



General Data Protection(GDPR) Policy

Date: April 2020

Review date: April 2022

Approved by Advisory Board: July 2020

Linked with other policies:

- Data Protection
- Freedom of Information
- Privacy Notice
- Workforce Privacy Notice

Signed: 

Registered address: All Saints School (Lessingham) Limited. Company no: 10323174
Rookery Farm, Reynolds Lane, Potter Heigham, Great Yarmouth NR29 5LY

1. Aims

All Saints School aims to ensure that all personal data collected about staff, students, parents, the Advisory Board, visitors and other individuals is collected, stored and processed in accordance with the [General Data Protection Regulation \(GDPR\)](#) and the expected provisions of the Data Protection Act 2018 (DPA 2018) as set out in the [Data Protection Bill](#).

This policy applies to all personal data, regardless of whether it is in paper or electronic format.

2. Legislation and guidance

This policy meets the requirements of the GDPR and the expected provisions of the DPA 2018. It is based on guidance published by the Information Commissioner's Office (ICO) on the [GDPR](#) and the ICO's [code of practice for subject access requests](#).

In addition, this policy complies with regulation 5 of the [Education \(Student Information\) \(England\) Regulations 2005](#), which gives parents the right of access to their child's educational record.

3. Definitions

| Term | Definition |
|--|---|
| Personal data | Any information relating to an identified, or identifiable, individual. This may include the individual's: <ul style="list-style-type: none">• Name (including initials)• Identification number• Online identifier, such as a username It may also include factors specific to the individual's physical, physiological, genetic, mental, economic, cultural or social identity. |
| Special categories of personal data | Personal data which is more sensitive and so needs more protection, including information about an individual's: <ul style="list-style-type: none">• Racial or ethnic origin• Political opinions• Religious or philosophical beliefs• Trade union membership• Genetics• Health – physical or mental• Sex life or sexual orientation |
| Processing | Anything done to personal data, such as collecting, recording, organising, structuring, storing, adapting, altering, retrieving, using, disseminating, erasing or destroying. Processing can be automated or manual. |

| | |
|-----------------------------|---|
| Data subject | The identified or identifiable individual whose personal data is held or processed. |
| Data controller | A person or organisation that determines the purposes and the means of processing of personal data. |
| Data processor | A person or other body, other than an employee of the data controller, who processes personal data on behalf of the data controller. |
| Personal data breach | A breach of security leading to the accidental or unlawful destruction, loss, alteration, unauthorised disclosure of, or access to personal data. |

4. The data controller

The school processes personal data relating to parents, students, staff, Advisory Board, visitors and others, and, therefore, is a data controller.

The school is registered as data controllers with the ICO and will renew this registration annually or as otherwise legally required.

5. Roles and responsibilities

This policy applies to **all staff** employed by All Saints School, and to external organisations or individuals working on our behalf. Staff who do not comply with this policy may face disciplinary action.

5.1 The Directors

The Directors have overall responsibility for ensuring that our schools comply with all relevant data protection obligations.

5.2 Data protection officer

The data protection officer (DPO) is responsible for overseeing the implementation of this policy, monitoring our compliance with data protection law, and developing related policies and guidelines where applicable.

He/she will provide a report of activities directly to the Headteacher and Advisory Board and, where relevant, report his/her advice and recommendations on school data protection issues.

The DPO is also the first point of contact for individuals whose data the schools process, and for the ICO.

Full details of the DPO's responsibilities are set out in their job description.

Our DPO is Claire Boughton who is contactable via admin@allsaintslessingham.co.uk

5.3 Headteacher

The Headteacher acts as the representative of the data controller on a day-to-day basis.

5.4 All staff

Staff are responsible for:

- Collecting, storing and processing any personal data in accordance with this policy
- Informing their school of any changes to their personal data, such as a change of address
- Contacting the DPO in the following circumstances:
 - If they have any questions about the operation of this policy, data protection law retaining personal data or keeping personal data secure
 - If they have any concerns that this policy is not being followed
 - If they are unsure whether or not they have a lawful basis to use personal data in a particular way
 - If they need to rely on or capture consent, draft a privacy notice, deal with data protection rights invoked by an individual, or transfer personal data outside the European Economic Area
 - If there has been a data breach
 - If they are engaging in a new activity that may affect the privacy rights of individuals
 - If they need help with any contracts or sharing personal data with third parties.

6. Data protection principles

The GDPR is based on data protection principles with which our school must comply.

The principles say that personal data must be:

- Processed lawfully, fairly and in a transparent manner
- Collected for specified, explicit and legitimate purposes
- Adequate, relevant and limited to what is necessary to fulfil the purposes for which it is processed
- Accurate and, where necessary, kept up to date
- Kept for no longer than is necessary for the purposes for which it is processed
- Processed in a way that ensures it is appropriately secure.

This policy sets out how the schools aim to comply with these principles.

7. Collecting personal data

7.1 Lawfulness, fairness and transparency

We will only process personal data where we have one of 6 'lawful bases' (legal reasons) to do so under data protection law:

- The data needs to be processed so that the school can **fulfil a contract** with the individual, or the individual has asked the school to take specific steps before entering into a contract.
- The data needs to be processed so that the school can **comply with a legal obligation**.
- The data needs to be processed to ensure the **vital interests** of the individual e.g. to protect someone's life.
- The data needs to be processed so that the school, as a public authority, can perform a task **in the public interest**, and carry out its official functions.
- The data needs to be processed for the **legitimate interests** of the school or a third party (provided the individual's rights and freedoms are not overridden).
- The individual (or their parent/carer when appropriate in the case of a student) has freely given clear **consent**.

For special categories of personal data, we will also meet one of the special category conditions for processing which are set out in the GDPR and Data Protection Act 2018.

If we offer online services to students, such as classroom apps, and we intend to rely on consent as a basis for processing, we will get parental consent where the student is under 13 (except for online counselling and preventive services).

Whenever we first collect personal data directly from individuals, we will provide them with the relevant information required by data protection law.

7.2 Limitation, minimisation and accuracy

We will only collect personal data for specified, explicit and legitimate reasons. We will explain these reasons to the individuals when we first collect their data.

If we want to use personal data for reasons other than those given when we first obtained it, we will inform the individuals concerned before we do so, and seek consent where necessary. Staff must only process personal data where it is necessary in order to do their jobs.

When staff no longer need the personal data they hold, they must ensure it is deleted or anonymised. This will be done in accordance with the school's Management of Student Records, and Retention of Student Records and other student-related information guidelines in Appendix 2.

8. Sharing personal data

We will not normally share personal data with anyone else, but may do so where:

- There is an issue with a student or parent/carer that puts the safety of our staff at risk
- We need to liaise with other agencies – we will seek consent as necessary before doing this
- Our suppliers or contractors need data to enable us to provide services to our staff and students – for example, IT companies. When doing this, we will:
 - Only appoint suppliers or contractors which can provide sufficient guarantees that they comply with data protection law
 - Establish a data sharing agreement with the supplier or contractor, either in the contract or as a standalone agreement, to ensure the fair and lawful processing of any personal data we share
 - Only share data that the supplier or contractor needs to carry out their service, and information necessary to keep them safe while working with us

We will also share personal data with law enforcement and government bodies where we are legally required to do so, including for:

- The prevention or detection of crime and/or fraud
- The apprehension or prosecution of offenders
- The assessment or collection of tax and National Insurance owed to HMRC
- In connection with legal proceedings
- Where the disclosure is required to satisfy our safeguarding obligations
- Research and statistical purposes, as long as personal data is sufficiently anonymised or consent has been provided

We may also share personal data with emergency services and local authorities to help them to respond to an emergency situation that affects any of our students or staff.

Where we transfer personal data to a country or territory outside the European Economic Area, we will do so in accordance with data protection law.

9. Subject access requests and other rights of individuals

9.1 Subject access requests

Individuals have a right to make a 'subject access request' to gain access to personal information that the school holds about them. This includes:

- Confirmation that their personal data is being processed
- Access to a copy of the data
- The purposes of the data processing
- The categories of personal data concerned
- Who the data has been, or will be, shared with
- How long the data will be stored for, or if this isn't possible, the criteria used to determine this period
- The source of the data, if not the individual
- Whether any automated decision-making is being applied to their data, and what the significance and consequences of this might be for the individual

Subject access requests should include:

- Name of individual
- Correspondence address
- Contact number and email address
- Details of the information requested

Any individual wishing to exercise the right should apply in writing to the Finance Director via the school's address.

Any member of staff receiving an SAR should forward this to the school Finance Director. The school reserves the right to charge a fee for data subject access requests (currently £25).

9.2 Children and subject access requests

Personal data about a child belongs to that child, and not the child's parents or carers. For a parent or carer to make a subject access request with respect to their child, the child must either be unable to understand their rights and the implications of a subject access request, or have given their consent.

Juniors

Children below the age of 13 are generally not regarded to be mature enough to understand their rights and the implications of a subject access request. Therefore, some subject access requests from parents or carers of students at our school may be granted without the express permission of the student. This is not a rule and a student's ability to understand their rights will always be judged on a case-by-case basis.

Seniors

Children aged 13 and above are generally regarded to be mature enough to understand their rights and the implications of a subject access request. Therefore, most subject access requests from parents or carers of students at our school may not be granted without the express permission of the student. This is not a rule and a student's ability to understand their rights will always be judged on a case-by-case basis.

9.3 Responding to subject access requests

When responding to requests, we:

- May ask the individual to provide 2 forms of identification
- May contact the individual via phone to confirm the request was made

- Will respond without delay and within 15 working days of receipt of the request
- May tell the individual we will comply within 3 months of receipt of the request, where a request is complex or numerous. We will inform the individual of this within 1 month, and explain why the extension is necessary
- The school reserves the right to charge a fee for data subject access requests (currently £25).

We will not disclose information if it:

- Might cause serious harm to the physical or mental health of the student or another individual
- Would reveal that the child is at risk of abuse, where the disclosure of that information would not be in the child's best interests
- Is contained in adoption or parental order records
- Is given to a court in proceedings concerning the child.

If the request is unfounded or excessive, we may refuse to act on it, or charge a reasonable fee which takes into account administrative costs.

A request will be deemed to be unfounded or excessive if it is repetitive, or asks for further copies of the same information.

When we refuse a request, we will tell the individual why, and tell them they have the right to complain to the ICO.

9.4 Other data protection rights of the individual

In addition to the right to make a subject access request (see above), and to receive information when we are collecting their data about how we use and process it (see section 7), individuals also have the right to:

- Withdraw their consent to processing at any time
- Ask us to rectify, erase or restrict processing of their personal data, or object to the processing of it (in certain circumstances)
- Prevent use of their personal data for direct marketing
- Challenge processing which has been justified on the basis of public interest
- Request a copy of agreements under which their personal data is transferred outside of the European Economic Area
- Object to decisions based solely on automated decision making or profiling (decisions taken with no human involvement, that might negatively affect them)
- Prevent processing that is likely to cause damage or distress
- Be notified of a data breach in certain circumstances
- Make a complaint to the ICO
- Ask for their personal data to be transferred to a third party in a structured, commonly used and machine-readable format (in certain circumstances).

Individuals should submit any request to exercise these rights to the DPO. If staff receive such a request, they must immediately forward it to the DPO.

10. Parental requests to see the educational record

In independent schools there is no automatic parental right of access to the educational record, but we choose to provide this.

Parents, or those with parental responsibility, have a right to free access to their child's educational record (which includes most information about a student) within 15 school days of receipt of a written request. The schools may levy a charge for providing copies of information.

11. Biometric recognition systems

At present biometric data is not used or stored for All Saints School. Should this change and a biometric system be introduced this policy will be updated.

Commented [OA1]: Leave in even though we do not use biometric information?????

12. Photographs and videos

As part of our school activities, we may take photographs and record images of individuals within our school.

Students below the Age of 12

We will obtain written consent from parents/carers for photographs and videos to be taken of their child for communication, marketing and promotional materials. We will clearly explain how the photograph and/or video will be used to both the parent/carer and student.

Students above the age of 12

Where we don't need parental consent, we will clearly explain to the student how the photograph and/or video will be used.

Commented [u2R1]: Seems easy to leave in

Commented [OA3]: Do we explain again but the over 13s being able to have consent?

Uses may include:

- Within school on notice boards and in school magazines, brochures, newsletters, etc.
- Outside of school by external agencies such as the school photographer, newspapers, campaigns
- Online on our school website or social media pages.

Commented [u4R3]: It says 12 in the paragraph above

Consent can be refused or withdrawn at any time. If consent is withdrawn, we will delete the photograph or video and not distribute it further.

When using photographs and videos in this way we will not accompany them with any personal information about the child, to ensure they cannot be identified.

13. Data protection by design and default

We will put measures in place to show that we have integrated data protection into all of our data processing activities, including:

- Appointing a suitably qualified DPO, and ensuring they have the necessary resources to fulfil their duties and maintain their expert knowledge
- Only processing personal data that is necessary for each specific purpose of processing, and always in line with the data protection principles set out in relevant data protection law (see section 6)
- Completing privacy impact assessments where the school's processing of personal data presents a high risk to rights and freedoms of individuals, and when introducing new technologies (the DPO will advise on this process)
- Integrating data protection into internal documents including this policy, any related policies and privacy notices
- Regularly training members of staff on data protection law, this policy, any related policies and any other data protection matters; we will also keep a record of attendance
- Regularly conducting reviews and audits to test our privacy measures and make sure we are compliant
- Maintaining records of our processing activities, including:
 - For the benefit of data subjects, making available the name and contact details of our school and DPO and all information we are required to share about how we use and process their personal data (via our privacy notices)

- For all personal data that we hold, maintaining an internal record of the type of data, data subject, how and why we are using the data, any third-party recipients, how and why we are storing the data, retention periods and how we are keeping the data secure.

14. Data security and storage of records

We will protect personal data and keep it safe from unauthorised or unlawful access, alteration, processing or disclosure, and against accidental or unlawful loss, destruction or damage.

In particular:

- Paper-based records and portable electronic devices, such as laptops and hard drives that contain personal data are kept under lock and key when not in use
- Papers containing confidential personal data must not be left on office and classroom desks, on staffroom tables, pinned to notice/display boards, or left anywhere else where there is general access
- Where personal information needs to be taken off site, it is now on Pupil Asset and Earwig. All staff have access to this via logins which can therefore be accessed at home. All staff are bound by the Confidential Information and Data Protection section in their contracts. Any printed material used at home, must be kept in a locked container and then brought to school for shredding.
- Passwords that are at least 8 characters long containing letters and numbers are used to access school computers, laptops and other electronic devices. Staff and students are reminded to change their passwords at regular intervals. Encryption software is used to protect all portable devices and removable media, such as laptops and USB devices
- Staff or students who store personal information on their personal devices are expected to follow the same security procedures as for school-owned equipment; see our e-safety policy
- Where we need to share personal data with a third party, we carry out due diligence and take reasonable steps to ensure it is stored securely and adequately protected (see section 8).

15. Disposal of records

Personal data that is no longer needed will be disposed of securely. Personal data that has become inaccurate or out of date will also be disposed of securely, where we cannot or do not need to rectify or update it. See Appendices 2-7.

For example, we will shred or incinerate paper-based records, and overwrite or delete electronic files. We may also use a third party to safely dispose of records on the school's behalf. If we do so, we will require the third party to provide sufficient guarantees that it complies with data protection law.

16. Personal data breaches

All Saints School will make all reasonable endeavours to ensure that there are no personal data breaches.

In the unlikely event of a suspected data breach, we will follow the procedure set out in appendix 1. When appropriate, we will report the data breach to the ICO within 72 hours. Such breaches in a school context may include, but are not limited to:

- A non-anonymised dataset being published on the school website which shows the exam results of students eligible for the student premium
- Safeguarding information being made available to an unauthorised person

- The theft of a school laptop containing non-encrypted personal data about students.

17. Training

All staff and Advisory Board members are provided with data protection training as part of their induction process.

Data protection will also form part of continuing professional development, where changes to legislation, guidance or the school's processes make it necessary.

18. Monitoring arrangements

The Headteacher and DPO are responsible for monitoring and reviewing this policy.

This policy will be reviewed and updated every two years or if there are any changes made to the current law.

Commented [OA5]: ??

19. Links with other policies

This data protection policy is linked to our:

- Freedom of information publication scheme
- Safeguarding incorporating child Protection Policy
- ICT and Internet Acceptable Use Policy
- Privacy Policy
- Staff code of conduct
- Staff Handbook
- Workforce Privacy Policy

Appendix 1

Personal data breach procedure

This procedure is based on guidance on personal data breaches produced by the ICO.

- On finding or causing a breach, or potential breach, the staff member or data processor must immediately notify the DPO.
- The DPO will investigate the report, and determine whether a breach has occurred. To decide, the DPO will consider whether personal data has been accidentally or unlawfully:
 - Lost
 - Stolen
 - Destroyed
 - Altered
 - Disclosed or made available where it should not have been
 - Made available to unauthorised people
- The DPO will alert the Headteacher, Directors and the chair of the Advisory Board.
- The DPO will make all reasonable efforts to contain and minimise the impact of the breach, assisted by relevant staff members or data processors where necessary. (Actions relevant to specific data types are set out at the end of this procedure).
- The DPO will assess the potential consequences, based on how serious they are, and how likely they are to happen.
- The DPO will work out whether the breach must be reported to the ICO. This must be judged on a case-by-case basis. To decide, the DPO will consider whether the breach is likely to negatively affect people's rights and freedoms, and cause them any physical, material or non-material damage (e.g. emotional distress), including through:
 - Loss of control over their data
 - Discrimination
 - Identify theft or fraud
 - Financial loss
 - Unauthorised reversal of pseudonymisation (for example, key-coding)
 - Damage to reputation
 - Loss of confidentiality
 - Any other significant economic or social disadvantage to the individual(s) concerned.

If it's likely that there will be a risk to people's rights and freedoms, the DPO must notify the ICO.

- The DPO will document the decision (either way), in case it is challenged at a later date by the ICO or an individual affected by the breach. Documented decisions are stored on the school's computer systems.
- Where the ICO must be notified, the DPO will do this via the ['report a breach' page of the ICO website](#) within 72 hours. As required, the DPO will set out:
 - A description of the nature of the personal data breach including, where possible:
 - The categories and approximate number of individuals concerned
 - The categories and approximate number of personal data records concerned
 - The name and contact details of the DPO
 - A description of the likely consequences of the personal data breach
 - A description of the measures that have been, or will be taken, to deal with the breach and mitigate any possible adverse effects on the individual(s) concerned.

- If all the above details are not yet known, the DPO will report as much as they can within 72 hours. The report will explain that there is a delay, the reasons why, and when the DPO expects to have further information. The DPO will submit the remaining information as soon as possible.
- The DPO will also assess the risk to individuals, again based on the severity and likelihood of potential or actual impact. If the risk is high, the DPO will promptly inform, in writing, all individuals whose personal data has been breached. This notification will set out:
 - The name and contact details of the DPO
 - A description of the likely consequences of the personal data breach
 - A description of the measures that have been, or will be, taken to deal with the data breach and mitigate any possible adverse effects on the individual(s) concerned.
- The DPO and Mrs R Smith (Director) will notify any relevant third parties who can help mitigate the loss to individuals – for example, the police, insurers, banks or credit card companies.
- The DPO will document each breach, irrespective of whether it is reported to the ICO. For each breach, this record will include the:
 - Facts and cause
 - Effects
 - Action taken to contain it and ensure it does not happen again (such as establishing more robust processes or providing further training for individuals)
- Records of all breaches will be stored on the schools' computer system accessible by Finance Director, Headteacher and the DPO
- The DPO and Headteacher will meet to review what happened and how it can be stopped from happening again. This meeting will happen as soon as reasonably possible.

Actions to minimise the impact of data breaches

We will take appropriate actions such as those set out below to mitigate the impact of different types of data breach, focusing especially on breaches involving particularly risky or sensitive information. We will review the effectiveness of these actions and amend them as necessary after any data breach.

e.g. Sensitive information being disclosed via email (including safeguarding records)

- *If special category data (sensitive information) is accidentally made available via email to unauthorised individuals, the sender must attempt to recall the email as soon as they become aware of the error.*
- *Members of staff who receive personal data sent in error must alert the sender and the DPO as soon as they become aware of the error.*
- *In any cases where the recall is unsuccessful, the DPO will contact the relevant unauthorised individuals who received the email, explain that the information was sent in error, and request that those individuals delete the information and do not share, publish, save or replicate it in any way.*
- *The DPO will ensure we receive a written response from all the individuals who received the data, confirming that they have complied with this request.*
- *The DPO will carry out an internet search to check that the information has not been made public; if it has, we will contact the publisher/website owner or administrator to request that the information is removed from their website and deleted.*

Appendix 2

1. Management of student records

1.1 Student records are specific documents that are used throughout a student's time in the education system – they are passed to each school that a student attends and include all personal information relating to them, e.g. date of birth, home address, etc. as well as their progress and achievement.

1.2 The following information is stored on the front of a student record, and will be easily accessible:-

- Forename and surname.

1.3 The following information is stored inside the front cover of a student record and will be easily accessible:

- Ethnic origin, religion and first language (if not English);
- Any preferred names;
- Emergency contact details and the name of the student's doctor;
- Any allergies or other medical conditions that are important to be aware of;
- Names of parents/carers, including their home address(es) and telephone number(s);
- Name of the school, admission number, the date of admission and the date of leaving, where appropriate;
- Any other agency involvement, e.g. speech and language therapist.

1.4 The following information is stored on a student record and will be easily accessible:

- Admission form;
- Details of any SEND;
- Fair processing notices – only the most recent notice will be included;
- Annual written reports to parents;
- Notes relating to major incidents and accidents involving the student;
- Any information about an Education and Healthcare Plan (EHCP) and support offered in relation to the EHCP;
- Any notes indicating that child protection disclosures and reports are held;
- Any information relating to exclusions;
- Any correspondence with parents or external agencies relating to major issues, e.g. mental health;
- Absence notes;
- Notes indicating that records of complaints made by parents or the student are held.

1.5 The following information is subject to shorter retention periods and, therefore, will be stored separately in the School Office:

- Parental and, where appropriate, student consent forms for educational visits, photographs and videos, etc;
- Correspondence with parents about minor issues, e.g. behaviour.

1.6 Hard copies of disclosures and reports relating to child protection are stored in individual files, in a securely locked filing cabinet in the Headteacher's office.

1.7 Hard copies of complaints made by parents or students are stored in a file in the locked confidential cupboard in the Headteacher's office.

Commented [OA6]: Not sure where we hold these except on pupil files

1.8 Actual copies of accident and incident information are stored separately on the school's management information system and are held in line with the retention periods outlined in this Policy – a note indicating this is marked on the student's file. An additional copy may be placed in the student's file in the event of a major accident or incident.

Commented [u7R6]: This needs clarifying

1.9 The school will ensure that no student records are altered or amended before transferring them to the next school that the student will attend.

1.10 The only exception to the above is if any record placed on the student's file has a shorter retention period and may need to be removed. In such cases, the DPO responsible for disposing of records will remove these records.

1.11 Electronic records relating to a student's record will also be transferred to the student's next school using the School 2 School website in the form of a CTF (Common Transfer file).

1.12 If any student attends the school until statutory school leaving age, the school will keep the student's records until the student reaches the age of 25 years. These records are stored in the school's archive.

1.13 The school will, wherever possible, avoid sending a student record by post. Where a student record must be sent by post, it will be sent by registered post, with an accompanying list of the files included. The school to which it is sent is required to sign a copy of the list to indicate it has received the files and return this to the school.

2. Retention of student records and other student-related information

2.1 The table below outlines the school's retention periods for individual student records and the action that will be taken after the retention period, in line with any requirements.

2.2 Electronic copies of any information and files will be destroyed in line with the retention periods below.

| Type of file | Retention period | Action taken after retention period ends |
|--------------------------------------|--|---|
| Admissions | | |
| Register of admissions | Three years after the date on which the entry was made | Information is reviewed and the register may be kept permanently. |
| Students' educational records | | |

| | | |
|--|---|--|
| Primary Schools only – Students’ educational records | Whilst the student remains at the school | Transferred to the next destination – if this is an independent school, homeschooling or outside of the UK, the file will be kept by the LA and retained for the statutory period. |
| Secondary Schools only – Students’ educational records – including ICT Acceptable Use of the Internet, Student Code of Conduct | 25 years after the student’s date of birth | Securely disposed of – cross shredded |
| Public examination results | Added to the student’s record | Securely disposed of – cross shredded |
| Internal examination results | Added to the student’s record | Securely disposed of – cross shredded |
| Child Protection information held on student’s record | Stored in a sealed envelope for the same length of time as the student’s record | Securely disposed of – cross shredded. |
| Child Protection records held in a separate file | 25 years after the student’s date of birth | Securely disposed of – cross shredded. |
| Attendance | | |
| Attendance registers | Last date of entry on to the register, plus three years | Securely disposed of – cross shredded. |
| Letters authorising absence | Current academic year, plus two years | Securely disposed of – cross shredded. |
| SEND | | |
| SEND files, reviews and individual education plans | 25 years after the student’s date of birth (as stated on the student’s record) | Information is reviewed and the file may be kept for longer than necessary if it is required for the school to defend themselves in a ‘failure to provide sufficient education’ case. Securely disposed of – cross shredded |
| Statement of SEN maintained under Section 324 of the Education Act 1996 or an EHCP maintained under Section 37 of the Children and Families Act 2014 (and any amendments to the statement or plan) | 25 years after the student’s date of birth (as stated on the student’s record) | Securely disposed of, unless it is subject to a legal hold. |

Commented [OA8]: Do we??

| | | |
|---|---|---|
| Information and advice provided to parents regarding SEND | 25 years after the student's date of birth (as stated on the student's record) | Securely disposed of, unless it is subject to a legal hold. |
| Accessibility strategy | 25 years after the student's date of birth (as stated on the student's record) | Securely disposed of, unless it is subject to a legal hold. |
| Curriculum management | | |
| SATs results | 25 years after the student's date of birth (as stated on the student's record) | Securely disposed of. |
| Examination papers | Until the appeals/validation process has been completed | Securely disposed of. |
| Published Admission Number (PAN) Reports | Current academic year, plus six years | Securely disposed of. |
| Value added and contextual data | Current academic year, plus six years | Securely disposed of. |
| Self-evaluation forms | Current academic year, plus six years | Securely disposed of. |
| Students' work | Returned to students at the end of the academic year, or retained for the current academic year, plus one year | Securely disposed of. |
| Extra-curricular activities | | |
| Parental consent forms for school trips where no major incident occurred | Until the conclusion of the trip | Securely disposed of. |
| Parental consent forms for school trips where a major incident occurred This defined through Norfolk County Council's Evolve procedures. | 25 years after the student's date of birth on the student's record (permission slips of all students on the trip will also be held to show that the rules had been followed for all students) | Securely disposed of. |

Appendix 3 3. Retention of staff records

3.1 The table below outlines the school's retention period for staff records and the action that will be taken after the retention period, in line with any requirements.

3.2 Electronic copies of any information and files will also be destroyed in line with the retention periods below.

| Type of file | Retention period | Action taken after retention period ends |
|---|---|---|
| Operational | | |
| Staff members' personal files | Termination of employment, plus six years | Securely disposed of. |
| Annual appraisal and assessment records | Current academic year, plus five years | Securely disposed of. |
| Recruitment | | |
| Records relating to the appointment of a new Headteacher | Date of appointment, plus six years | Securely disposed of. |
| Records relating to the appointment of new members of staff (unsuccessful candidates) | Date of appointment of successful candidate, plus six months | Securely disposed of. |
| Records relating to the appointment of new members of staff (successful candidates) | Relevant information added to the member of staff's personal file and other information retained for six months | Securely disposed of. |
| Proof of identity as part of the enhanced DBS check | After identity has been proven | Reviewed and a note kept of what was seen and what has been checked – if it is necessary to keep a copy this will be placed on the staff member's personal file, if not, it will be securely disposed of. |
| Evidence of right to work in the UK | Added to staff personal file or, if kept separately, termination of employment, plus no longer than two years. | Securely disposed of. |
| Disciplinary and grievance procedures | | |
| Child protection allegations, including where the allegation is unproven | Added to staff personal file, and until the individual's normal retirement age, or ten years | Reviewed and securely disposed of – shredded. |

| | | |
|--|---|--|
| | from the date of the allegation – whichever is longer. If allegations are malicious, they are removed from personal files. | |
| Oral warnings | Date of warning, plus six months. | Securely disposed of – if placed on personnel file, removed from file. |
| Written warning – Level 1 | Date of warning, plus six months | Securely disposed of – if placed on personal file, removed from file. |
| Written warning – Level 2 | Date of warning, plus 12 months | Securely disposed of – if placed on personal file, removed from file. |
| Final warning | Date of warning, plus 18 months | Securely disposed of – if placed on personal file, removed from file. |
| Records relating to unproven incidents | Conclusion of the case, unless the incident is child protection related and is disposed of, as above. | Securely disposed of. |

Securely disposed of means cross shredding

Appendix 4

4. Retention of senior leadership and management records

4.1 The table below outlines the school's retention periods for senior leadership and management records, and the action that will be taken after the retention period, in line with any requirements.

Electronic copies of any information and files will also be destroyed in line with the retention periods below.

| Type of file | Retention period | Action taken after retention period ends |
|--|---|---|
| Governing Board | | |
| Agendas for the Advisory Board meetings | One copy alongside the original set of minutes – all others disposed of without retention | Securely disposed of. |
| Original, signed copies of the minutes of the Advisory Board meetings | Permanent | |
| Printed inspection copies of the minutes of Advisory Board meetings (all now kept electronically on the secure website, GovernorHub) | Date of meeting, plus three years | If printed, shredded if they contain any sensitive and personal information. |
| Reports presented to the Advisory Board | Minimum of six years, unless they refer to the individual reports – these are kept permanently. | Securely disposed of or, if they refer to individual reports, retained with the signed, original copy of minutes. |
| Terms of Reference | Permanent | |
| Business Continuity Plan and action plans created and administered by the Directors. | Duration of the action plan, plus three years | Securely disposed of. |
| Policy documents created and administered by the Advisory Board | Duration of the policy, plus three years | Securely disposed of. |
| Records relating to complaints dealt with by the Directors. | Date of the resolution of the complaint, plus a minimum of six years | Reviewed for further retention in case of contentious disputes, then securely disposed of. |

Commented [OA9]: Do we have these?

Commented [OA10]: Are these administered by the AB?

Commented [OA11]: Are these administered by the AB?

Commented [OA12]: Are these administered by the AB?

| | | |
|---|--|------------------------------------|
| Annual reports created under the requirements of The Education (Governors' Annual Reports) (England) (Amendment) Regulations 2002 | Date of report, plus ten years | Securely disposed of. |
| Proposals concerning changing the status of the school | Date proposal accepted or declined, plus three years | Securely disposed of. |
| Headteacher and Senior Leadership Team (SLT) | | |
| Minutes of SLT meetings and the meetings of other internal administrative bodies | Date of the meeting, plus three years | Reviewed and securely disposed of. |
| Reports created by the Headteacher or SLT | Date of the report, plus a minimum of three years | Reviewed and securely disposed of. |
| Records created by the Headteacher, deputy Headteacher and other members of staff with administrative responsibilities | Current academic year, plus six years | Reviewed and securely disposed of. |
| Correspondence created by the Headteacher, deputy Headteacher and other members of staff with administrative responsibilities | Date of correspondence, plus three years | Reviewed and securely disposed of. |
| Professional development plan | Duration of the plan, plus six years | Securely disposed of. |
| School development plan | Duration of the plan, plus three years | Securely disposed of. |

Commented [OA13]: ??

Commented [u14R13]: These two entries should I think be deleted

Commented [OA15]:

Commented [OA16]:

Appendix 5

5. Retention of health and safety records

5.1 The table below outlines the school's retention periods for health and safety records, and the action that will be taken after the retention period, in line with any requirements.

5.2 Electronic copies of any information and files will also be destroyed in line with the retention periods below.

| Type of file | Retention period | Action taken after retention period ends |
|---|--|--|
| Health and Safety | | |
| Health and safety policy statements | Duration of policy, plus three years | Securely disposed of. |
| Health and safety risk assessments | Duration of risk assessment, plus three years | Securely disposed of. |
| Records relating to accidents and injuries at work | Date of incident, plus 12 years. In the case of serious accidents, a retention period of 15 years is applied | Securely disposed of. |
| Accident reporting – adults | Date of the incident, plus six years | Securely disposed of. |
| Accident reporting – students | 25 years after the student's date of birth, on the student's record | Securely disposed of. |
| Control of substances hazardous to health | Current academic year, plus 40 years | Securely disposed of. |
| Information relating to areas where employees and persons are likely to come into contact with asbestos | Date of last action, plus 50 years | Securely disposed of. |
| Fire precautions log book | Current academic year, plus six years | Securely disposed of. |

Commented [OA17]: Is there asbestos here?

Commented [u18R17]: You may have in the building fabric which would only be exposed if renovation work is being done so the statement should stay

Appendix 6

6. Retention of financial records

- 6.1 The table below outlines the school's retention periods for financial records and the action that will be taken after the retention period, in line with any requirements.
- 6.2 Electronic copies of any information and files will also be destroyed in line with the retention periods below.

| Type of file | Retention period | Action taken after retention period ends |
|---|--|--|
| Payroll pensions | | |
| Maternity pay records | Current academic year, plus three years | Securely disposed of. |
| Records held under Retirement Benefit Schemes (Information Powers) Regulations 1995 | Current academic year, plus six years | Securely disposed of. |
| Risk management and insurance | | |
| Employer's Liability Insurance Certificate | Closure of the school, plus 50 years | Securely disposed of. |
| Asset management | | |
| Inventories of furniture and equipment | Current academic year, plus six years | Securely disposed of. |
| Burglary, theft and vandalism report forms | Current academic year, plus six years | Securely disposed of. |
| Accounts and statements including budget management | | |
| Annual accounts | Current academic year, plus six years | Disposed of against common standards. |
| Loans and grants managed by the school | Date of last payment, plus 12 years | Information is reviewed then securely disposed of. |
| All records relating to the creation and management of budgets | Duration of the budget, plus three years | Securely disposed of. |
| Invoices, receipts, order books, requisitions and delivery notices | Current financial year, plus six years | Securely disposed of. |
| Records relating to the collection and banking of monies | Current financial year, plus six years | Securely disposed of. |

Commented [OA19]: ??

Commented [OA20]: ??

| | | |
|---|--|-----------------------|
| Records relating to the identification and collection of debt | Current financial year, plus six years | Securely disposed of. |
| Contract management | | |
| All records relating to the management of contracts under the seal. | Last payment on the contract, plus 12 years | Securely disposed of. |
| All records relating to the management of contracts under signature | Last payment on the contract, plus six years | Securely disposed of. |
| All records relating to the monitoring of contracts | Current academic year, plus two years | Securely disposed of. |
| School fund | | |
| Cheque books, paying in books, ledgers, invoices, receipts, bank statements and journey books | Current academic year, plus six years | Securely disposed of. |
| School meals | | |
| Free school meals registers | Current academic year, plus six years | Securely disposed of. |

Appendix 7

7. Retention of other school records

- 7.1 The table below outlines the school's retention periods for any other records held by the school, and the action that will be taken after the retention period, in line with any requirements.
- 7.2 Electronic copies of any information and files will also be destroyed in line with the retention periods below.

| Type of file | Retention period | Action taken after retention period ends |
|--|---|--|
| Property management | | |
| Title deeds of properties belonging to the school | Permanent | Transferred to new owners if the building is leased or sold. |
| Plans of property belonging to the school | For as long as the building belongs to the school | Transferred to new owners if the building is leased or sold |
| Leases of property leased by or to the school | Expiry of lease, plus six years | Securely disposed of. |
| Records relating to the letting of school premises | Current financial year, plus six years | Securely disposed of. |
| Maintenance | | |
| All records relating to the maintenance of the school carried out by contractors | Current academic year, plus six years | Securely disposed of. |
| All records relating to the maintenance of the school carried out by school employees | Current academic year, plus six years | Securely disposed of. |
| Operational administration | | |
| Records relating to the creation and publication of the school brochure and/or prospectus | Current academic year, plus three years | Disposed of against common standards. |
| Records relating to the creation and distribution of circulars to staff, parents or students | Current academic year, plus one year | Disposed of against common standards. |

| | | |
|--|---------------------------------------|---------------------------------------|
| Newsletters and other items with short operational use | Current academic year, plus one year | Disposed of against common standards. |
| Visitors' books and signing-in sheets | Current academic year, plus six years | Reviewed then securely disposed of. |
| Records relating to the creation and management of parent/teacher associations and/or old student associations | Current academic year, plus six years | Reviewed then securely disposed of. |

Appendix 8

Privacy Notice Covid-19 – Track and Trace

Responding to the Coronavirus advice from the Government is an obligation on all schools in England. The development of the NHS 'Track and Trace' scheme is a key part of the government plan to manage Coronavirus.

As more pupils are returning to our schools, the safety and wellbeing of pupils, staff and their families is a priority. Planning to manage a safe return is in place, however our responsibility extends beyond the school gates.

We hold a lot of data, and it may be necessary for us to share that data on request from NHS Track and Trace workers. We will do this and will play our part in making this process as effective as possible.

It is likely that we will be asked to provide contact details if a case of Coronavirus or a suspected case arises in our school. There is an obligation to support the government planning and we will provide details as requested to do this.

Our first response will be to try and contact individuals directly ourselves to manage information and data sharing. However, we will be sharing data on the basis that this is a Public Duty (see below) and that in the case of any health data it is necessary for the public interest, as set out. Please be assured that we will keep a record of information that we share.

This Privacy Notice should be read in alongside the other GDPR and Data Protection on our website. If you have any questions, please contact the school office.

NHS Test and Trace and the Law

The law on protecting personally identifiable information, known as the General Data Protection Regulation (GDPR), allows Public Health England to use the personal information collected by NHS Test and Trace.

The section of the GDPR that applies is:

Article 6(1)(e) 'processing is necessary for the performance of a task carried out in the public interest or in the exercise of official authority vested in the controller'

As information about health is a special category of personal information, a further section of the GDPR applies:

Article 9(2)(i) 'processing is necessary for reasons of public interest in the area of public health, such as protecting against serious cross-border threats to health or ensuring high standards of quality and safety of healthcare'

Public Health England also has special permission from the Secretary of State for Health and Social Care to use personally identifiable information without people's consent where this is in the public interest. This is known as 'Section 251' approval and includes the use of the information collected by NHS Test and Trace to help protect the public from coronavirus. The part of the law that applies here is Section 251 of the National Health Service Act 2006 and the associated Health Service (Control of Patient Information) Regulations 2002.

Appendix 9

Privacy Notice – school or college representative contact details for managing delivery of Covid-19 testing

Purpose of processing personal data

To enable Covid-19 testing to be delivered by schools and colleges and supported by the Department for Education (DfE), the DfE needs to process personal data of a designated representative for each school or college. DfE will only use the personal data that is collected from the school or college specifically for the purpose of supporting the delivery of Covid-19 testing in schools and colleges, including the maintenance of an audit record of delivery. A school or college should share this Privacy Notice with their designated representative to ensure the individual is informed of the processing of their personal data by the DfE.

Personal data involved in the process

A school or college will supply to DfE the following information about a designated representative for the above purpose:

- Name of individual
- Work email address
- Work mobile telephone number

linked to the identity (Unique Registration Number) of the school or college

Lawful basis for processing the personal data

When the school or college supplies the personal data to the DfE for the above purpose, the DfE becomes a Data Controller of that data. The DfE processes the personal data as part of its legitimate interest, supporting schools and colleges in the delivery of their public health duty. The DfE will only process the minimum of personal data required to meet the above purpose.

Data sharing partners

The personal data is securely shared by DfE with a third-party data sharing partner (SERCO, a delivery partner of the Department for Health and Social Care) who will only process the personal data on behalf of the DfE for the above purpose.

How we store the personal information

The information will only be stored and shared securely with the DfE's third-party data sharing partner for the above purpose. Only a restricted minimum of individuals within DfE and the third-party data sharing partner will access the personal information for the above purpose.

How long we process your personal data

The minimum of personal information will be retained by DfE and the third-party data sharing partner only for as long as necessary to fulfil the above purpose, following which it will securely destroyed. DfE currently anticipates the information being retained for a minimum of 12 months.

Your Rights

Under data protection law, individuals have rights relating to their personal information, including:

Your right of access - You have the right to ask us for copies of your personal information.

Your right to rectification - You have the right to ask us to rectify personal information you think is inaccurate. You also have the right to ask us to complete information you think is incomplete.

Your right to erasure - You have the right to ask us to erase your personal information in certain circumstances.

Your right to restriction of processing - You have the right to ask us to restrict the processing of your personal information in certain circumstances.

Your right to object to processing - You have the right to object to the processing of your personal information in certain circumstances.

Your right to data portability - You have the right to ask that we transfer the personal information you gave us to another organisation, or to you, in certain circumstances.

You are not required to pay any charge for exercising your rights. If you make a request, we have one month to respond to you. Please contact us as described below if you wish to make a request.

Further information and how to make a request or complain

Further information about how the DfE processes personal data is published in the DfE's personal information charter. If you have any concerns about our use of your personal information or wish to make a request or complaint to the DfE please use the contact details published in our information charter.

You can also complain to the ICO if you are unhappy with how DfE uses your data.

The ICO's address:
Information Commissioner's Office
Wycliffe House
Water Lane
Wilmslow
Cheshire
SK9 5AF
Helpline number: 0303 123 1113