

## Privacy Notice

### How we use pupil information

Magdalen College School are a Data Controller for the purposes of the Data Protection Act (DPA) / General Data Protection Regulations 2018 (GDPR). This notice provides information to pupils and parents, including current, prospective and past pupils, into how information about pupils is used in school.

#### The categories of pupil information that we may collect, hold and share include:

- Personal information (such as name, parental / carer contacts, unique pupil number and address)
- Characteristics (such as ethnicity, language, nationality, country of birth and free school meal eligibility)
- Attendance information (such as sessions attended, number of absences and absence reasons)
- Relevant medical information
- Assessment information (from previous schools and within school)
- Special Educational Needs Information
- Exclusion / behavioural information
- Post 16 learning information
- Biometric data for use in cashless catering
- Photographic

#### Why we collect and use this information

We use the pupil data:

- to support pupil learning
- to monitor and report on pupil progress
- to provide appropriate pastoral care
- to provide advice and support relating to Post 16 / Post 19 learning and careers guidance
- to assess the quality of our services
- to comply with the law regarding data sharing
- to provide cashless catering service

#### The lawful basis on which we use this information

We collect and use pupil information under the lawful basis that it is necessary to carry out tasks in the public interest. Certain data is collected under the lawful basis of Consent. Consent will be sought in advance and the right to withdraw consent be advised. Special Category data is also processed in order to carry out tasks in the public interest.

#### Collecting pupil information

Whilst the majority of pupil information you provide to us is mandatory, some of it is provided to us on a voluntary basis. In order to comply with the General Data Protection Regulation, we will inform you whether you are required to provide certain pupil information to us or if you have a choice in this.

#### Accuracy of Data

The majority of the data is supplied by the individual. It is the responsibility of parents / carers to ensure the data supplied, including addresses and emergency contacts remains accurate. If you wish to update your personal contact details or any other details please contact [dpo@magdalen.northants.sch.uk](mailto:dpo@magdalen.northants.sch.uk).

#### Storing pupil data

The majority of pupil data is held for the period of date of birth + 25 years. Please see appendix 1 for further information.

#### Who we share pupil information with

We routinely share pupil information with:

- Schools/ Colleges/ Further / Higher Education Institutions that the pupil's attend after leaving us
- Our local authority

- The Department for Education (DfE) and related parties.
- Ofsted
- Examination Boards
- Youth Support Services
- Careers Advisers
- Health Professionals
- Catering Company
- Cloud Service providers to provide software to support our work with managing pupil progress, assessing how well the school is meeting its objectives, providing on-line educational resources, providing student data management information.

### **Why we share pupil information**

We do not share information about our pupils with anyone without consent unless the law and our policies allow us to do so.

We share pupils' data with the Department for Education (DfE) on a statutory basis. This data sharing underpins school funding and educational attainment policy and monitoring.

We are required to share information about our pupils with the (DfE) under regulation 5 of The Education (Information About Individual Pupils) (England) Regulations 2013. See appendix 2 for further information.

### **Requesting access to your personal data**

Under data protection legislation, parents and pupils have the right to request access to information about them that we hold. To make a request for your personal information, or be given access to your child's educational record, contact [dpo@magdalen.northants.sch.uk](mailto:dpo@magdalen.northants.sch.uk)

You also have the right to:

- object to processing of personal data that is likely to cause, or is causing, damage or distress
- prevent processing for the purpose of direct marketing
- object to decisions being taken by automated means
- in certain circumstances, have inaccurate personal data rectified, blocked, erased or destroyed; and
- claim compensation for damages caused by a breach of the Data Protection regulations

If you have a concern about the way we are collecting or using your personal data, we request that you raise your concern with us in the first instance. Alternatively, you can contact the Information Commissioner's Office at <https://ico.org.uk/concerns/>

### **Contact**

If you would like to discuss anything in this privacy notice, please contact: [dpo@magdalen.northants.sch.uk](mailto:dpo@magdalen.northants.sch.uk)

## Appendix 1: Retention of Documents on Pupil Files

This schedule lists the principal documents held on a pupils file record. The list is not, however, exhaustive and other documents relating to their education whilst with us may be held. Files will generally be held for the length of time of date of the pupil's birth + 25 years at which time they will be shredded. Documents relating to child protection or accidents may be held indefinitely and the parents / carers will be advised of this

Document	Period of retention
Admissions – unsuccessful application	Application date + 1 year
Admissions – successful application	Transfers to pupil file
Pupil Records - Paper	Date of Birth + 25 years
Pupil Records – Paper – Pupils that leave before the end of year 11	Transferred to new education provider
Pupil Records - Electronic	Date of Birth + 25 years
Pupil Record – Electronic – minimal data to confirm attendance	Indefinitely
Examination / assessment data	Added to pupil record
Special Education Needs Data	Added to pupil record
Child Protection Information	25 years from date of incident
Attendance Data	Added to pupil record
Correspondence relating to absence	Added to pupil record
Health Related Data	Added to pupil record
Free School Meal Register	Current year + 6 years
Parental consent forms for school trips – No incidents	Conclusion of trip
Parental consent forms for school trips – Serious incident	Date of Birth + 25 years

## Appendix 2: Why we share pupil information

We do not share information about our pupils with anyone without consent unless the law and our policies allow us to do so.

We share pupils' data with the **Department for Education (DfE)** on a statutory basis. This data sharing underpins school funding and educational attainment policy and monitoring.

We are required to share information about our pupils with the (DfE) under regulation 5 of The Education (Information About Individual Pupils) (England) Regulations 2013.

### **Schools/ Colleges/ Further / Higher Education Institutions that the pupil's attend after leaving us**

We will forward on personal data to your new school/ college or university in order for them to best support your education. This data may include your Unique Pupil Reference Number, assessment and achievement data, Special Educational Needs information, Behaviour and Attendance Data.

### **Our local authority**

We are required to share information with our Local Authority if it is to support the education of the pupil concerned.

### **Ofsted**

We are required to make available to Ofsted data relating to pupil performance, attainment and attendance.

### **Examination Boards**

We are required to make available personal pupil data to examination boards in order that candidates can be entered into Public Examinations.

### **Careers Advisers**

We may contact former pupils, on behalf of 3<sup>rd</sup> party organisations, to provide information regarding career opportunities relating to teacher training.

### **Health Professionals**

In order to support pupil welfare there may be a requirements to refer a pupil for support from health professionals in order to support their well-being and education.

### **Catering Company**

Personal and Special Category Data including Biometrics is shared with our catering company in order that we can operate a cashless catering system and to correctly identify pupils accessing their food accounts.

### **Cloud Service providers**

Pupil data is managed via a number of software cloud service providers in order to effectively and efficiently track pupil attainment, manage attendance and provide access to additional educational learning opportunities and resources.

## **Data collection requirements:**

To find out more about the data collection requirements placed on us by the Department for Education (for example; via the school census) go to <https://www.gov.uk/education/data-collection-and-censuses-for-schools>.

## **Youth support services**

### **Pupils aged 13+**

Once our pupils reach the age of 13, we also pass pupil information to our local authority and / or provider of youth support services as they have responsibilities in relation to the education or training of 13-19 year olds under section 507B of the Education Act 1996.

This enables them to provide services as follows:

- youth support services
- careers advisers

A parent or guardian can request that **only** their child's name, address and date of birth is passed to their local authority or provider of youth support services by informing us. This right is transferred to the child / pupil once he/she reaches the age 16.

## Pupils aged 16+

We will also share certain information about pupils aged 16+ with our local authority and / or provider of youth support services as they have responsibilities in relation to the education or training of 13-19 year olds under section 507B of the Education Act 1996.

This enables them to provide services as follows:

- post-16 education and training providers
- youth support services
- careers advisers

For more information about services for young people, please visit our local authority website.

## The National Pupil Database (NPD)

The NPD is owned and managed by the Department for Education and contains information about pupils in schools in England. It provides invaluable evidence on educational performance to inform independent research, as well as studies commissioned by the Department. It is held in electronic format for statistical purposes. This information is securely collected from a range of sources including schools, local authorities and awarding bodies.

We are required by law, to provide information about our pupils to the DfE as part of statutory data collections such as the school census and early years' census. Some of this information is then stored in the NPD. The law that allows this is the Education (Information About Individual Pupils) (England) Regulations 2013.

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

The department may share information about our pupils from the NPD with third parties who promote the education or well-being of children in England by:

- conducting research or analysis
- producing statistics
- providing information, advice or guidance

The Department has robust processes in place to ensure the confidentiality of our data is maintained and there are stringent controls in place regarding access and use of the data. Decisions on whether DfE releases data to third parties are subject to a strict approval process and based on a detailed assessment of:

- who is requesting the data
- the purpose for which it is required
- the level and sensitivity of data requested: and
- the arrangements in place to store and handle the data

To be granted access to pupil information, organisations must comply with strict terms and conditions covering the confidentiality and handling of the data, security arrangements and retention and use of the data.

For more information about the department's data sharing process, please visit: <https://www.gov.uk/data-protection-how-we-collect-and-share-research-data>

For information about which organisations the department has provided pupil information, (and for which project), please visit the following website: <https://www.gov.uk/government/publications/national-pupil-database-requests-received>

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