

Privacy Notices

Barnet Special Education Trust

Privacy notice for parents/carers

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

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

We, Barnet Special Education Trust, Oak Lodge School, Heath View, London N2 0QY, are the 'data controller' for the purposes of data protection law.

Our DPO service is provided by:

Satswana, Tulip Trees, Church Road, St. Johns, Woking, Surrey GU21 7QN; tel. 07891 223443

The personal data we hold

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

- Contact details, contact preferences, date of birth, identification documents
- Results of internal assessments and externally set tests
- Student and curricular records
- Characteristics, such as ethnic background, eligibility for free school meals, or special educational needs
- Exclusion information
- Details of any medical conditions, including physical and mental health
- Attendance information
- Safeguarding information
- Details of any support received, including care packages, plans and support providers
- Photographs
- CCTV images captured in school

We may also hold data about students that we have received from other organisations, including other schools, local authorities and the Department for Education.

Why we use this data

We use this data to:

- Support student learning
- Monitor and report on student progress
- Provide appropriate pastoral care
- Protect student welfare
- Administer admissions requests

- Carry out research
- Assess the quality of our services
- Comply with the law regarding data sharing

Our legal basis for using this data

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

- We need to comply with a legal obligation
- We need it to perform an official task in the public interest

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

- We have obtained consent to use it in a certain way
- We need to protect the individual's vital interests (or someone else's interests)

Where we have obtained consent to use students' personal data, this consent can be withdrawn at any time. We will make this clear when we ask for consent, and explain how consent can be withdrawn.

Some of the reasons listed above for collecting and using students' personal data overlap, and there may be several grounds that justify our use of this data.

Collecting this information

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

Whenever we seek to collect information from you or your child, we make it clear whether providing it is mandatory or optional. If it is mandatory, we will explain the possible consequences of not complying.

How we store this data

We keep personal information about students while they are attending education settings managed by Barnet Special Education Trust. We may also keep it beyond their attendance at our provisions if this is necessary in order to comply with our legal obligations. We retain records in accordance with the [Information and Records Management Society's toolkit for schools](#), which sets out how long we keep information about students.

Data sharing

We do not share information about students 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 data protection law) we may share personal information about students with:

- The student's family and representatives – so they may play a full part in the educational provision of their child;

- Local authorities who commission places in our schools and provisions – to meet our legal obligations to share certain information with them, such as Special Educational Needs, safeguarding concerns and exclusions;
- The Department for Education – to provide statutory data collections such as the school census;
- Ofsted – to enable them to undertake their statutory duties for quality assurance of our services;
- Examining bodies – to enable our students to access and achieve recognised educational and vocational qualifications;
- Suppliers and service providers – to advance the safeguarding and educational opportunities of students in our provisions;
- Health authorities, health and social welfare organisations – to protect and advance the health and wellbeing of students in our care;
- Professional advisers and consultants, charities and voluntary organisations - in order to advance the educational opportunities of students in our provisions;
- Research organisations – in order to support the wider development of academic knowledge and education practice to the long-term benefit of students in our provisions;
- Police forces, courts, tribunals, other security organisations – to meet our legal and statutory duties and obligations.

National Student Database

Our schools are required to provide information about students to the Department for Education as part of statutory data collections such as the school census.

Some of this information is then stored in the [National Student Database](#) (NPD), which is owned and managed by the Department and provides evidence on school performance to inform research.

The database is held electronically so it can easily be turned into statistics. The information is securely collected from a range of sources including schools, local authorities and exam boards.

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

For more information, see the Department’s webpage on [how it collects and shares research data](#).

You can also [contact the Department for Education](#) with any further questions about the NPD.

Youth support services

Once students in our schools or other settings reach the age of 13, we are legally required to pass on certain information about them to their relevant local authority or youth support services provider, as they have legal responsibilities regarding the education or training of 13-19 year-olds.

This information enables it to provide youth support services, post-16 education and training services, and careers advisers.

Parents/carers, or students once aged 16 or over, can contact our data protection officer to request that we only pass the individual’s name, address and date of birth to their relevant local authority or youth support services provider.

Transferring data internationally

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.

Parents and students' rights regarding personal data

Individuals have a right to make a **'subject access request'** to gain access to personal information that their school or setting holds about them.

Parents/carers can make a request with respect to their child's data where the child is not considered mature enough to understand their rights over their own data, or where the child has provided consent.

Children aged 12 and above are generally regarded to be mature enough to understand their rights and the implications of a subject access request. In this trust's schools and other settings, children and young people have not always made the developmental progress that would ensure understanding of their rights and the implications of a subject access request. Therefore, subject access requests from parents or carers of students in our schools and other settings may often be granted without the express permission of the student. However, this is not a rule and a student's ability to understand their rights will always be judged on a case-by-case basis.

Parents also have the right to make a subject access request with respect to any personal data a school or setting holds about them.

If you make a subject access request, and if we do hold information about you or your child, 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 or your child
- 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

Individuals also have the right for their personal information to be transmitted electronically to another organisation in certain circumstances.

If you would like to make a request please contact our data protection officer.

Parents of students who attend schools controlled by academy trusts do not have an automatic right to access their child's educational record. Each school or other educational setting in our Multi Academy Trust will decide on a case-by-case basis whether to grant such requests based on an assessment of the student's ability to understand the request, and will bear in mind guidance issued from time to time from the Information Commissioner's Office (the organisation that upholds information rights).

Other rights

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

- Object to the use of personal data if it would cause, or is causing, damage or distress

- Prevent it being used to send direct marketing
- Object to 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
- Claim compensation for damages caused by a breach of the data protection regulations

To exercise any of these rights, please contact our data protection officer.

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/concerns/>
- 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**:

Our DPO service is provided by:

Satswana, Tulip Trees, Church Road, St. Johns, Woking, Surrey GU21 7QN; tel. 07891 223443

This notice is based on the [Department for Education's model privacy notice for students, amended for parents and to reflect the way we use data in this school.](#)