



# PRIVACY NOTICE FOR THE WORKFORCE AT ENDEAVOUR LEARNING TRUST

Endeavour Learning Trust

## 1. INTRODUCTION

Endeavour Learning Trust (ELT) is the data controller of the personal information you provide to us. This means ELT determines the purposes for which, and the manner in which, any personal data relating to staff is to be processed.

For the purposes of this document 'we' means Burscough Priory Academy, Tarleton Academy, Northbrook Primary Academy and Wellfield High School.

Mrs Langton is the Data Protection Officer (DPO). Their role is to oversee and monitor the school's data processing practices and can be contacted on 01772 812644 or via [p.langton@endeavourlearning.org](mailto:p.langton@endeavourlearning.org)

Where necessary, third parties may be responsible for processing staff members' personal information. Where this is required, ELT places data protection requirements on third party processors to ensure data is processed in line staff members' privacy rights.

The categories of school workforce information that we collect, process, hold and share include:

- Personal information (such as name, employee or teacher number, national insurance number)
- Special categories of data including characteristics information such as gender, age, ethnic group
- Contract information (such as start dates, hours worked, post, roles and salary information)
- Work absence information (such as number of absences and reasons)
- Qualifications (and, where relevant, subjects taught)
- Fingertip scan for an automated biometric recognition system
- Photographs and videos
- Staff Performance Data (SchooliP, appraisal records and documents)

## 2. WHY WE COLLECT AND USE THIS INFORMATION

We use school workforce data to:

- enable the development of a comprehensive picture of the workforce and how it is deployed
- inform the development of recruitment and retention policies
- enable individuals to be paid
- for marketing, display, website and social media purposes
- for the Cashless Catering system
- to manage the CCTV process
- to manage the staff performance process
- arrange and hold virtual parent evenings.

### **3. THE LAWFUL BASIS ON WHICH WE PROCESS THIS INFORMATION**

On the 25th May 2018 the Data Protection Act 1998 will be replaced by the General Data Protection Regulation (GDPR). The condition for processing under the GDPR will be:

Article 6

1. Processing shall be lawful only if and to the extent that at least one of the following applies:
  - (c) Processing is necessary for compliance with a legal obligation to which the controller is subject;

Article 9

1. Processing of personal data revealing racial or ethnic origin, political opinions, religious or philosophical beliefs, or trade union membership, and the processing of genetic data, biometric data for the purpose of uniquely identifying a natural person, data concerning health or data concerning a natural person's sex life or sexual orientation shall be prohibited.
2. Paragraph 1 shall not apply if one of the following applies:
  - (j) Processing is necessary for archiving purposes in the public interest, scientific or historical research purposes or statistical purposes in accordance with Article 89(1) based on Union or Member State law which shall be proportionate to the aim pursued, respect the essence of the right to data protection and provide for suitable and specific measures to safeguard the fundamental rights and the interests of the data subject.

Education Act 2005 sections 113 and 114 - is a statutory requirement on schools and local authorities for the submission of the school workforce census return, including a set of individual staff records.

### **4. COLLECTING THIS INFORMATION**

Whilst the majority of information you provide to us is mandatory, some of it is provided to us on a voluntary basis. In order to comply with data protection legislation, we will inform you whether you are required to provide certain school workforce information to us or if you have a choice in this.

ELT regularly takes photographs and video images of members of staff whilst at school or away from the school site to celebrate school life. ELT may also employ a professional photography company to take images of staff. To comply with the General Data Protection Regulation, the Staff Photographic & Video Consent Form is completed.

## 5. STORING THIS INFORMATION

We hold school workforce data in line with the ELT GDPR Compliant Records Management Policy.

## 6. WHO WE SHARE THIS INFORMATION WITH

We routinely share this information with:

- our local authority
- the Department for Education (DfE)
- Dataplan / ePaysafe
- HCSS Budgeting Tool
- HMRC
- KiddiVouchers
- VeriCool as part of the automated recognition system for the purposes of implementing the cashless catering system.
- CCTV systems to address staff welfare, pupil safety, site security and to make evidence available to authorised investigatory bodies. ELT's CCTV Policy defines the roles and responsibilities, provides staff with clear guidance about their role whilst using the system and describes how data is stored & shared.
- School Cloud for the purposes of arranging and holding virtual parents evenings.

## 7. WHY WE SHARE SCHOOL WORKFORCE INFORMATION

We do not share information about workforce members with anyone without consent unless the law and our policies allow us to do so.

### **Local authority**

We are required to share information about our workforce members with our local authority (LA) under section 5 of the Education (Supply of Information about the School Workforce) (England) Regulations 2007 and amendments.

### **Department for Education (DfE)**

We share personal data with the Department for Education (DfE) on a statutory basis. This data sharing underpins workforce policy monitoring, evaluation, and links to school funding / expenditure and the assessment educational attainment.

We are required to share information about our pupils with the (DfE) under section 5 of the Education (Supply of Information about the School Workforce) (England) Regulations 2007 and amendments.

## 8. DATA COLLECTION REQUIREMENTS

The DfE collects and processes personal data relating to those employed by schools (including Multi Academy Trusts) and local authorities that work in state funded schools (including all maintained schools, all academies and free schools and all special schools including Pupil Referral Units and Alternative Provision). All state funded schools are required to make a census submission because it is a statutory return under sections 113 and 114 of the Education Act 2005

To find out more about the data collection requirements placed on us by the Department for Education including the data that we share with them, go to <https://www.gov.uk/education/data-collection-and-censuses-for-schools>.

The department may share information about school employees with third parties who promote the education or well-being of children or the effective deployment of school staff in England by:

- conducting research or analysis
- producing statistics
- providing information, advice or guidance

The department has robust processes in place to ensure that the confidentiality of personal data is maintained and there are stringent controls in place regarding access to it and its use. Decisions on whether DfE releases personal data to third parties are subject to a strict approval process and 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 securely store and handle the data

To be granted access to school workforce information, organisations must comply with its strict terms and conditions covering the confidentiality and handling of the data, security arrangements and retention and use of the data.

For more information about the department's data sharing process, please visit: <https://www.gov.uk/data-protection-how-we-collect-and-share-research-data>

To contact the department: <https://www.gov.uk/contact-dfe>

## 9. REQUESTING ACCESS TO YOUR PERSONAL DATA

Under data protection legislation, you have the right to request access to information about you that we hold. To make a request for your personal information, contact the DPO.

You also have the right to:

- object to processing of personal data that is likely to cause, or is causing, damage or distress
- prevent processing for the purpose of direct marketing
- object to decisions being taken by automated means
- in certain circumstances, have inaccurate personal data rectified, blocked, erased or destroyed; and
- claim compensation for damages caused by a breach of the Data Protection regulations

If you have a concern about the way we are collecting or using your personal data, we ask 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/>

### Further information

If you would like to discuss anything in this privacy notice, please contact the DPO.

## 10. PRIVACY NOTICE REVIEW

The Executive Headteacher and Chair of Trustees may need to review this Privacy Notice policy periodically so we recommend that you revisit this document from time to time.

Signed by:			
Mrs L Gwinnett	Executive Headteacher	Date	November 2020
Mrs H Dicker	Chair of Trustees		