



YSGOL LLANFYLLIN

Polisi Diogelu Data Data Protection Policy

Uwch Arweinydd/Senior Leader: S Hunter

Cadeirydd y Llywodraethwyr/Chair of Governors: G Thomas

Llofnod/Signed: *G Thomas*

Dyddiad/Date: 15th October 2020

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Powys School / Early Years Provider Privacy Notice

In accordance with General Data Protection Regulation (GDPR) which comes into force on 25 May 2018, this notice sets out what your school or early years provider, the local authority (Powys County Council) and the Welsh Government does with the education related information that it receives about Children and Young People.

The information in this notice will be kept under review to incorporate any further changes communicated by the Information Commissioner's Office.

1. Background

The **school or early years provider** collects information about children and young people and their parents or legal guardians when children and young people enrol at the school or early years provider. The school or early years provider also collects information at other key times during the school year and may receive information from other schools or early years providers when children and young people transfer.

The **school or early years provider** processes the information it collects to administer the education it provides to children and young people. For example:

- the provision of educational services to individuals;
- monitoring and reporting on pupils'/children's educational progress;
- the provision of welfare, pastoral care and health services;
- the giving of support and guidance to children and young people, their parents and legal guardians;
- the organisation of educational events and trips;
- the planning and management of the school or early years provider.

Powys County Council collects information about children and young people and their parents or legal guardians when children and young people apply for admission to the school or early years provider. The local authority also has access to data collected by the school or early years provider for the same reasons listed above and for the following additional purposes:

- to monitor, challenge and provide support to schools and early years providers to improve performance and set credible targets
- to support schools and early years providers in the services delivered to children and young people
- to inform and support services provided by the Children and Young People's Partnership (CYPP) and the Powys Youth Service to young people and their families
- to carry out research and inform policy decisions including funding for schools and early years providers

- to monitor the quality and scope of data held by schools and early years providers and provide support to ensure the data held about children and young people is accurate and up-to-date

Upon receipt of the information from your school or early years provider the Local Authority (Powys County Council) becomes the Data Controller.

As data controllers, the school or early years provider and Powys County Council use the information received for the purposes listed above to enable them to carry out data processing necessary for the performance of a task carried out in the public interest and in the exercise of official authority

In addition, the **Welsh Government** receives information on pupils directly from schools normally as part of statutory data collections which consists of the following:

- Post-16 data collection
- Pupil Level Annual School Census (PLASC)
- Educated other than at school (EOTAS) pupil level collection
- National data collection (NDC)
- Attendance collection
- Welsh National Tests (WNT) data collection

In addition to the data collected as part of PLASC, the Welsh Government and Local Authorities also receive information regarding National Curriculum assessments, public examination results, and attendance data at individual pupil level which comes from Schools and /or Awarding Bodies (e.g. WJEC).

Upon receipt of the information from your school or early years provider and the Local Authority, the Welsh Government becomes the data controller.

2. What information is held by the school or early years provider and Powys County Council?

The sort of personal information that will be held includes:

- personal details such as name, address, date of birth, child/young person identifiers and contact details for parents and guardians;
- information on any special educational needs;
- information on performance in internal and national assessments and examinations;
- information on the ethnic origin and national identity of children and young people (this is used only to prepare summary statistical analyses);
- details about children's and young people's immigration status (this is used only to prepare summary statistical analyses);
- medical information needed to keep children and young people safe while in the care of the school/Early Years provider;
- information on attendance and any disciplinary action taken;
- information about the involvement of social services with individual children and young people where this is needed for the care of the child/young person

3. Who does the school or early years provider and Powys County Council share your information with?

Information held by the school or early years provider and Powys County Council on children and young people, their parents or legal guardians may also be shared with other organisations when the law allows and providing all appropriate steps are taken to keep the information secure, for example:

- other education and training bodies, including schools, when children and young people are applying for courses or training, transferring schools or seeking guidance on opportunities;
- bodies doing research for the Welsh Government, LA and schools/Early Years providers as long as steps are taken to keep the information secure;
- central and local government for the planning and provision of educational services;
- social services and other health and welfare organisations where there is a need to share information to protect and support individual children and young people;
- Management Information System (MIS) providers in order to ensure that system functionality and accuracy is maintained;
- The Council's approved suppliers of the schools 'cashless' system to ensure all pupils, parents & guardians with parental responsibility and school staff are able to use it as appropriate;
- Powys Teaching Health Board to support the provision of an effective School Nurse Service and other related health services for young people and their families;
- FFT Education Research Trust (<https://fft.org.uk/about-fft/>) for the maintenance of the secure on-line FFT Aspire resource for schools enabling thorough self-evaluation using extensive progress measures and effective target-setting for pupil achievement;
- GL Assessment (<https://www.gl-assessment.co.uk/about-us/>) for the administration of annual cognitive ability tests (CATs) and other similar diagnostic tools to support individual learning;
- The South West and Mid-Wales Education Consortium (ERW) to support regional statistical analysis as required by Welsh Government;
- various regulatory bodies, such as ombudsmen and inspection authorities, where the law requires that information be passed on so that they can do their work;
- The Office of National Statistics (ONS) in order to improve the quality of migration and population statistics.

Sharing personal information with curriculum-based software suppliers

The school or early years provider may provide limited personal (but not sensitive) information to external companies providing a curriculum-based resource (which may be on-line) which is deemed to have educational value. In these circumstances the school / early years provider will ensure that all reasonable precautions are taken to preserve the security of the data in line

with current legislation and that the external supplier meets all legal requirements regarding the handling of this data as specified in a formal written agreement between the school and the supplier.

The school or early years provider will endeavour to ensure that information is kept accurate at all times. Personal information will not be sent outside the United Kingdom unless it is protected by the enhanced security arrangements associated with the Welsh Government's digital learning platform – 'Hwb'.

Details are available at:

<http://gov.wales/topics/educationandskills/publications/guidance/information-governance-guidance-for-schools/?lang=en>

Companies and their applications currently used by the school / early years provider in this way are:

a) Name of Company 1 & application name & purpose

b) Name of Company 2 & application name & purpose

c) Name of Company 3 & application name & purpose

d) Name of Company 4 & application name & purpose

e) Name of Company 5 & application name & purpose

Continue as necessary

4. What information is received by Welsh Government?

Personal and special category information that will be collected and held includes:

- ✓ Some personal information about you, such as:
 - Name
 - Address
 - Date of birth
 - Gender
 - Ethnic group
 - Disability status
 - other health information
- ✓ Information on any additional learning needs;
- ✓ Information on performance in national assessments and examinations;
- ✓ Information from your school about your education
- ✓ Information on attendance

5. What is Welsh Government doing with your information?

As data controller, the Welsh Government uses the information received for the below purposes to enable us to carry out data processing necessary for the performance of a task carried out in the public interest and in the exercise of official authority:

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|--|---|
| <ul style="list-style-type: none">✓ For school performance reporting purposes, identifiable data will be shared back with the relevant schools✓ For statistical and research purposes which will help to inform, influence and improve education policy for the with planning services for people in Wales✓ To monitor the performance and how well the education services are being provided so that they can be improved✓ To help monitor and target funding effectively✓ For publication purposes which includes a range of statistical outputs on the Welsh Government website✓ School information published on My Local School website✓ Production of school and local authority level analysis for schools, LA's and consortia✓ Link with other datasets, including non-educational data sets, in order to inform wider education and social policies. Examples of data sets that we may link include data on students in further or higher education institutions, or employment and welfare data from The Department of Work and Pensions. We will only link data sets where the law allows us to do so✓ For research purposes wider than education we will use techniques that ensure the data are anonymised before any research takes place | <ul style="list-style-type: none">✗ No action will be taken in relation to you personally✗ Information will not be shared or combined in a way that could lead to you being identified, unless we are legally able to do so✗ No data could ever be published that would identify individual pupils |
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A full list of Welsh Government statistical publications can be viewed at: www.statswales.gov.wales

6. Who does Welsh Government share your information with?

Information held by the **Welsh Government** about children and young people, their parents, or legal guardians, may be shared upon request and where the law allows, with organisations linked to education and training and specified in Regulations made under section 537A of the Education Act. The Welsh Government will only share or link data where there is a legal requirement to do so.

Persons or Organisations Welsh Government share your personal information with:

- ✓ The local authority that maintains the school at which a pupil is or was registered
- ✓ The Office of Her Majesty's Chief Inspector of Education and Training in Wales (Estyn)
- ✓ Careers Wales
- ✓ Qualifications Wales
- ✓ Any body recognised by Qualifications Wales as a body awarding qualifications in Wales
- ✓ The Office for National Statistics
- ✓ The Education and Skills Funding Agency
- ✓ The Office of Qualifications and Examinations Regulation (Ofqual)
- ✓ Any body recognised by Ofqual in respect of the award or authentication of a specified qualification or description of qualification
- ✓ Any persons conducting research into the educational achievements of pupils and who require individual pupil information for that purpose
- ✓ Information collators which, for the purposes of or in connection with the functions of the Welsh Ministers relating to education, is responsible for collating or checking information relating to pupils

Welsh Government will only provide data for a specific purpose and for a limited time period, after which the organisation must confirm that it has been destroyed.

Any analysis produced must follow Welsh Government disclosure rules to ensure that individual pupils cannot be identified.

For research purposes wider than education, Welsh Government will use techniques that ensure the data are anonymised before any research takes place. Sharing of anonymised data is outside of the GDPR. Further information can be found on the Welsh Government website at:

www.gov.wales/School Data

7. How long will this data be kept?

Your school or early years provider, Powys County Council and Welsh Government will keep this data until the pupil's 25th birthday or for the duration of the criteria which underpin the statutory regulation. After this point the data will be anonymised in line with best practices and used only for statistical and research purposes.

8. Your rights under the GDPR

You have the right to:

- ✓ Have access to the personal data that your school or early years provider, Powys County Council and Welsh Government are processing about you;
- ✓ Require these organisations to rectify inaccuracies in that data;
- ✓ The right (in some circumstances) to object to processing on grounds relating to your particular situation;
- ✓ The right to restrict processing (in some circumstances)
- ✓ Lodge a complaint with the Information Commissioner who is the independent regulator for data protection.

For further information about the information which your school or early years provider, Powys County Council or Welsh Government holds and its use, or if you wish to exercise your rights under the GDPR, please see contact details below:

Your School or Early Years Provider: **Insert Name and full address of school / Early Years Provider Here**

Phone: **Insert phone no. of School / Early Years Provider**

Email Address: **Insert email of School / Early Years Provider**

Powys County Council:
Data Protection Schools
Information Compliance Team
County Hall
Llandrindod Wells
Powys LD1 5LG

Email Address: **Insert Compliance Team email address here**

Welsh Government
Data Protection
Officer:
Welsh Government
Cathays Park
CARDIFF CF10 3NQ

Email Address: Data.ProtectionOfficer@gov.wales

To contact the Information Commissioner's Office, please see details below:

Information Commissioner's Office: Wycliffe House
Water Lane
Wilmslow, Cheshire
SK9 5AF

Telephone - Helpline: 029 2067 8400 (Wales helpline) or 0303 123 1113 (UK helpline)

Website: www.ico.org.uk