



# Winterbourne Junior Girls' School

## Privacy Notice for Staff

### Privacy notice for: Use of your personal data

#### **1. Introduction**

Under data protection law, individuals have a right to be informed about how our 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 individuals we employ, or otherwise engage to work at our school.

We, Winterbourne Junior Girls' School at Winterbourne Road, Thornton Heath, Surrey CR7 7QT, telephone 020 8684 3532, are the 'data controller' for the purposes of data protection law. Our Data Protection Officer is [Emma Wilson](#) (see 'Contact us' below).

#### **2. The personal data we hold**

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

- Contact details
- Date of birth, marital status and gender
- Next of kin and emergency contact numbers
- Salary, annual leave, pension and benefits information
- Bank account details, payroll records, National Insurance number and tax status information
- Recruitment information, including copies of right to work documentation, references and other information included in a curriculum vitae or cover letter or as part of the application process
- Qualifications and employment records, including work history, job titles, working hours, training records and professional memberships
- Disclosure and Barring Information
- Performance information
- Outcomes of any disciplinary and/or grievance procedures
- Absence data
- Copy of driving licence
- Data about your use of the school's information and communications system

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

- Any health conditions you have that we need to be aware of
- Sickness records
- Photographs and CCTV images captured in school
- Trade union membership

We may also collect, use, store and share (when appropriate) information about criminal convictions and offences. We may also hold data about you that we have received from other



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organisations, including other schools and social services, and the Disclosure and Barring Service in respect of criminal offence data.

### 3. Why we use this data

We use the data listed above to:

- a) Enable you to be paid
- b) Facilitate safe recruitment, as part of our safeguarding obligations towards pupils
- c) Support effective performance management
- d) Inform our recruitment and retention policies
- e) Allow better financial modelling and planning
- f) Enable equalities monitoring
- g) Improve the management of workforce data across the sector
- h) Support the work of the School Teachers' Review Body

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

Where you have given us consent to do so, we may send you marketing information by email or text promoting school events, campaigns, charitable causes or services that may be of interest to you. You can withdraw consent or 'opt out' of receiving these emails and/or texts at any time by contacting us (see 'Contact us' below).

#### 3.2 Use of your personal data in automated decision making and profiling

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

### 4. Our lawful basis for using this data

Our lawful bases for processing your personal data for the purposes listed in section 3 above are as follows:

- For the purposes of a), b), c), d), e), f), g), h), in accordance with the 'public task' basis – we need to process data to fulfil our statutory function as a school as set out here by:
  - The Department for Education (DfE) under section 5 of the Education (Supply of Information about the School Workforce) (England) Regulations 2007 and amendments
  - All other regulations concerning the regulation and duties of maintained schools in England.
- For the purposes of b), c), d), e), f), g), h), in accordance with the 'legal obligation' basis – we need to process data to meet our responsibilities under law as set :
  - DfE under section 5 of the Education (Supply of Information about the School Workforce) (England) Regulations 2007 and amendments.
  - All other regulations concerning the regulation and duties of maintained schools in England.
- For the purposes of b), c), d), e), f), g), h), in accordance with the 'consent' basis – we will obtain consent from you to use your personal data
- For the purposes of b), c), d), e), f), g), h),, in accordance with the 'vital interests' basis – we will use this personal data in a life-or-death situation



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- For the purposes of a), b), c), d), f), in accordance with the 'contract' basis – we need to process personal data to fulfil a contract with you or to help you enter into a contract with us
- For the purposes of b), c), d), e), f), g), h), in accordance with the 'legitimate interests' basis – where there's a minimal privacy impact and we have a compelling reason, including but not limited to:
  - You have applied for another position and references are required as part of safer recruitment
  - Your marital status has changed and we are obliged to inform a government office about this

Where you have provided us with consent to use your data, you may withdraw this consent at any time. We will make this clear when requesting your consent, and explain how you would go about withdrawing consent if you wish to do so.

### 4.1 Our basis for using special category data

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

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

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

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



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### 5. Collecting this data

While the majority of information we collect about you is mandatory, there is some information that can be provided voluntarily. Whenever we seek to collect information from you, we make it clear whether you must provide this information (and if so, what the possible consequences are of not complying), or whether you have a choice.

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

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

### 6. How we store this data

We keep personal information about you while you work at our school. We may also keep it beyond your employment at our school if this is necessary. Our Data Retention Policy sets out how long we keep information about staff. This is available on request from the DPO (see Contact us).

We have put in place appropriate security measures to prevent your personal information from being accidentally lost, used or accessed in an unauthorised way, altered or disclosed. We will dispose of your personal data securely when we no longer need it/required to keep it by law.

### 7. Who we share data with

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

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

- Our local authority, Croydon– to meet our legal obligations to share certain information with it, such as safeguarding concerns and information about head teacher performance and staff dismissals
- Government departments or agencies
  - The DfE to meet our legal obligations to share information linked to performance data
  - The DfE to complete our legal obligations, for completing the school workforce census
- Our regulator, Ofsted in order to comply with our public task
- Your family or representatives- to carry out our public task in the event of an emergency
- Other staff members- to carry out our public tasks, for example having access to your school email address so that information can be shared effectively
- Suppliers and service providers, for example:
  - Pabulum, catering company
  - Liberata, payroll company
  - Octavo (London Borough of Croydon) for ICT and HR services
  - Teacher Pensions Scheme and Local Government Pensions Scheme, through Croydon
  - Basic data with training providers
- Financial organisations
- Our auditors to meet our legal obligations to UK finance law



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- Survey and research organisations to meet our legal obligation in relation to ‘freedom of information’ requests
- Health authorities Health and social welfare organisations to carry out our public task in line with our attendance management policy with organisations such as occupational health
- Security organisations in order to keep our school secure and under the lawful basis of public task, we pass on certain staff member information so that they can be contacted if necessary (such as key holder information)
- Health and social welfare organisations to carry out our public task in line with our attendance management policy with organisations such as occupational health
- Professional advisers and consultants
- Charities and voluntary organisations
- Police forces, courts, tribunals to meet our legal obligations to share certain information with it, such as safeguarding concerns or to carry out our public task in relation to a tribunal
- The governors to carry out our public task within the school and remain accountable to them for finance and personnel issues.

### 7.1 Transferring data internationally

We may share personal information about you with the following international third parties outside of the European Economic Area, where different data protection legislation applies. Where we transfer your personal data to a country or territory outside the European Economic Area, we will do so in accordance with data protection law. In cases where we have to set up safeguarding arrangements to complete this transfer, you can get a copy of these arrangements by contacting us.

## 8. Your rights

### 8.1 How to access personal information that we hold about you

You have a right to make a ‘subject access request’ to gain access to personal information that we hold about you.

If you make a subject access request, and if we do hold information about you, we will (subject to any exemptions that may apply):

- Give you a description of it
- Tell you why we are holding and processing it, and how long we will keep it for
- Explain where we got it from, if not from you
- Tell you who it has been, or will be, shared with
- Let you know whether any automated decision-making is being applied to the data, and any consequences of this
- Give you a copy of the information in an intelligible form

You may also have the right for your personal information to be transmitted electronically to another organisation in certain circumstances. If you would like to make a request, please contact us (see ‘Contact us’ below).

### 8.2 Your other rights regarding your data

Under data protection law, you have certain rights regarding how your personal data is used and kept safe. For example, you have the right to:



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- Object to our use of your personal data
- Prevent your data being used to send direct marketing
- Object to and challenge the use of your personal data for decisions being taken by automated means (by a computer or machine, rather than by a person)
- In certain circumstances, have inaccurate personal data corrected
- In certain circumstances, have the personal data we hold about you deleted or destroyed, or restrict its processing
- In certain circumstances, be notified of a data breach
- Make a complaint to the Information Commissioner's Office
- Claim compensation for damages caused by a breach of the data protection regulations

To exercise any of these rights, please contact us (see 'Contact us' below).

### 9. 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.

Alternatively, you can make a complaint to the Information Commissioner's Office:

- Report a concern online at <https://ico.org.uk/make-a-complaint/>
- Call 0303 123 1113
- Or write to: Information Commissioner's Office, Wycliffe House, Water Lane, Wilmslow, Cheshire, SK9 5AF

### 10. 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**:

- **Emma Wilson**, Data Protection Officer for Winterbourne Junior Girls' School, by telephone on: **020 8684 352**, or by email at:
  - [office@winterbournegirls.croydon.sch.uk](mailto:office@winterbournegirls.croydon.sch.uk) for general enquiries
  - [dataprotection@winterbournegirls.croydon.sch.uk](mailto:dataprotection@winterbournegirls.croydon.sch.uk) for subject access requests/complaints



# Winterbourne Junior Girls' School Privacy Notice for Staff

**Staff name:**

I have read and understood the Winterbourne Junior Girls' Privacy Notice for staff.

Signed

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Dated

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