



Windsor Academy Trust

How we use your Information Privacy Notice for Parents/Carers

(Full version)

[Windsor Academy Trust] Privacy notice for Parents/Carers

Parents/Carers Privacy Notice Introduction

This notice is to help you understand **how** and **why** Windsor Academy Trust (WAT) collects personal information about you and **what** we do with that information. It also explains the decisions that you can make about your own information.

The Academy is part of the Windsor Academy Trust (WAT). WAT operates the Academy and is ultimately responsible for how the Academy handles your personal information.

You should contact the Academy's Data Protection Lead if you have any questions about how we use your personal information. Their contact details are held on the website.

WAT has a Data Protection Officer who monitors and advises on the Academy's data protection compliance. Their details can be found on the WAT website.

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 financial information. We may also hold information such as your religion or ethnic group.

Our legal grounds for using your information

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

The tables below contain a general description of the different legal bases. We have also used a colour code system so that you can see which bases we are relying on for each of the purposes described.

Legal obligation ("LO")

Where the WAT needs to use your information in order to, for example, report a concern to Children's Services. We may also use your information to third parties such as the courts, the local authority, or the police, if we are obliged to do so.

Necessary for contract ("CT")

We will need to use your information in order to perform our contractual obligations with you, for example, if you buy tickets for a school event.

Vital interests ("VI")

In limited circumstances we may use your information to protect the vital interests of someone else (e.g. if you or they are at risk of serious harm).

Performance of a task carried out in the public interest

The following are examples of when we use your information in the public interest:

- providing your child with an education;
- safeguarding and promoting your welfare, your child's welfare, or the welfare of other children.

children;

- facilitating the efficient operation of the Academy; and
- ensuring that we comply with all of our legal obligations.

Legitimate interests ("L")

This means that the WAT is using your information when this is necessary for the Academy's legitimate interests except when your interests and fundamental rights override our legitimate interests.

We have a legitimate interest in using your information to:

- promote the WAT including fundraising and publicity;
- preserve historical school records.

The WAT 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.

How and why does WAT collect and use personal information?

Substantial public interest ("SPI")

The WAT is also allowed to use special categories of personal information when it is necessary in the substantial public interest. This is similar to the public interest. For example, the WAT may use medical information about a child. We may also use other types of special category personal information if it is necessary for the substantial public interest.

Social protection and social security laws ("ESP")

Also the WAT will use your information to comply with laws (e.g. to provide your child) and social security laws (e.g. to provide your child with applicable).

Vital interests ("VI")

In limited circumstances we may use your information to protect the vital interests of someone else (e.g. if you or they are seriously injured).

Legal claims ("LC")

We are allowed to use your information if this is necessary to establish, exercise or defend a legal claim. For example, this allows us to share information with our lawyers.

Medical purposes ("MP")

This includes medical treatment and the management of your child's health.

We set out below examples of the different ways in which we use personal information and where this personal information comes from.

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1. The WAT's primary reason for using your personal information is to provide your child with an education - LO, PI, SPI.
2. We obtain information about you from admissions forms and from your child's previous school. You may provide us with information about you from professionals such as doctors and local authorities during the admissions process. When your child is at the WAT we may obtain information about you from these individuals - LO, PI, SPI, ESP, MP.
3. We will have information about any family circumstances which might affect your child's welfare or happiness. This is to help us provide appropriate care and support to your child - LO, PI, SPI, ESP.
4. We will 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 WAT - LO, PI, SPI, ESP.
5. We use CCTV to make sure the WAT site is safe. Images captured of you via CCTV will be your personal data. CCTV is not used in private areas such as toilets, CT, PI, SPI.
6. If there is a complaint or grievance made to the WAT which involves you then we will use your information in connection with that complaint or grievance - LO, PI, SPI.
7. Where appropriate, the WAT will have information about your religious beliefs and practices. PI, SPI.]
8. We may take images (photographs or videos) of you at WAT events to use on social media and on the WAT websites. This is to show prospective parents and pupils what we do here and to advertise the Academy. We may continue to use these images (photographs and videos) after your child has left the WAT - LI.
9. We will send you information to keep you up to date with what is happening at the Academy. For example, by sending you information about events and activities taking place (including fundraising events) and the newsletter - LI.
10. We may keep details of your address when your child leaves the WAT so we can send you any alumni magazine and find out how your child is progressing. We may also pass your details onto the alumni organisation - LI
11. If you buy things from the WAT such as tickets for events or sportswear, we may hold financial information about you - CT, LI.
12. We may use information about you if we need this for historical purposes. For example, if we consider the information might be useful if someone wanted to write a book about the Academy - LI.

Sharing personal information with third parties

13. In accordance with our legal obligations, we will share information with local authorities, Ofsted and the Department for Education, for example, where we have any safeguarding concerns or to comply with our legal obligations - LO, PI, SPI.

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14. On occasion, we may need to share your information with the police for the prevention and investigation of crime and the prosecution of offenders. We will only do this in specific circumstances to assist the police with their investigations - LO, PI, SPI.
15. We may need to share information about you with the Health and Safety Executive (a government organisation) if there is a health and safety issue at the WAT- LO, PI, SPI.
16. In certain circumstances, we may also need to share information with our legal advisers for the purpose of obtaining legal advice and legal representation - LO, PI, SPI, LC.
17. Occasionally we may use consultants, experts and other advisors to assist the WAT in fulfilling its obligations and to help run the WAT properly (e.g. our accountants). We will share your information with them if this is relevant to their work - PI, SPI.
18. We may share information about you with our insurance company, for example, where there is a serious incident at the WAT- PI, SPI, LC.
19. We may use your information when responding to an incident, for example, if something is published on social media which concerns the WAT- PI, LI.
20. If your child leaves us to attend another school we will need to provide that school with information about you. For example, contact details and information about you if there have been any safeguarding incidents - PI, SPI, ESP.
21. Where appropriate, we may share information about you with other people who look after your child, such as another parent or step-parent. For example, where this is part of our obligation to take care of your child or part of our wider legal and regulatory obligations - LO, PI, SPI, ESP.
22. We may need to share information with third parties if there is an emergency, for example, if you are hurt whilst on our premises - VI, PI, SPI, MP.
23. We sometimes use contractors to handle personal information on our behalf.

Criminal offence information

We may only use information relating to criminal convictions and offences where the law allows us to do so. This will usually be where such processing is necessary to carry out our obligations.

Less commonly, we may use information relating to criminal convictions and offences where it is necessary in relation to legal claims, where it is necessary to protect our pupils and you are not capable of giving your consent, or when you have already made the information public.

Multiple legal grounds

In some cases we will rely on more than one of the grounds above for a particular use of your information. For example:

- we will rely on public interest and legitimate interest grounds when providing your child with an education; and
- we will rely on public interest and legal obligation grounds if we have concerns about your child's welfare and we have to tell the local authority.

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These are only a few examples of when different legal grounds can apply to the same use of your personal information. There are more situations like this which the Data Protection Lead/Data Protection Officer can explain to you.

Consent

We may ask for your consent to use your information in certain ways as an alternative to relying on any of the bases in the table above. For example, we may ask for your consent before taking or using some images (photographs and videos) if the images are more intrusive and we cannot rely on our legitimate interests or it being in the public interest. If we ask for your 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 Data Protection Lead/Data Protection Officer if you would like to withdraw any consent given.

Sending information to other countries

In certain circumstances we may need to send your information to countries which do not have the same level of protection for personal information as there is in the UK. For example an educational visit where information relating to a dietary or medical requirement

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/data-protection/international-transfers/adequacy/index_en.htm

If the country that we are sending your information to is not on the list, or is not a 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 in the UK.

We will provide you with details about the safeguards which we have in place outside of this privacy notice. If you have any questions about the safeguards that are in place please contact the Data Protection Lead .

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 Academy, 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.

Please see our Information and Records Retention Policy for more detailed information. This can be found on our websites.

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:

- **Rectification:** if information is incorrect you can ask us to correct it.

- **Access:** you can also ask what information we hold about you 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 information about you, where it came from and what types of people we have sent it to.

- **Deletion:** 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.
- **Portability:** you can request the transfer of your information to you or to a third party in a format that can be read by computer. This applies where (a) the information has been provided by you; (b) the basis that we are relying on to process your information is consent (please see "Our legal grounds for using your information above"); and (c) the information is being processed by us on computer.
- **Restriction:** 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.
- **Object:** you may object to us using your information where:
 - a. we are using it for direct marketing purposes
 - b. the legal ground 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 legal grounds for using your information" above; and
 - c. we are using it for historical or scientific research purposes or archiving purposes. For example, we may keep photographs of you at a WAT event for historical reasons.

The Academy's Data Protection Lead can give you more information about your data protection rights.

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 Data Protection Lead can answer any questions which you may have.

Please speak to the Data Protection Lead if:

- you would like to exercise any of your data protection rights mentioned above; or
- you would like us to update the information we hold about you; or
- you would prefer that certain information is kept confidential.

Each Academy has a Data Protection Lead and WAT has a Data Protection Officer who monitors and advises on the Academy's data protection compliance. Their details are held on the Academy and WAT websites.

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.