



CENTRAL BRISTOL NURSERY SCHOOL FEDERATION

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 **pupils**.

We, The Limes Nursery School - Johnsons Road, Whitehall, Bristol, BS5 9AT, Rosemary Nursery School - Haviland House, St Jude's Flats, Bristol BS2 0DT and St Werburgh's Park Nursery School - Glenfrome Rd, St Werburgh's, Saint Werburgh's, Bristol BS2 9UX, are the 'data controller' for the purposes of data protection law.

Our data protection officer is BCC DPO (see 'Contact us' below).

The personal data we hold

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

- Contact details, contact preferences
- Date of birth, identification documents
- Results of internal assessments
- Pupil and curricular records
- Characteristics, such as ethnic background, or special educational needs
- Evidence of eligibility for free school meals, pupil premium and extended 30 hour entitlement (e.g. national insurance number)
- Information allowing us to process payments for services (e.g. email addresses for daycare)
- 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 and videos
- CCTV images captured in school

We may also hold data about pupils 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 pupil learning
- Monitor and report on pupil progress
- Provide appropriate care
- Protect pupil welfare
- Assess the quality of our services
- Administer admissions waiting lists
- Carry out research
- Comply with the law regarding data sharing

Our legal basis for using this data

We only collect and use pupils' 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 pupils' 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 pupils' 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 pupils' personal data overlap, and there may be several grounds which justify our use of this data.

Collecting this information

While the majority of information we collect about pupils 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 pupils while they are attending our school. We may also keep it beyond their attendance at our school if this is necessary in order to comply with our legal obligations. Our records retention (based in the Information and Records Management society's toolkit for schools) sets out how long we keep information about pupils.

Please contact the Headteacher if you wish to see a copy of this.

To see the retention policy please use this link: [Data protection and subject access requests \(bristol.gov.uk\)](https://www.bristol.gov.uk/data-protection-and-subject-access-requests)

Data sharing

We do not share information about pupils 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 pupils with:

- *Our local authority – to meet our legal obligations to share certain information with it, such as safeguarding concerns and exclusions*
- *The Department for Education*

- *The pupil's family and representatives*
- *Educators e.g the school they transfer to and examining bodies*
- *Our regulator Ofsted*
- *Suppliers and service providers – to enable them to provide the service we have contracted them for*
- *Financial organisations*
- *Central and local government*
- *Our auditors*
- *Survey and research organisations*
- *Health authorities*
- *Security organisations*
- *Health and social welfare organisations*
- *Professional advisers and consultants*
- *Charities and voluntary organisations*
- *Police forces, courts, tribunals*
- *Professional bodies*
- *HMRC if required e.g. in relation to the 30 hours or tax credits.*

National Pupil Database

We are required to provide information about pupils to the Department for Education as part of statutory data collections such as the school census and / or early year's census.

Some of this information is then stored in the [National Pupil 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 which 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.

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 pupils' rights regarding personal data

Individuals have a right to make a '**subject access request**' to gain access to personal information that the school 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 (usually under the age of 12), or where the child has provided consent.

Parents also have the right to make a subject access request with respect to any personal data the school 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/carers also have a legal right to access to their child's **educational record**. To request access, please contact the headteacher.

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**:

- BCC DPO – odp.schools@bristol.gov.uk

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

The General Data Protection Regulation (Regulation (EU) 2016/679) and Privacy Notice from Bristol City Council

The General Data Protection Regulation (Regulation (EU) 2016/679) (GDPR) puts in place certain safeguards regarding the use of data by organisations. GDPR gives rights to those (known as data subjects) about whom data is held. This includes:

- the right to be informed about when we collect and use your personal data

- the right to know why we collect your data and who you share it with
- the right to know how long we keep it for.

For the purposes of the Data Protection Legislation, Bristol City Council is the Data Controller and the Provider of the Free Entitlement data (e.g. the nursery or childminder) is another Data Controller. The only processing that your child's Provider is authorised to do with your or your child's data is listed in their contract with Bristol City Council. The use and privacy of your and your child's data is very important to Bristol City Council. [Bristol City Council's Data Protection Policy](#) and [Privacy Notice](#) are available online for your perusal.

The processing of your and your child's personal data (collected by your child's Provider), to enable the payment of the Free Entitlement constitutes a legal basis for processing (as an exercise of official authority vested in the controller - [GDPR Article 6\(1\)\(e\)](#)) and as such means your rights are affected. You will not be able to request:

- the right to erasure
- the right to portability
- the right to object.

This means that the only way to exclude your or your child's data in the data processing is not to use the service at all. Once used, you will not be able to request that the data is erased or forgotten.

Private, Independent and Voluntary Providers and Childminders are 'Data Controllers' in their own right and may provide you with a separate policy concerning The General Data Protection Regulation.

For further information on Bristol City Council's Documentation Retention policy, please see the link below:

[Data protection and subject access requests](#)