

HOLLINGWORTH LEARNING TRUST GOVERNORS' & TRUSTEES' PRIVACY POLICY

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Approved By:	To be reviewed by Trustees every 12 months



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VERSION INFORMATION

Version	Reason for Update	Author	Date	Approved By:
1	Original Policy	S Collinge	Spring 2020	Headteacher
2	Review of document	S Collinge	Spring 2021	Headteacher
3	Review of document	S Collinge	Spring 2022	Trustees
4	Review of Document	S Collinge	Spring 2023	Trustees
5	Review & Updated Updates to sections 2, 3 & 4 to include filtering and monitoring, in line with KCSIE 2023	S Collinge	Spring 2024	Trustees

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1. Introduction

Under UK data protection law, individuals have a right to be informed about how our Hollingworth Learning Trust ("the Trust") 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 working with our trust in a voluntary capacity, including governors and trustees.**

Our Trust, Hollingworth Learning Trust, is the 'data controller' for the purposes of data protection law. Our Data Protection Officer is Ms Susan Collinge (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:

- Personal Information, including contact details and references.
- Evidence of qualifications.
- Employment details.
- Information about business and pecuniary interests.
- Information about your use of our information and communication systems, equipment and facilities (e.g. school computers).

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:

- Disclosed medical information, including any health conditions you have that we need to be aware of.
- Information about disability and access requirements
- Photographs and CCTV images captured in the Trust.

Please note, this list is not exhaustive. To access the current list of categories of information we process please contact the Data Protection Officer.

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 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) Establish and maintain effective governance.
- b) Meet statutory obligations for publishing and sharing governors' and trustees' details.
- c) Facilitate safe recruitment, as part of our safeguarding obligations towards pupils.
- d) Undertake equalities monitoring.
- e) Ensure that appropriate access arrangements can be provided for volunteers who require them.
- f) Make sure our information and communication systems, equipment, and facilities (e.g. school computers) are used appropriately, legally and safely.

3.1 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.

3.2 Use of your personal data for filtering and monitoring purposes.

While you're in our school, we may monitor your use of our information and communication systems, equipment and facilities (e.g. school computers). We do this so that we can:

- Comply with health and safety and other legal obligations.
- Comply with our policies (e.g. Child Protection Policy, IT Acceptable Use Policy) and our legal obligations.
- Keep our network(s) and devices safe from unauthorised access and prevent malicious software from harming our network(s).

4. Our lawful basis for using this data.

Under the General Data Protection Regulation (GDPR), 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)**, **(d)**, **(e)**, in accordance with the **'public task'** basis, collecting and processing data is necessary to perform tasks that trusts are required to perform as part of their statutory function.

For the purpose of **(c)** and **(f)** in accordance with the **'legal obligation'** basis, the Trust is required to collect and process data to meet our responsibilities under law as set out here:

- Safer Recruitment and Safeguarding obligations.

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.

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, via application forms, pre-employment checks and data checking forms, 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 secure while you volunteer at our Trust. We will also store your information securely beyond your work at our Trust for the set amount of time as shown in our data retention schedule. For more information on our data retention schedule and how we keep your data safe, please visit <http://irms.org.uk/page/SchoolsToolkit>

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.

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, Rochdale Borough Council** – to meet our legal obligations to share certain information with it, such as safeguarding concerns.
- **Government departments or agencies.**
- **Our regulator, Ofsted.**
- **Our auditors.**
- **Health authorities.**
- **Security organisations.**
- **Professional advisers and consultants.**
- **Charities and voluntary organisations.**
- **Police forces, courts, tribunals.**
- **Our suppliers and service providers.**

As part of the Trust's day to day procedures, it will share information about pupils to approved systems on the Trust's data ecosystem. To view the full list of Trust's systems please visit the Trust website www.hltrust.co.uk.

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:

- Other schools or educational establishments.
- Storage of trust data on app or cloud server providers.

Where your personal data is transferred 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.

Under data protection legislation, you have the right to request access to information 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:

- 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**:

- Ms Susan Collinge, Compliance Manager on 01706 292828 or via email at dpo@hltrust.co.uk
- In writing to the trust at:
Hollingworth Learning Trust
Suite 1, Floor 3,
Hafley Court
Buckley Road
Rochdale
OL12 9DJ
- Our Local Authority: <http://www.rochdale.gov.uk/>