



**MOWBRAY**  
Education Trust

# Privacy notice for parents/carers

**April 2021**

## **Use of your personal data**

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

This privacy notice explains how we collect, store and use personal data about **you**.

We, Mowbray Education Trust (Trust), c/o John Ferneley College, Scalford Road, Melton Mowbray, Leicestershire, LE13 1LH, are the 'data controller' for the purposes of UK data protection law.

This policy covers all our educational establishments:

- Ab Kettleby Primary School
- Brownlow Primary School
- The Grove Primary School
- John Ferneley College
- Oasis Family Centre
- Sherard Primary School
- Somerby Primary School

Where this policy states 'school' this means any of our educational establishments and the wider Trust.

Our data protection officer is **SPS DPO Services** (see 'Contact us' at the end of this privacy notice).

## **The personal data we hold**

Personal data that we may collect, use, store and share (when appropriate) about you includes, but is not restricted to:

- Contact details and contact preferences (such as your name, address, email address and telephone numbers)
- Bank details
- Details of your family circumstances
- Details of any safeguarding information including court orders or professional involvement
- Records of your correspondence and contact with us
- Details of any complaints you have made

We may also collect, use, store and share (when appropriate) information about you that falls into "special categories" of more sensitive personal data. This includes, but is not restricted to, information about:

- Photographs and CCTV images captured in school
- Characteristics, such as ethnicity, languages spoken and eligibility for certain benefits
- Physical and mental health, including medical conditions
- Support received, including care packages, plans and support providers

We may also hold data about you that we have received from other organisations, including other schools and social services.

## **Why we use this data**

We use this data to:

- Report to you on your child's attainment and progress
- Keep you informed about the running of the school (such as emergency closures) and events
- Process payments for school services and clubs
- Provide appropriate pastoral care
- Protect pupil welfare
- Administer admissions waiting lists
- Assess the quality of our services
- Carry out research
- Comply with our legal and statutory obligations

We do not currently process any personal data through automated decision making or profiling. If this changes in the future, we will amend any relevant privacy notices in order to explain the processing to you, including your right to object to it.

## **Use of your personal data for marketing purposes**

Where you have given us consent to do so, we may send you marketing information via app, email or text; promoting school events, campaigns, charitable causes or services that may be of interest to you. You can withdraw consent or 'opt out' of receiving these messages at any time by clicking on the 'Unsubscribe' link at the bottom of any such communication, or by contacting our data protection officer.

## Our legal basis for using this data

We only collect and use your personal data when the law allows us to. Most commonly, we process it where:

- We need to comply with a **legal obligation** - we need to process data to meet our responsibilities under law and to keep our pupils and staff safe while on the school premises
- We need to use it to carry out a task in the **public interest** - in order to provide you with an education and fulfil our statutory function as a school
- We have to fulfil a **contract** with you or to help you enter into a contract with us

Less commonly, we may also process your personal data in situations where:

- You, or your parents/carers have given us **consent** to use it in a certain way
- We need to protect your **vital interests** (or someone else's interest) - we will use this personal data in a life-or-death situation
- We have **legitimate interests** in processing the data - where there is a minimal privacy impact and we have a compelling reason

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 would go about withdrawing consent if you wish to do so.

Some of the reasons listed above for collecting and using your personal data overlap, and there may be several grounds which justify our use of your data.

## Our basis for using special category data

For 'special category' data, we only collect and use it when we have both a lawful basis, as set out above, and one of the following conditions for processing as set out in UK data protection law:

- We have obtained your explicit consent to use your personal data in a certain way
- We need to perform or exercise an obligation or right in relation to employment, social security or social protection law
- We need to protect an individual's vital interests (i.e. protect your life or someone else's life), in situations where you're physically or legally incapable of giving consent
- The data concerned has already been made manifestly public by you
- We need to process it for the establishment, exercise or defence of legal claims
- We need to process it for reasons of substantial public interest as defined in legislation
- We need to process it for health or social care purposes, and the processing is done by, or under the direction of, a health or social work professional or by any other person obliged to confidentiality under law
- We need to process it for public health reasons, and the processing is done by, or under the direction of, a health professional or by any other person obliged to confidentiality under law
- We need to process it for archiving purposes, scientific or historical research purposes, or for statistical purposes, and the processing is in the public interest

For criminal offence data, we will only collect and use it when we have both a lawful basis, as set out above, and a condition for processing as set out in UK data protection law. Conditions include:

- We have obtained your consent to use it in a specific way

- We need to protect an individual's vital interests (i.e. protect your life or someone else's life), in situations where you're physically or legally incapable of giving consent
- The data concerned has already been made manifestly public by you
- We need to process it for, or in connection with, legal proceedings, to obtain legal advice, or for the establishment, exercise or defence of legal rights
- We need to process it for reasons of substantial public interest as defined in legislation

## Collecting this information

While the majority of information we collect about you is mandatory, there is some information that can be provided voluntarily.

Whenever we seek to collect information from you, we make it clear whether you must provide this information (and if so, what the possible consequences are of not complying), or whether you have a choice.

Most of the data we hold about you will come from you, but we may also hold data about you from:

- Local authorities
- Government departments or agencies
- Your Children
- Police forces, courts, tribunals

## 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.

We will keep this information in line with the Trust's Data Retention Policy, details of which can be requested by e-mailing [dataprotection@mowbrayeducation.org](mailto:dataprotection@mowbrayeducation.org).

We'll dispose of your personal data securely when we no longer need it.

## Data sharing

We do not share information about you with any third party without consent unless the law and our policies allow us to do so.

Where it is legally required, or necessary (and it complies with UK data protection law), we may share personal information about you with:

- Our local authority – to meet our legal obligations to share certain information with it, such as safeguarding concerns and information about exclusions
- Government departments or agencies
- Our regulator Ofsted
- Our youth support services provider/s
- Suppliers & service providers – to enable them to provide the service we have contracted them for
- Our auditors
- Health authorities

- Security organisations
- Health and social welfare organisations
- Professional advisers and consultants
- Charities and voluntary organisations
- Police forces, courts, tribunals

## **Transferring data internationally**

Where we transfer personal data to a third-party country or territory, we will do so in accordance with UK data protection law.

In cases where we have to set up safeguarding arrangements to complete this transfer, you can get a copy of these arrangements by contacting us.

## **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 Group Data Protection Lead (see 'Contact us' below).

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

Under UK 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

- Withdraw your consent, where you previously provided it for the collection, processing and transfer of your personal data for a specific purpose
- In certain circumstances, be notified of a data breach
- Make a complaint to the Information Commissioner's Office
- Claim compensation for damages caused by a breach of the data protection regulations

To exercise any of these rights, please contact our Group Data Protection Lead (see Contact us' below).

## 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/make-a-complaint/>
- 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**:

### SPS DPO Services

Email: [sps-dpo-services@isystemsintegration.com](mailto:sps-dpo-services@isystemsintegration.com)

Correspondence address:

### SPS SPO Services

I Systems Integration  
Devonshire House  
29-31 Elmfield Road  
Bromley  
Kent  
BR1 1LT  
Tel: 0208 050 1387

However, our Group Data Protection Lead has day-to-day responsibility for data protection issues in our schools.

If you have any questions, concerns or would like more information about anything mentioned in this privacy notice, please contact them:

*This notice will be reviewed next by Mowbray Education Trust in Summer Term 2022.*

### Log of Changes to Document

| Version | Date     | Page      | Change                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                | Approver:                  |
|---------|----------|-----------|-----------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------|----------------------------|
| V1.0    | 25/05/18 | All pages | Approved by MET Board                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                 | Group Operations Manager   |
| V2.0    | Oct-19   | All pages | Annual Review with the following changes made;<br><b>Page 1</b> – Date of Policy updated, and Trust address added<br><b>Page 1</b> – Correction of the text ‘This privacy notice explains how we collect, store and use personal data about <b>you</b> ’ from pupils.<br><b>Page 3</b> – ‘How we store this data’ – updated with references to Data Retention Policy and how to obtain details<br><b>Page 4</b> – ‘Data Sharing’ - addition of Charities and Voluntary organisations to list<br><b>Page 5</b> – Next review date for MET Audit Committee updated<br><b>Page 6</b> – Added table for ‘Log of changes to Document’<br><b>All pages</b> – Version control and page numbers added                                                                                                                                                                         | Group Data Protection Lead |
| V2.0    | Oct-19   | All pages | Draft for Annual Approval                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                             | MET Audit Committee        |
| V2.0    | 31.10.19 | All pages | Approved                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                              | MET Trust Board            |
| V2.0    | Aug-20   | All pages | Annual review with the following changes made:<br><b>Page 1</b> - Date of Policy updated<br><b>Page 2</b> – The Personal data we hold section - reworded & updated<br><b>Page 2</b> – ‘Why we use this data’ section - added automated decision-making paragraph.<br><b>Page 3</b> – Our lawful basis for using this data section – updated & highlighted basis for each line<br><b>Page 3/4</b> – Addition of new section ‘Our basis for using special category data’<br><b>Page 4</b> – Collecting this info – reworded and added in data may be held from other sources – i.e. LA/Gov/Police/your children<br><b>Page 4</b> – Changed e-mail address in How we store this data to Data Protection e-mail<br><b>Page 4</b> – Updated Data Sharing list with Our youth support services provider/s<br><b>Page 5</b> - Your rights section updated on contact details | Group Data Protection Lead |

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|      |        |                   | <p><b>Page 5</b> – Updated 2 new other rights – notified of breach and complaint to ICO</p> <p><b>Page 5</b> - Your other rights section updated on contact details</p> <p><b>Page 6</b> – Updated ICO ‘Make a Complaint’ link</p> <p><b>Page 6</b> – DPO Tel. contact number added</p> <p><b>Page 6</b> – Addition of Group Data Protection Lead to contact us section</p> <p><b>Page 6</b> - Next review date for MET Trust Board approval updated</p> |                      |
| V2.0 | Sep-20 | All pages         | For re-approval                                                                                                                                                                                                                                                                                                                                                                                                                                          | MET Trust Board      |
| V2.0 | Nov-20 | All pages         | Re-approved – Policy date updated to November on 1 <sup>st</sup> Page and footnotes                                                                                                                                                                                                                                                                                                                                                                      | MET Trust Board      |
| V2.0 | Apr-21 | 1,3,4,5<br>5<br>6 | Updated wording ‘UK Data Protection Law’ following Brexit<br>Changed wording around transferring personal data outside the EEA<br>Added point on withdrawing consent                                                                                                                                                                                                                                                                                     | AFR (Jun-21)         |
| V2.0 | Oct-21 | All               | Annual Review – No changes made                                                                                                                                                                                                                                                                                                                                                                                                                          | Data Protection Lead |
|      |        |                   |                                                                                                                                                                                                                                                                                                                                                                                                                                                          |                      |