



**CHERRY**  
WILLINGHAM  
A PRIORY ACADEMY

## PRIVACY NOTICE

We **The Priory Federation of Academies Trust** are a data controller for the purposes of the UK GDPR and Data Protection Act 2018. We collect information from you and your parents/carers and may receive information about you from your previous school and the Learning Records Service.

### What is Personal Data:

'Personal data' means any information which identifies you as an individual. It may include your name but it may also be other information such as your date of birth, nationality and gender which when combined identify you. This information may be collected in a variety of ways, including electronically, in paper form, by telephone or in person.

### Data Protection Obligations

As a controller of your data, we are legally responsible for the personal data we collect and hold about you. One of our responsibilities is to tell you about the different ways in which we use your personal data – what information we collect, our legal basis for doing so, why we collect it, where we collect it from and whether and with whom we will share it. We also need to tell you about your rights in relation to your personal data.

We will comply with data protection law. This says that personal information we hold about you must be:

1. Used lawfully, fairly and in a transparent way.
2. Collected only for valid purposes that we have clearly explained to you and not used in any way that is incompatible with those purposes.
3. Relevant to the purposes we have told you about and limited only to those purposes.
4. Accurate and kept up to date.
5. Kept only as long as necessary and for the purposes we have told you about.
6. Kept securely.

### We hold this personal data and use it to:

We use personal data to manage your relationship with us as a student. Data protection laws require us to meet certain conditions before we are allowed to use your personal data, including having a "legal basis" for the processing.

**Headteacher:** Mrs K Evans

**Cherry Willingham Primary Academy** Lime Grove, Cherry Willingham, Lincoln, LN3 4BD

**Tel:** 01522 751148 **Email:** [admin@cherryprimary.co.uk](mailto:admin@cherryprimary.co.uk) **Web:** [www.cherryprimary.co.uk](http://www.cherryprimary.co.uk)

Cherry Willingham Primary Academy is part of The Priory Federation of Academies Trust. For further information please contact The Priory Federation of Academies Trust, Cross O'Cliff Hill, Lincoln LN5 8PW **Telephone:** 01522 889977  
Registered Company No: 6462935. DfE Registration No: 136194



Purpose	Legal basis
<p><b>For enrolment purposes</b></p> <p>We will use your personal information to:</p> <ul style="list-style-type: none"> <li>- Facilitate admission, registration and administration of education</li> <li>- Maintain the Trust's computerised student record system</li> </ul>	<p><b>Perform a task in the public interest</b></p> <p>The Trust will be processing personal data in its capacity as a public authority in connection with its main purpose of providing education</p>
<p><b>To deliver and administer your education</b></p> <p>We will use your personal information to:</p> <ul style="list-style-type: none"> <li>- Support your teaching and learning</li> <li>- Monitor and report on your progress</li> <li>- Communicate with you about your education</li> <li>- Deal with your exams and accreditations</li> <li>- Facilitate academic assessment and progression</li> <li>- Assess how well your school is doing</li> </ul>	<p><b>Perform a task in the public interest</b></p> <p>The Trust will be processing personal data in its capacity as a public authority in connection with its main purpose of providing education</p>
<p><b>Manage your student experience</b></p> <p>We will use your personal data to:</p> <ul style="list-style-type: none"> <li>- Provide appropriate pastoral care and guidance</li> <li>- Manage your use of facilities and participation at events</li> <li>- Supporting your health, safety and welfare requirements</li> <li>- Tell you about the opportunities and support available to you</li> <li>- Arrange funding for the placements of Students/Children through sharing information with the Local Authority (LA)</li> </ul>	<p><b>Perform a task in the public interest</b></p> <p>The Trust will be processing personal data in its capacity as a public authority in connection with its main purpose of providing education</p> <p><b>Vital Interests</b></p> <p>The Trust may process your personal data and transferred to the emergency services where this is required to protect your vital interest</p> <p><b>Consent</b></p> <p>Where we cannot rely on public interest legal bases, we will generally seek to obtain your consent to the processing of your personal data</p> <p><b>Safeguarding of children and individuals at risk</b></p> <p>There may be situations where we are unable to obtain consent to disclose personal data to third parties, but the Trust deems it necessary to safeguard children or individuals at risk</p>

Purpose	Legal basis
<p><b>Internal and statutory reporting and other legal obligations, including compliance with health and safety law and monitoring equality of opportunity and treatment</b></p> <p>We will use your personal information to:</p> <ul style="list-style-type: none"> <li>- Comply with our legal obligations</li> <li>- Produce statistics and research for internal and statutory reporting purposes</li> <li>- Monitor our compliance with our responsibilities under equalities legislation</li> </ul>	<p><b>Compliance with our legal obligation</b>  Much of the processing of your personal data in this context will be in order to comply with our legal obligations</p> <p><b>Performance of a task in the public interest</b>  The Trust will be processing personal data in its capacity as a public authority in connection with its main purpose of providing education</p>
<p><b>Marketing / publicity material</b></p> <p>We may take photographs or videos at any event or while you are participating in student life which may include images of you. These images will generally be used as part of the Trust's marketing / publicity materials and may be shared on the Trust's website.</p>	<p><b>Legitimate interest</b>  We will generally rely on our legitimate interest in promoting the Trust, its activities and its overall aims and objectives</p> <p><b>Consent</b>  Where we cannot rely on legitimate interest legal bases, we will generally seek to obtain your consent to the processing of your personal data</p>

Data Protection Impact Assessments (DPIA) are used by The Priory Federation of Academies Trust to help determine what data is needed in order to prevent any unnecessary collection of information.

We will also need to use your personal information in circumstances when the law allows us to do so, this includes where we need to comply with a legal obligation; where it is necessary for our legitimate interests (or those of a third party); where we need to protect your interests (or someone else's interests) and where it is in the public interest.

### Consent

Whilst the majority of information you provide to us is mandatory, some of it is provided to us on a voluntary basis. In line with UK laws on data protection we will seek consent from you and your parents/carers for any data collection where you have a choice. When we seek consent it will be made clear to you what data is being collected and its purpose. The Priory Federation of Academies Trust will always ask you to positively opt-in when giving consent, so your agreement is never assumed. If given, consent may be withdrawn at any time.

We will not give information about you to anyone outside the school without your consent unless the law and our rules allow us to.

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

- Personal information (such as name, date of birth (age), contact details, next of kin data)

- Photographs, CCTV footage and information from electronic means, such as a swipe card
- Personal characteristics (such as ethnicity, language, nationality and free school meal eligibility)
- Attendance information
- Assessment information (such as internal and external tests, student progress information and examination results, literacy / numeracy proficiency, marks)
- Medical information (information relating to your health such as allergies to food and medication a student might require)
- Special Education Needs and Disabilities information (such as specific learning difficulties)
- Behavioural information (such as rewards, achievements and exclusions)
- Child Protection information (such as safeguarding records)
- Post 16 information (such as destinations data, career aspirations, courses and grants)

### **Special category personal data**

Some of the personal data listed above is classed as being within 'special categories of personal data' under current data protection laws, for example information relating to your ethnicity or any disability. Access to, and the sharing of, this information is controlled very carefully. You will be given more details about our use of any special category personal data when we collect it from you.

### **Information from third parties**

We work closely with third parties (including, for example, funding and sponsorship partners, educational institutions, examination boards, overseas agents, business partners and compliance services and may receive information about you from them (including, in certain cases, special category personal data). In particular, we may receive any of the following information from third parties: examination or test results and other information in connection with your activities as a student.

### **Who we share your data with**

*We are required by law to pass some information about you to the Department for Education (DfE) and, in turn, this will be available for the use of the Local Authority.*

The DfE may also share pupil level personal data that we supply to them, with third parties. This will only take place where legislation allows it to do so and it is in compliance with the UK GDPR and the Data Protection Act.

Decisions on whether the DfE releases this personal data to third parties are subject to a robust approval process and are 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 level data, requestors must comply with strict terms and conditions covering the confidentiality and handling of data, security arrangements and retention and use of the data.

For more information on how this sharing process works, please visit: <https://www.gov.uk/guidance/national-pupil-database-apply-for-a-data-extract>

For information on which third party organisations (and for which project) pupil level data has been provided to, please visit: <https://www.gov.uk/government/publications/national-pupil-database-requests-received>

In the event that any personal information collected about you is transferred to any country outside the UK, appropriate measures will be taken to ensure that your information is treated by those third parties in a way that

is consistent with and which respects UK laws on data protection, including a contractual agreement with any relevant companies.

For educational and pastoral purposes your data may also be shared with:

Active8 Managed Technologies

Kidz Kitchen

Lincolnshire County Council

NHS Immunisation Team

NELI (LanguageScreen)

Nessy Learning Ltd

Scholarpack

Tapestry

Times Tables Rock Stars

Wrates

## COVID-19

COVID-19 is a notifiable disease and contact tracing of notifiable diseases (in this case COVID-19) is vitally important to reduce spread. Because of this, in the public interest, we may share your data with the Public Health Agency Schools Team. From January 2021 onwards, the government has introduced Rapid Testing in Schools and Colleges. Because of this your data may be shared with the DfE, NHS Test and Trace and the Department of Health and Social Care (DHSC). For more information on how the government will use your data please follow the [link](#) to their Data Privacy Notice.

## Your rights

Under certain circumstances, you have the following rights:

- A right to access personal data held by us about you
- A right to require us to rectify any inaccurate personal data held by us about you
- A right to require us to erase personal data held by us about you. This right will only apply where, for example, we no longer need to use the personal data to achieve the purpose we collected it for; or where you withdraw your consent if we are using your personal data based on your consent; or where you object to the way we process your data
- A right to restrict our processing of personal data held by us about you. This right will only apply where, for example, you dispute the accuracy of the personal data held by us; or where you would have the right to require us to erase the personal data but would prefer that our processing is restricted instead; or where we no longer need to use the personal data to achieve the purpose we collected it for, but we require the data for the purposes of dealing with legal claims
- A right to receive personal data which you have provided to us in a structured, commonly used and machine readable format. You also have the right to require us to transfer this personal data to another organisation.
- A right to object to our processing of personal data held by us about you
- A right to withdraw your consent where we are relying on it to use your personal data. Note that a withdrawal of consent will not affect the lawfulness of processing based on consent before its withdrawal
- A right to ask us not to use information about you in a way that allows computers to make decisions about you and ask us to stop

In certain circumstances, we may need to restrict your rights in order to safeguard the public interest (e.g. the prevention or detection of crime) and our interests (e.g. the maintenance of legal privilege).

## Storing your data (Data Retention)

Student data is held in line with The Priory Federation of Academies Trust's Records Management Policy.

We will only retain your personal information for as long as necessary to fulfil the purposes we collected it for, including any purposes of satisfying any legal, accounting or reporting requirements. Details of our retention periods can be found in our Records Management Policy.

After you leave the Trust, certain parts of your data may be retained as a permanent archival record for research purposes and to confirm your award and period of study.

## How we keep your data safe

Access to information is strictly controlled based on the role of the professional. All staff are required to undertake data protection training and comply with Trust security procedures.

Information about individuals is stored in secure databases which are encrypted. Data is not stored on individual devices but is stored on the central network.

## Automated decision making

We do not envisage that any decisions taken about you will be done using automated means, however we will notify you in writing if this position changes.

## Keeping information up to date

It is important that the personal information held about you is accurate and current. Please help us to do this by letting us know if your personal information changes.

## Data Protection Officer

We have appointed a data protection officer (DPO) to oversee compliance with this privacy notice. If you have any questions about this privacy notice or how we handle your personal information, please contact the DPO. The DPO can be contacted at [DPO@prioryacademies.co.uk](mailto:DPO@prioryacademies.co.uk).

## Contact

If you want to see a copy of the information about you that we hold and/or share or wish to discuss anything in this privacy notice, please contact [DPO@prioryacademies.co.uk](mailto:DPO@prioryacademies.co.uk).

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/>

If you need more information about how our local authority and/or DfE collect and use your information, please visit our local authority at <https://www.lincolnshire.gov.uk/local-democracy/information-and-data/> or the DfE website at <https://www.gov.uk/data-protection-how-we-collect-and-share-research-data>

If you are unable to access these websites, we can send you a copy of this information. Please contact the LA or DfE as follows:

Local Authority (LA)

Email: [democraticservices@lincolnshire.gov.uk](mailto:democraticservices@lincolnshire.gov.uk)

Department for Education (DfE)

Public Communications Unit

Department for Education

Sanctuary Buildings

Great Smith Street

London

SW1P 3BT

Website: [www.education.gov.uk](http://www.education.gov.uk)

Email: <http://www.education.gov.uk/help/contactus>

Telephone: 0370 000 2288

**Requesting access to your personal data**

Under data protection legislation, you have the right to request access to information that is held about you. In some circumstances, your parents/carers can make a request to access your information – this is outlined in the Trust's Data Protection Policy. To make a request for your personal information, or to be given access to your educational records, please contact [SAR@prioryacademies.co.uk](mailto:SAR@prioryacademies.co.uk).

If any of the data we hold on you is incorrect you can also request that data to be rectified. However, we are unable in most circumstances to erase any data we hold on you.

**CCTV**

We have installed CCTV in our Academies for the purposes of student, staff and public safety and crime prevention and detection. In all locations signs are displayed notifying you that CCTV is in operation and providing details of who to contact for further information.

We will only disclose CCTV images to others who intend to use the images for the purposes stated above. CCTV will not be released to the media for entertainment purposes or placed on the internet.