# Bathampton Primary School
# Privacy Notice for Parents and Pupils

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## About this Privacy Notice

Bathampton Primary School is a part of BWMAT and is covered by BWMAT's Data Protection Policy.

Individuals have a legal right to be informed about how we use their personal information. This Privacy Notice explains how we collect, store and use personal information. It is intended for pupils and parents (including carers or guardians who we refer to in this privacy notice as 'parents') and we encourage all to read it. We also hold a separate Privacy Notice for the school's workforce and a shorter, simpler notice for pupils themselves.

Our aim is to always provide clear information about the personal information we are using and why we are using it. We have tried to keep the language in this Privacy Notice as simple as possible, however if anything is unclear or if you have any concerns, please contact enquiries@bathampton.bwmat.org

This is the school's main 'overarching' Privacy Notice and it applies generally to the personal information that we collect and use. Unless there is a lawful reason not to do so, we will also provide more specific privacy information at the point at which we collect or use personal information, for example if we collect personal data via an online or paper form.

Whilst much of the personal information that we collect is mandatory (ie it must be provided so that we can manage the school, fulfil our legal obligations and provide an education), some of it is requested on a voluntary basis. We will explain to you whether there is a requirement to provide certain information to us, or whether you have a choice in doing so. Where this is the case, we will request consent at the point we collect the information.

For the purposes of data protection law, BWMAT is the 'Data Controller'. Our Data Protection Officer is One West; contact details are provided at the end of this privacy notice.

## The personal data we hold (categories of personal data)

We process personal information to be able to run the school, to provide pupils with an education and to make sure that we can look after our pupils appropriately. We may collect information directly from pupils or parents or from other places including other schools, the local council and the Department for Education (DfE). Examples of the types of personal data that we may collect, use, store and share (when appropriate) are listed at Appendix 1.

## Our lawful reasons for processing pupil/parent information (lawful bases)

Data Protection law requires us to have a legal reason ("Lawful Basis") for processing the personal data we use. These reasons are listed under Article 6 of the 'UK General Data Protection Regulation' (UK GDPR). Our lawful basis for processing will be explained at the point at which we collect personal information unless there is a lawful reason not to do so (for example where it is for the prevention or detection of crime).

Bathampton Primary School processes a wide range of personal data for a variety of purposes, as described above. The lawful bases we rely on will therefore vary. However, generally, the lawful bases we mainly use in relation to pupils and parents are:

- **We need to comply with the law (we have a legal obligation):** for example we collect and use pupil information under legal and statutory obligations within the Education Act 1996, The Children Act 2004; Education and Inspections Act 2006; Education Act 2011; the Family and Children Act 2014 and Keeping Children Safe in Education (KCSIE).

- **We need to carry out a task in the public interest:** for example, the collection and use of pupil information is necessary for us to perform our role as a school and to deliver our public task of providing education to our pupils.
- **You have given us your consent** for example a photo of you for promotional purposes or our website.
- **We need to protect your vital interests (or someone else's interests)** this relates to life-or-death situations**.**
- **It is in ours or a third party's legitimate business interests to process the data** where this is the case, we will ensure that we have considered whether our legitimate interests are overridden by your rights and freedoms as the pupil or parent.

Where you have provided us with consent to use your data, you may withdraw this consent at any time. We will make this clear when requesting your consent and explain how you go about withdrawing consent if you wish to do so. We will then cease this aspect of processing.

When a pupil is considered mentality capable of making their own decisions with regards consent (while there is no defined age, this is normally considered once a child attends Secondary school), their consent choices over-ride those made by the parent or guardian.

Some of the reasons that we use for collecting and using information may overlap and there may be several grounds allowing us to use personal data. There are also other lawful bases that may apply, and this will be made clear wherever possible.

Our lawful basis for processing will be explained at the point at which we collect personal information unless there is a lawful reason not to do so (for example where it is for the prevention or detection of crime).

## Special category (sensitive) personal information

We may also collect, store, and use information about you that falls into "special categories" of more sensitive personal data which has extra protection in law and requires us to identify a condition for processing under Article 9 of the UK GDPR.

Special category data is personal data revealing:

- racial or ethnic origin
- political opinions
- religious or philosophical beliefs
- trade union membership
- genetic data
- biometric data for the purpose of uniquely identifying a natural person (for example fingerprints)
- data concerning health; or
- data concerning a natural person's sex life or sexual orientation

The Article 9 grounds which we may rely on to process special category data include:

- Legal obligation
- Substantial public interest including:
  - Statutory and government purposes
  - Equality of opportunity or treatment
  - Preventing and detecting unlawful acts
  - Preventing fraud
  - Public Health
  - Safeguarding
- Support for individuals with a particular disability or medical condition
- Explicit consent, for example to the use of biometric data, eg fingerprints.
- To maintain your vital interests

Further details about how the school complies with data protection legislation with regards the processing of Special Category data can be found in the Special Categories of Data section of the school's Data Protection Policy.

## Criminal convictions

We may process data about criminal convictions or offences. This will usually be where such processing is necessary to carry out our obligations, to exercise our rights, to look after our students and staff or to support the police and other relevant agencies.

We will only use information about criminal convictions or offences where the law allows us to. Usually this will either be either on the basis of our legal obligations in relation to safeguarding, preventing fraud, health and safety or with your consent. We also need to identify the relevant condition for the processing, this will usually be substantial public interest.

## Collecting pupil and parent information

The reasons that we collect and use personal information enable us to provide our pupils with an education and to help us run the school. Please refer to **Appendix 1** for examples.

We collect and use information about you in a variety of way including through the school application and admissions process, from correspondence with you and through assessing pupils' educational progress. The ways in which we collect information about you may also include methods as outlined in **Appendix 1**.

We may also collect information about you from third parties such as information from other schools or other third parties engaging with you outside the school.

## Whom we share pupil information with

Information about pupils and parents will not be shared with any third party without consent, unless the law allows us to do so. Where it is legally required or necessary (and it complies with data protection law), personal information may be shared with the relevant local authority to meet our legal obligations to share information such as safeguarding concerns, or we are legally obligated to share certain data with the Department for Education (DfE). To find out more about the data collection

requirements that are placed upon us by the DfE including the data that we share with them go to: https://www.gov.uk/education/data-collection-and-censuses-for-schools. We do not use data for profiling, and only for marketing if you have opted in, eg to our newsletter.

If you leave us and move to an alternative school, we are legally obligated to transfer your child's Education Record and all Safeguarding files onto the new school, to ensure their education and any additional support is in no way compromised by the move.
In the course of investigations, complaints or incidents (such as safeguarding incidents), we may need to disclose information to third parties in order to establish the facts of a case, explain our decisions and ensure transparency in our processes.

Further examples of with whom we share data are listed at **Appendix 2**. Details of how we share data with the Department for Education can be seen in **Appendix 3**.

## Third-Party Processors

There are occasions when we contract or commission third party organisations or software systems to carry out functions on our behalf, and inevitably these functions will involve those third parties processing personal data on our behalf. Details of the Third-Party Processors we use, including what data is processed and why can be found at **Appendix 4**.

Third-Party Processors are acting on our behalf, and under our instruction are governed by a contract that meets the requirements defined by GDPR.

## Storing pupil and parent data

Personal data is stored in line with our data protection policy in a range of different places, including within pupils' files and our IT systems, and the school's email system.

The information that we create and maintain is kept secure. Once a pupil's education with us has ended, we may retain such information beyond their attendance at the school as deemed necessary and in line with our retention policies. A copy of the Retention Schedule can be obtained by contacting enquiries@bathampton.bwmat.org

## Transferring data internationally

Where we transfer personal data to a country or territory outside the UK and European Economic Area, we will do so in accordance with data protection law and ensure that we have sufficient safeguards in place.

## Requesting access to your personal data

Individuals have the right to request access to information about them that we hold. This is known as making a 'Subject Access Request' (SAR). If you make a subject access request and we 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 within a month, unless an extension is necessary on the ground of the complexity of the request

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 enquiries@bathampton.bwmat.org

Children have the same rights as adults over their personal data and the school will assess each request on its own merits. Pupils can find out what personal information we hold about them and how we use it by making a subject access request, as long we judge that they can properly understand their rights and what this means.

Those with parental responsibility can make a request with respect to their child's data, where the child is not considered mature enough to understand their rights over their own data (mental capacity will be judged by the school on a case-by-case basis), or where the child has provided consent and it is considered to be in the best interests of the child. Parents also have the right to make a subject access request with respect to the personal data the school holds about themselves. If you would like to make such a request, please contact enquiries@bathampton.bwmat.org

There is no equivalent legal right to access a child's educational record. It will be up to the school to decide whether to grant such access, and it is likely to depend on the contractual relationship between the parent and the school.

## Other rights

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

- Request to have personal data corrected if you believe that it is inaccurate or incomplete.
- Request the deletion or removal of personal data where there is no compelling reason for its continued processing.
- Restrict our processing of personal data (ie permitting its storage but no further processing) under certain circumstances.
- Object to processing if we are processing your information as part of our public tasks, or on the basis of our legitimate business interests, in which case we will consider your objection, and balance this against our need to process the information.
- Object to direct marketing (including profiling) and processing for the purposes of scientific/historical research and statistics.
- Withdraw your consent to processing.
- Have personal information, which you have provided, transmitted electronically to another organisation in certain circumstances.
- Not be subject to decisions based purely on automated processing where it produces a legal or similarly significant effect, unless you have agreed or in other limited circumstances.
- Seek redress, either through the ICO, or through the courts.

## Contact and Complaints

If you have any questions, concerns or would like more information about anything mentioned in this privacy notice, please either contact the school office via email: enquiries@bathampton.bwmat.org or telephone: 01225 465229.

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 contact enquiries@bathampton.bwmat.org or our Data Protection Officer One West: i-west@bathnes.gov.uk or 01225 395959.

You can also complain to the Information Commissioner's Office if you are unhappy with how we have used your data, but they would generally expect you to have raised the issue with us first:

Information Commissioner's Office
Wycliffe House
Water Lane
Wilmslow
Cheshire
SK9 5AF

Helpline number: 0303 123 1113

ICO website: https://www.ico.org.uk

## Updates to our Privacy Notice

We may need to update this Privacy notice periodically. This version was last updated on 12/08/2024.

| Version | Date | Summary of changes | Author |
|---|---|---|---|
| V1.0 | July 2020 | Initial version | One West |
| V1.1 | Dec 2021 | Addition of Appendix 6 | One West |
| V1.2 | Aug 2023 | Merging of Appendices 1, 2 and 3, PN title change and minor grammatical updates | One West |
| V1.3 | Oct 2023 | Formatting | One West |

## Appendix 1: Non-exhaustive list of the types of personal data we process

| Data type | Purpose | Where we obtain the data from |
|---|---|---|
| Personal identifiers and contacts (such as name, unique pupil number, contact details and address). | • To keep children safe (eg food allergies, or emergency contact details). | School application from the local authority Registration form from parent CTF files from previous schools |
| Characteristics (such as ethnicity, language, and free school meal eligibility). | • To monitor and support pupil safety and wellbeing • To manage payments for school meals or other activities | School application from the local authority Registration form from parent |
| Safeguarding information (such as court orders and professional involvement). | • To monitor and support pupil safety and wellbeing<br>• To meet the statutory duties placed upon us | CPOMS files from previous schools Local Authority Direct from parent |
| Special educational needs (including the needs and ranking). | • CPOMS files from previous schools Local Authority Direct from parent | Registration form from parent/direct form parent Education and Health Care Plans from the Local Authority |
| Medical conditions (such as doctor information, child health, dental health, allergies, medication and dietary requirements). | • To keep children safe (eg food allergies, or emergency contact details). | School application from the local authority Registration form from parent Direct from parent |
| Attendance record (such as sessions attended, number of absences, absence reasons and any previous schools attended). | • To keep children safe • To meet the statutory duties placed upon us | Direct from pupil or parent Registration form School application from the local authority |
| Test results, assessment and attainment (such as key stage 1 and phonics results) | • To monitor and report on pupil progress and check whether any additional support is required.<br>• To monitor the impact of our teaching and learning and identify areas for further development<br>• To meet the statutory duties placed upon us eg for official data collections. | Direct from pupil, parent, teacher Primary Assessment Gateway |
| Behavioural information (such as exclusions and any relevant alternative provision put in place). | • To monitor and support pupil wellbeing | Direct from pupil, parent, member of staff School application from the local authority CPOMS files from previous schools |
| Photographs and CCTV | • To promote the school through our website, newsletter, social media and | Direct from pupil, parent |

| | | |
|---|---|---|
| | press releases.<br>• To support pupil learning | |
| Biometric data (such as fingerprints) | N/A | N/A |
| We may use online platforms to deliver lessons remotely; if we intend to record the lesson we will let you know | • To support pupil learning and deliver remote learning | Direct from pupil, member of staff |

Where we form part of a Multi-Academy Trust, BWMAT are the Data Controller for this information, and do, therefore, have access to all personal data the school processes. As in all cases, this access is restricted to only those with a requirement to see it, for example IT support, or to act as an independent investigator in accordance with our Complaints Policy.

## Appendix 2: Examples of whom we may share your data with where the law permits (non – exhaustive list)

- The Local Authority BANES
- Schools that students attend after leaving Bathampton Primary School
- The Department for Education (DfE).
- The National Health Service to support student safety and vaccination programs.
- The pupil's family and representatives.
- Educators and examining bodies.
- The schools' inspector
- Suppliers and service providers so that they can provide a contracted service such as careers and Physical Education provision.
- Central and local government.
- Auditors.
- Survey and research organisations.
- Security organisations.
- Health and social welfare organisations.
- Professional advisers and consultants.
- Counsellors/Educational Psychologists as and when appropriate.
- Charities and voluntary organisations.
- Police forces, courts, tribunals.
- Professional bodies.
- Our Data Protection Officer on occasion, eg to support a subject access request
- Occasionally with school governors

We may be required to share information about our pupils with the local authority to ensure that they can conduct their statutory duties under the Schools Admission Code, including conducting Fair Access Panels.

## Appendix 3: How we share information with the Department for Education (DfE) and the National Pupil Database (NPD)

Bathampton Primary School is required to provide information about pupils to the DfE as part of statutory data collections such as the school census. Some of this information is then stored in the National Pupil Database (NPD), which is owned and managed by the DfE and provides evidence on school performance to inform research. The database is held electronically so it can be turned into statistics. The information is securely collected from a range of sources including schools, local authorities and exam boards.

The DfE may share information from the NPD with other organisations which promote children's education or wellbeing in England. Such organisations must agree to strict terms and conditions about how they will use the data.

**Sharing by the DfE:**
The law allows the DfE to share pupils' personal data with certain third parties, including:

- Schools and local authorities.
- Researchers.
- Organisations connected with promoting the education or wellbeing of children in England other government departments and agencies.
- Organisations fighting or identifying crime.

For more information about the DfE's NPD data sharing process, please visit: https://www.gov.uk/data-protection-how-we-collect-and-share-research-dataTo find out more about the data collection requirements placed on us by the DfE via the school census please visit: https://www.gov.uk/education/data-collection-and-censuses-for-schools

To find out more about the NPD, please visit: https://www.gov.uk/government/publications/national-pupil-database-user-guide-and-supporting-information

**We lawfully share pupil data with the DfE through data collections which is used to:**

- underpin school funding, which is calculated based upon the numbers of children and their characteristics in each school.
- inform 'short term' education policy monitoring and school accountability and intervention (for example, school GCSE results or Pupil Progress measures).

- support ‘longer term’ research and monitoring of educational policy (for example how certain subject choices go on to affect education or earnings beyond school)

**Sharing of Attendance Data**

The Education (Information about Individual Pupils) (England) (Amendment) Regulations 2024 obligate us to provide additional information to the DfE, on a daily basis. This information will be your child(ren)’s identifiers, age, ethnicity, gender, and daily school attendance information, along with whether or not your child(ren) are eligible for free school meals, have special educational needs, have an EHC Plan, or is or have been a looked after child.

As this is a large amount of information to be provided on a daily basis, the DfE have provided a means by which the transfer can be sent automatically. This is by using a system called Wonde, which pulls the requested information from the school’s existing computer systems, and sends it directly to the DfE. This system has been fully tested, and meets information security expectations.

For information about what the DfE will do with this data, please see their Privacy Notice at https://assets.publishing.service.gov.uk/media/65115a04bf7c1a0011bb4640/Privacy_notice_for_schools_daily_attendance_collection.pdf

If you do not wish for the school to share your child(ren)’s data with the DfE using Wonde, please could you raise an Objection to Processing to the school office, for the school to consider your concerns. Please note, however, that this wouldn’t prevent us from sharing the information with the DfE, as we are legally obligated to do so.

If you have any questions or concerns about the DfE’s use of your child(ren)’s personal data in this manner, we recommend you address these directly with the DfE, or to the Information Commissioner’s Office (www.ico.org.uk).

If you want to see the personal data held about you by the DfE, you can make a ‘subject access request’ to the DfE. Further information on how to do this can be found within the DfE’S personal information charter that is published here: https://www.gov.uk/government/organisations/department-for-education/about/personal-information-charter

To contact DfE: https://www.gov.uk/contact-dfe

## Appendix 4: Third Party Processors we use

| Third Party Processor | Personal data captured | Purpose | Country the data is processed in | Who the information may be shared with and why |
|---|---|---|---|---|
| Microsoft Teams | Pupil full name, class, image and voice, personal comments and opinions | To provide a remote learning environment, collaboratively with whole class | Austria, Finland, France, Ireland, Netherlands, Sweden | The pupil's family, as evidence of academic progress |
| CPOMS | Pupil full name, class, DOB, contact details, Doctors information | To provide an online system for recording all safeguarding information. | United Kingdom, EU & USA | Members of the Safeguarding team and securely transferred to future schools (in year leaver/secondary school). |
| Arbor | Pupil full name, class, DOB, contact details, Nationality, Ethnicity, Religion, Doctors information | To provide a Management Information System with pupil details and records. | | The pupil's family to provide parent email address to order lunches and pay for school trips/residential visits. access to paying online. |
| Wonde | Pupil name. DOB, contact details, nationality, ethnicity, religion, doctors information, medical conditions/notes, attendance data, Free School Meal eligibility | Acts as a conduit between various software systems, to ensure all details are fully up to date, and provides a secure method of transfer for statutory data sharing. | United Kingdom | Local Authority and the Department for Education, to enable the secure sharing of statutory data returns |
| EEC Live | Pupil full name, class, DOB and contact details | To provide an accident reporting system. Risk Assessments also stored. | United Kingdom | Members of SLT, BWMAT Safeguarding / H&S. The 14 \| P a g e pupil's family if requested. To allow investigations to completed where necessary |

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|---|---|---|---|---|
| Times Table Rockstars, Doodle, White Rose Maths, No non-sense spelling | Pupil full name, class, and gender | To provide an online facility to improve children's learning in Maths. | EU | The pupil's family, as evidence of academic progress and to aid school learning |
| ColorPoto Photography | Pupil full name, class & parent contact details | To provide a class list for children to have their photographs taken | United Kingdom | The pupil's family, to be able to order school photographs. |
| Little Wandle | Reception, Yr 1, Yr 2, and names of chn who need rapid catch up in KS2, upn, dates of birth and names of children, scores from Phonics assessments | Phonics | | The pupil's family, as evidence of academic progress and to aid school learning |
| Class DoJo | Pupil name, email address, photos, events | Sharing children's learning journey with information, photos, news and events. | | The pupil's family, as evidence of academic progress and to aid school learning |
| Thrive, Testbase | Whole School – names of children, UPN number, dates of birth, names of teachers and teaching assistants, scores from profile assessments of classes, groups and individuals. | Thrive Whole School Approach – SEMH need | | The pupil's family, as evidence of academic progress and to aid school learning |
| Little Wandle | Reception, Yr 1, Yr 2, and names of children who need rapid catch up in KS2, upn, dates of birth and names of children, scores from Phonics | Phonics | | The pupil's family, as evidence of academic progress and to aid school learning |

| | | | | |
|---|---|---|---|---|
| | assessments | | | |
| Drawing and Talking | Parental permission, names of children, dates of birth, strength and difficulties questionnaire at beginning and end of 12 week intervention | License for RD to be a Drawing and Talking Practitioner to conduct sessions. | | |
| No more marking | Names, DOB, Pupil Premium, School year, gender | Writing resource | | |
| Language Angels | Teaching resource used by all KS2 classes and French club. | No data or assessments stored on this site | | The pupil's family, as evidence of academic progress and to aid school learning |
| Nessy Learning, Jigsaw, Compete PE, EdShed, Planpanion, Access IT Library Software,Wigit | Pupil full name, class, DOB, gender | To provide an online facility to improve children's fluency in reading | UK and Republic of Ireland | The pupil's family, as evidence of academic progress and to aid school learning |
| iTrent | Staff and governor name, DOB, contact details, payroll information, bank details, absence record, employment checks | To provide a management information system with staff and governor details and records | United Kingdom | Members of office team, SLT, BWMAT finance/HR for payroll and HR purposes |