The School uses your child's personal data in order to:

1. Teach your child and our other pupils;
2. Look after your child and others such as other pupils;
3. Monitor the behaviour of your child and others and to take action where appropriate;
4. Enable the School to comply with its legal obligations, to assist the School regarding the management and operation of the School and to advance and protect the School's interests, objects and reputation; and
5. Fundraise, market and promote the School. For example, by using photographs of our pupils in the School prospectus, on the School's website or in social media.

Under data protection law, the School can only use personal data if it has a lawful basis for doing so. The lawful bases that we are relying on when handling your child's information are as follows:

- **Legitimate interests:** This means that the School is using your child's personal data where it is necessary for the School's legitimate interests or someone else's legitimate interests. Specifically, the School has a legitimate interest in educating and looking after

its pupils, complying with its agreement with you for your child to be at the School, as well as protecting, promoting and improving the School. Legitimate interests applies to all of the 5 purposes listed above.

- **Public task:** This allows the School to use personal data where doing so is necessary in order to perform a task in the public interest. This basis applies to purposes 1, 2, 3 and 4 above. For example, we are performing a task in the public interest when we teach and look after your child.
- **Legal obligation:** The School might need to use your child's information in order to comply with a legal obligation, for example, to report a concern to Children's Services. Occasionally the School may have a legal obligation to share your child's personal data with third parties such as the courts.
- **Vital interests:** In limited circumstances we may use your child's information to protect your child's vital interests or the vital interests of someone else. For example, to prevent someone from being seriously harmed or killed

The section below contains more information about our purposes for using your child's personal data and the lawful bases.

### Our purposes and lawful bases in more detail

This section contains more detail about the purposes for which your child's personal data is used, the applicable lawful basis or bases as well as further information about sources and recipients. It does not say anything different to what's set out above but goes into a lot more detail.

We have used a colour code system so that you can see which basis or bases we are relying on for each of the purposes described at paragraphs 1 to 42 below. **L** means legitimate interests, **PI** means public task, **LO** means legal obligation and **V** means vital interests. So, where we use (**L**, **PI**) that means we are relying on both legitimate interests and public task for that purpose.

- 1 Our main reason for using your child's information is to provide your child and other pupils with an education (**L**, **PI**).
- 2 The School will also use your child's personal data to safeguard and promote your child's welfare and the welfare of others (for example, so that we can look after your child if they are hurt) (**L**, **PI**, **V**).
- 3 We will use information about your child during the admissions process e.g. when marking entrance exams and considering any information provided on the registration form. We may let your child's previous school know if they have been offered a place at the School as they have a legitimate interest in finding out how what happens to their former pupils as this will help them support their other pupils when they leave the school. The admissions forms which you complete give us personal data about your child such as their name, contact details, disabilities, any particular difficulties they have with work, hobbies and interests, medical information (such as information about an allergy) and family circumstances. We get information from your child, his / her teachers and other pupils. Your child's former school, if applicable, also gives us information about how well your child did and any difficulties they had if we need this information to teach and care for them (**L**, **PI**).
- 4 Sometimes we get information from your child's doctor and other professionals where we need this to look after your child (**L**, **PI**).



- 5 We need to tell all appropriate members of staff if your child has a health issue (LI, PI).
- 6 We will tell your child's teachers if he or she has special educational needs or requires extra help with some tasks (LI, PI).
- 7 We will need to share information about your child (e.g. about their health and wellbeing) with the School Medical Officer (LI, PI, VI).
- 8 If we have information that your child suffers from an allergy we will use this information so that we can look after your child (LI, PI, VI).
- 9 If we have information that your child suffers from a disability we will use information about that disability to provide support (LI, PI).
- 10 Where appropriate, the School will have information about your child's religious or other beliefs and practices. For example: if your child does not eat certain foods; to assist us in diarising significant festivals and events for scheduling purposes; and for the purposes of equality and diversity monitoring (LI, PI).
- 11 We will also hold information about your child's religion or ethnic group to ensure that we respect your child's beliefs and customs (e.g. dietary requirements). We collect information about ethnic group so that we may ensure that all groups have the opportunity to achieve as they should and investigate if there are any discrepancies (LI, PI).
- 12 We use CCTV to make sure the School site is safe. Images captured of your child via CCTV will be your child's personal data. CCTV is not used in private areas such as changing rooms and toilets (LI, PI).
- 13 We will use your child's personal data to take other steps to make sure the school site and buildings are safe, for example, we keep a record of who is on the school sites at any given time (LI, PI).
- 14 We record your child's attendance and if he or she has time away from the School we record the reason(s) why (LI, PI).
- 15 We will need to report some of your child's information to the government (e.g. the Department for Education). We will need to tell the local authority that your child attends the School, if your child leaves the School or let them know if we have any concerns about your child's welfare. The local authority may also share information with us for these reasons (LI, LO, PI).
- 16 We may need to share information about your child with the Health and Safety Executive (a government organisation) if there is a health and safety issue at the School (LI, LO).
- 17 When we are inspected by Ofsted we will have to make your child's information available to the inspectors to assist them with their inspection (LI, LO, PI).
- 18 If the School receives a complaint or grievance that involves your child we will need to use their information to deal with this appropriately. For example, if you make a complaint or if another parent complains about an issue which involves your child (LI, PI).
- 19 The School may share information about your child with the local authority for the purpose of the preparation, implementation and / or Education Health and Care Plan (LI, PI, LO).



- 20 We may use your child's information in connection with legal disputes (LI, PI, LO).
- 21 We are legally required to provide the Department for Education with certain information about your child. Some of this information will be stored on the National Pupil Database. Organisations can request information from the National Pupil Database which includes information about your child. But they are only allowed to do this for limited purposes and they must be very careful about how they use your child's information. More information can be found here - <https://www.gov.uk/government/publications/national-pupil-database-user-guide-and-supporting-information> (LO).
- 22 We will need information about any court orders or criminal petitions that relate to your child. This is so that we can safeguard your child's welfare and wellbeing and the other pupils at the School (LI, PI).
- 23 If your child is from another country we have to make sure that they have the right to study in the UK. Sometimes the government will ask us to provide information as part of our reporting requirements. (LI, LO, PI).
- 24 Depending on where your child will go when they leave us we will provide their information to other schools. For example, we will share information about your child's exam results and provide references (LI, PI). If we hold safeguarding information about your child, we will share that with your child's next school.
- 25 If your child has a safeguarding file, we are legally required to pass this file to their next school (LI, LO, PI).
- 26 If your child takes external examinations, for example LAMDA, we will need to share information about them with examination boards. For example, if your child requires extra time in exams (LI, PI).
- 27 We may need to share information with the police or our legal advisers if something goes wrong or to help with an enquiry. For example, if one of your child's classmates is injured at School or if there is a burglary (LI, LO, PI).
- 28 We use consultants, experts and other advisors to assist the School in fulfilling its obligations and to help run the School properly. We will share your child's information with them if this is relevant to their work (LI, PI).
- 29 If your child has misbehaved in a serious way, we may need to share information with the police and we may need to use information about the action taken by the police (LI, LO, PI).
- 30 We may share some information with our insurance company to make sure that we have the insurance cover that we need or in connection with an actual or possible claim (LI, PI).
- 31 If the School is dealing with a request for information, query, complaint or grievance (e.g. from a parent), we may need to share your child's information with other parties if it is relevant and appropriate to do so. For example, with the appropriate staff, pupil or parent involved (LI, PI)
- 32 If you are based outside of the UK and have appointed an agent to act on your behalf during the admissions process (an overseas agent), then we may share information about your child with them. For example, we may send them the acceptance letter so that they can pass this on to you (LI).



- 33 We will share your child's academic and (where fair) their behaviour records with you or their education guardian so you can support their schooling (L, PI).
- 34 If ever in the future, we are considering restructuring or selling our business we may share your child's information with the other parties involved and with the relevant professional advisors (L).
- 35 We will monitor your child's use of email, the internet and mobile electronic devices e.g. iPads. In certain circumstances we will look at the content of your child's communications (e.g. emails and text messages). This is to check that your child is not misbehaving when using this technology or putting themselves at risk of harm. If you would like more information about this you can read the acceptable use of IT policy or speak to your child's teacher (L, PI).

We may use photographs or videos of your child for the School's website and social media sites or prospectus to show prospective pupils what we do here and to advertise the School. We will continue to use these photographs and videos after your child has left the School (L, PI).

Sometimes we use photographs and videos for teaching purposes, for example, to record a drama lesson (PI).

Please see our notice for parents on "How We Use Photographs and Videos of Your Child" available on request for more information on how we may use photographs or videos of our pupils.

If you have any concerns about us using photographs or videos of your child please contact the office at: [office@jackandjillschool.org.uk](mailto:office@jackandjillschool.org.uk).

Due to the outbreak of COVID-19, the School sometimes live streams and records lessons with pupils in attendance. We have a specific privacy notice about this which contains further information. This can be found on the School's website here: <https://jackandjillschool.org.uk/privacy/>.

- 36 We publish assessment results, sports fixtures and other news on the website, social media, information for current and prospective parents. We may put articles and photographs in the local news to tell people about what we have been doing (L).
- 37 We will keep details of your child's address when they leave so we can keep them updated about what is happening at the School, to tell them about events and activities and find out how they are getting on(L).
- 38 The School must make sure that its computer systems are working well and are secure. This may involve information about your child, for example, our anti-virus software might scan files containing information about your child (L).
- 39 We may share your child's information with the other schools in the Jack & Jill Family of Schools. For example, if your child began school life by attending Jack & Jill Nursery and then progressed to Nightingale House, we would pass relevant information between these two schools. (L, PI).
- 40 From time to time, we may use a third party to provide activities such as swimming instructors. We may share your child's information with them, for example, to tell them what sports they are good at (L, PI).

- 41 Some of the records the School keeps and which contain your child's personal data may be used by the School (or by someone else such as the government) to check that the School has been a good school (L, PI).
- 42 We also keep some information indefinitely for archiving purposes (this is known as "archiving in the public interest" under data protection law) and for historical research purposes. This includes the School's legitimate interest in research; supporting long-term accountability; enabling the discovery and availability of the School's and the wider school community's identity, memory, culture and history; enabling the establishment and maintenance of rights and obligations and of precedent decisions; educational purposes; and commercial and non-commercial re-use. For example, we keep some old photographs so that we have a record of what the School was like in the past. Information held in our archive may be made publicly available but this would only be done in compliance with data protection laws (L, PI).

We will only share your child's information with other people and organisations when we have a good reason to do so. In exceptional circumstances we may need to share it more widely than we would normally.

As you will see from the information above, in some cases we will rely on more than one lawful basis for using your child's information. In addition, we may move from one of the lawful bases listed above to another as circumstances change. For example, as a safeguarding matter becomes more serious, we may start to rely on "legal obligation" to share personal data with the local authority in addition to the other lawful bases that are noted for safeguarding purposes.

We use service providers to handle personal data on our behalf for the following purposes:

- IT specialists and/or auditors who might access information about you when checking the security of our IT network;
- Software, apps and websites to help us teach and provide pastoral support to our pupils. For example, we use Seesaw, Showbie, MyMaths, Times Table Rockstars, and Office 365 which allows pupils to access homework set by their teachers; and
- Third party cloud providers to store some information, as well as local storage such as hard drives located on and off the Schools' site.

If you have any questions about any of the above, please speak to the IT Manager.

The School has extra obligations in relation to some types of more sensitive personal data. This applies to information about racial or ethnic origin, political opinions, religious or philosophical beliefs, genetic information, biometric information, health information, information about sex life or orientation, information about criminal convictions or offences. When the School handles these types of information it will usually be doing so because:

- It is in the substantial public interest to do so, for example, to provide your child with an education, to look after your child and your child's classmates or when the School is inspected.
- For medical purposes. This includes medical treatment and the management of healthcare services.
- The School is an employer (e.g., we employ our teachers). Also, the School will use your child's information to comply with social protection law (e.g. to look after your child) and social security laws. Social protection law is concerned with preventing, managing, and overcoming situations that adversely affect people's wellbeing.



- To protect the vital interests of any person where that person cannot give consent, for example, if they are seriously hurt and are unconscious.
- It is necessary for the establishment, exercise or defence of legal claims. For example, this allows us to share information with our legal advisors and insurers.

## **Consent**

We may ask for your consent to use your child's information in certain ways as an alternative to relying on any of the bases above. For example, we may ask for your consent before taking or using some photographs and videos if the photograph or video is more intrusive and we cannot rely on legitimate interests. If we ask for your consent to use your child's personal data you can take back this consent at any time.

Any use of your child's information before you withdraw your consent remains valid. Please email the Office if you would like to withdraw any consent given.

## **Transfers of your personal data overseas**

When the School sends personal data outside of the UK, we have to consider if the other country has the same level of protection for personal data as there is in the UK. Some countries are considered by the UK Government to have adequate rules and this includes all of the European Economic Area and some other countries, such as, New Zealand, Argentina and Japan.

In certain circumstances we may send your information to countries who do not have the same level of data protection as the UK. We always aim to use suppliers with equivalent data protection laws as the UK. Alternatively, may share censored data e.g., pseudonyms and code names in place of actual names.

If you have any questions about the safeguards that are in place please contact the Principal.

**We may update this privacy notice from time to time as may be necessary to reflect any changes in the laws relating to the transfer of personal data outside of the UK.**

## **For how long do we keep your child's information?**

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

In some cases we may keep your child's 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.

Please see our Information and Records Retention Policy for more detailed information. This can be provided upon request.

## **What decisions can you make about your child's information?**

Data protection legislation allows you to exercise a number of rights regarding your child's personal data. The rights are as follows:

- **Correction:** if personal data held by the School about your child is incorrect you can ask us to correct it.
- **Access:** you can also ask what personal data we hold about your child and be provided with a copy. This is commonly known as making a subject access request.

We will also give you extra information, such as why we use this personal data about your child, where it came from and what types of people we have sent it to.

- **Deletion:** you can ask us to delete the personal data that we hold about your child in certain circumstances. For example, where we no longer need the information.
- **Portability:** you can request the transfer of your child's personal data to you or to a third party in a format that can be read by computer in certain circumstances. This applies where (a) the information has been provided by you; (b) the basis that we are relying on to process your child's personal data is consent or contract (please see "Our lawful bases for using your information" above); and (c) the personal data is being processed by us on computer.
- **Restriction:** you can request that we restrict how we use your child's personal data.
- **Object:** you may object to us using your child's personal data where:
  - we are using it for direct marketing purposes -
  - the lawful basis on which we are relying is either legitimate interests or performance of a task carried out in the public interest. Please see the section "Our lawful bases for using your child's personal data" above;
  - If we ever use your child's personal data for scientific or historical research purposes or statistical purposes.

The Principal can give you more information about your child's data protection rights.

### Further information and guidance

This notice is to explain how we look after your child's personal data. The Principal can answer any questions which you might have.

Like other organisations we need to keep your child's personal data 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 personal data we get fairly.

Please speak to the Principal if:

- You would like to exercise any of your child's rights listed above; or
- You would like us to update the information we hold about your child; or
- You would prefer that certain information is kept confidential.

If you or your child fails to provide certain information when requested, we may not be able to perform our obligations under the contract we have entered into with you. We may also be prevented from complying with our legal obligations (such as to ensure the welfare of your child and their classmates). Failing to provide information may also adversely affect the education and care we are able to provide to your child.

You have a right to lodge a complaint with a data protection supervisory authority. The supervisory authority in the UK is the Information Commissioner's Office ([ico.org.uk](http://ico.org.uk)). If you do have any concerns about how we have handled your child's personal data we would kindly ask that you contact us in the first instance before you speak to the ICO so that we have an opportunity to put things right.