

## About this privacy notice

Resilience Multi Academy Trust (RMAT) is required by law to collect and process personal information about our learners. We are committed to being transparent about how we collect and use this information and to meet our data protection obligations.

This privacy notice provides you with information about how we collect and process personal information of our pupils and their parents/carers in accordance with the UK General Data Protection Regulation (UK GDPR) and the Data Protection Act 2018.

This privacy notice also covers the use of Artificial Intelligence (AI) systems which may process personal data as part of educational and administrative functions. We are committed to transparently explaining how these technologies are used and the data they process

## Who are we?

We are RMAT, a multi-academy trust incorporating a number of different schools and academies. Our registered office is Resilience Multi Academy Trust, The Featherstone Academy, Pontefract Road, Featherstone, Pontefract, West Yorkshire, WF7 5AJ and our company number is 07990619. This privacy notice has been issued on behalf of RMAT. When we refer to “we”, “us”, “our” or “the Trust” within this privacy notice, we are referring to RMAT and/or its academies which are part of RMAT. RMAT is the ‘data controller’ for the purposes of data protection law and is registered with the Information Commission Office.

RMAT has appointed a Data Protection Officer who is responsible for overseeing questions in relation to this privacy notice. If you have any questions about this privacy notice, including any requests to exercise your legal rights, please contact the DPO using the details set out below.

## What data do we collect?

We collect and process a wide range of information about learners, parents and carers. This includes:

- Personal information such as name, date of birth, unique pupil number, address, email address, phone numbers, emergency contact details and marital status.
- Characteristics such as ethnicity, language, country of birth, free school meal eligibility.
- Attendance information such as the number of sessions attended, the number of absences, the reasons for those absences and any previous schools attended.
- Assessment and attainment information such as current pupil progress, predicted progress and, where appropriate, data relating to any assessments, tests or exams taken.
- Behavioural information, which may include information about your child’s general classroom behaviour including any awards gained, together with any detentions, fixed term or permanent exclusions they have received.

- Financial records about any money you have paid us; any amounts outstanding and associated recovery action. Depending on your chosen method of payment, we may hold your bank account details.
- Data processed by AI systems, which may include performance predictions, information about IT usage, and automated administrative tasks
- Pastoral information, including notes of any home visits undertaken.
- Safeguarding information including notifications from the police, court orders and/or social care involvement.
- For students enrolling for post-14 qualifications, the Learning Records Service will give us the Unique Learner Number (ULN) any may also give us details about student learning or qualifications.
- Destination data (this is information about what learners do after leaving school, for example, different school, college, university, apprenticeship, employment).
- Post 16 learning information
- Information about your use of our information and communications systems through our filtering and monitoring software.
- Photographs.
- CCTV images.
- Correspondence and complaints.
- Details of any other information that is provided to us by learners and parents/carers whilst during the course of our relationship with you.

## What sensitive information do we collect?

We may also collect, store and use the following more sensitive types of personal information (known as 'special category data') including:

- Relevant medical information including any conditions, disabilities or allergies learners may have and doctors details.
- Special educational needs information. This information about any particular needs that your child has, any funding that is received specifically for your child and any statements of individual needs.
- Information relating to ethnicity, nationality and religion.
- Information relating to free school meal eligibility or other funding such as Pupil Premium, ESA, High Needs Funding and Catch-Up Funding.
- Biometric data (such as fingerprints for catering services / attendance / access to systems).

## Why do we collect and use this information?

We have set out below a description of all the ways we plan to use learner and parent/carer information, and which of the legal bases we rely on to do so. We may process learner and parent/carer information for more than one lawful basis depending on the specific purpose for which we are using your information.

<b>Purpose/Activity</b>	<b>Type of Information</b>	<b>Lawful Basis for Processing Information</b>
To support learning	Contact details and characteristics Attendance information Special educational needs information Eligibility information Behavioural information Pastoral and safeguarding information	Necessary to comply with our legal obligations Necessary for the performance of a task carried out in the public interest
To monitor and report on attainment progress including arranging suitable interventions to be put in place when required	Contact details and characteristics Attendance information Assessment information Special educational needs information Behavioural information Pastoral and safeguarding information	Necessary to comply with our legal obligations Necessary for the performance of a task carried out in the public interest
To provide appropriate pastoral care and ensure your child has access to appropriate support	Contact details and characteristics Attendance information Assessment information Special educational needs information Behavioural information Pastoral and safeguarding information	Necessary to comply with our legal obligations Necessary for the performance of a task carried out in the public interest
To assess the quality of our services	Contact details and characteristics Attendance information Assessment information Special educational needs information Behavioural information Pastoral and safeguarding information Destination data	Necessary to comply with our legal obligations Necessary for our legitimate interests to improve our performance
To keep children and staff safe	Contact details and characteristics	Necessary to comply with our legal obligations and for the

<b>Purpose/Activity</b>	<b>Type of Information</b>	<b>Lawful Basis for Processing Information</b>
	Attendance information Assessment information Special educational needs information Behavioural information Pastoral and safeguarding information Photographs CCTV	purposes of a recognised legitimate interest. Necessary for the performance of task carried out in the public interest
To comply with statutory duties placed upon us for Department for Education data collections	Contact details and characteristics Attendance information Assessment information Special educational needs information Behavioural information Pastoral and safeguarding information	Necessary to comply with our legal obligations Necessary for the performance of task carried out in the public interest
To communicate with parents/carers and provide updates relating to learning	Contact details and characteristics Correspondence Attendance information Assessment information Special educational needs information Behavioural information Pastoral and safeguarding information Photographs	Necessary to comply with our legal obligations Necessary for our legitimate interests to improve our communications with parents/carers Consent
To process payments from parents/carers	Contact details and characteristics Correspondence Financial information	Necessary for the performance of a contract

We use AI systems to enhance educational outcomes and operational efficiency

## Why do we collect and process sensitive information?

We have set out below a description of all the ways we plan to use more sensitive “special category data” of pupils and parents/carers, and which of the legal bases we rely on to do so. We may process pupil and parent/carer information for more than one lawful ground depending on the specific purpose for which we are using your information.

<b>Purpose/Activity</b>	<b>Type of Information</b>	<b>Lawful Basis for Processing Information</b>
To ensure dietary needs are catered for	Medical information	Vital interests Necessary to comply with our legal obligations Schedule 1, Part 2, (6) Data Protection Act 2018 – Statutory Purposes
To make reasonable adjustments for the provision of learning	Medical information	Necessary to comply with our legal obligations Schedule 1, Part 2, (6) Data Protection Act 2018 – Statutory Purposes
For statistical analysis of our learners	Race, nationality and ethnicity information	Necessary to comply with our legal obligations Schedule 1, Part 2, (6) Data Protection Act 2018 – Statutory Purposes
To keep children and staff safe	Medical information Behavioural information Pastoral and safeguarding information	Necessary to comply with our legal obligations Necessary for reasons of substantial public interests Schedule 1, Part 2, (18) Data Protection Act 2018 – Safeguarding children and adults at risk Schedule 1, Part 1, (3) Data Protection Act 2018 – Public Health
To support children with special educational needs	Special educational needs information Medical information	Necessary to comply with our legal obligations Necessary for reasons of substantial public interests Schedule 1, Part 2, (6) Data Protection Act 2018 – Statutory Purposes
To identify learners and process payments for our catering system]	Biometric data	Consent Explicit consent

## Collecting personal information

Generally, the information we hold will have been provided directly from learners and parents/carers (e.g. information inputted into our management information system or information from when we communicate with you). We will also obtain information about learners from previous schools attended.

We may also hold information about you which has been provided by third parties. This may include from local authorities, the court, or other professionals involved in a child's care.

We sometimes audio/ video record sessions/lessons/assessments for learner or staff development and assessment. This will generate personal data including learner images, names, contributions, and will be protected, processed, and retained in the same way as all personal data, in line with our data protection policies.

The majority of information we collect from learners and parents/carers is required by law, but some of it may be provided on a voluntary basis. Where information is requested voluntarily, you will be informed that you have a choice in whether or not you provide this information.

## Storing personal information

We keep learner and parent/carer information for the duration of time the learner remains at the Academy. If/when a learner transfers to an alternative school, their file will transfer with them; a copy will not be held by RMAT. If a learner leaves the Academy at the end of their compulsory education, the files are stored in accordance with our Records Management Policy.

Any information held by RMAT which does not form part of the learner record will be kept for as long as necessary to fulfil the purposes we collected it for, including for the purposes of satisfying any legal, accounting or reporting requirements. Details of retention periods for different aspects of personal information are available upon request. After this period, we will securely destroy or anonymise personal information in accordance with data protection law.

## Use of Artificial Intelligence (AI)

We employ AI technologies to support various educational and administrative functions. These technologies are designed to comply with data protection laws and are implemented with safeguards to protect your privacy. If you have any concerns about the use of AI in processing your or your child's data, please contact our Data Protection Officer.

## Who do we share information with?

We routinely share learner and parent/carer information with:

- Schools that the learner attends after leaving us
- The local authority in which the Academy is situated
- The Department for Education including Learner Record Services, the National Pupil Database and the Teaching Regulation Agency
- Examining bodies
- Ofsted
- Law enforcement agencies
- Courts and tribunals
- Other schools and academies within RMAT
- Our auditors, insurers and other professional advisers
- Health and social welfare organisations, including NHS agencies, services and the school nurse
- Youth support services/career services (learners aged 13+)
- Universities
- Employers/training providers where references are requested

- Work experience providers
- Catering providers
- Speech and language provider
- Youth support services (learners aged 13+)
- Other third parties we may engage the services of for the purposes of providing a public task or the administration of the Trust, for example our safeguarding monitoring software, our management information system provider
- Other third parties in the event of transferring or restructuring part of the Trust

## Why do we share information with the Department for Education (DfE)?

We do not share information about our learners or parents/carers without consent unless the law allows us to do so. The DfE collects personal information from educational settings and local authorities via various statutory data collections. We are required to share information about our learners with the DfE either directly or via the local authority in which the academy is situated for the purpose of those data collections, under regulation 5 of The Education (Information About Individual Pupils) (England) Regulations 2013.

All data is transferred securely and held by the DfE under a combination of software and hardware controls, which meet the current government security policy framework.

For more information, please see 'How Government uses your data' section at Annex One. For privacy information on the data the Department for Education collects and uses, please see: <https://www.gov.uk/government/publications/privacy-information-early-years-foundation-stage-to-key-stage-3> and <https://www.gov.uk/government/publications/privacy-information-key-stage-4-and-5-and-adult-education>

## Why do we share information with Youth Support Services and Careers Advisors?

### Learners aged 13+

Once our learners reach the age of 13, we pass information about the learner to the relevant local authority so they can carry out their legal responsibilities in relation to the education or training of 13–19-year-olds under section 507B of the Education Act 1996.

This enables them to provide services as follows:

- youth support services
- careers advisers

A parent or guardian can object to any information in addition to their child's name, address and date of birth being passed to their local authority or provider of youth support services by informing us. This right is transferred to the child once they reach the age 16.

For more information about services for young people, please visit your local authority website or contact our Data Protection Officer.

### **Learners aged 16+**

We will also share certain information about learners aged 16+ with our local authority as they have responsibilities in relation to the education or training of 13–19-year-olds under section 507B of the Education Act 1996.

This enables them to provide services as follows:

- post-16 education and training providers
- youth support services
- careers advisers

A child once they reach the age of 16 can object to information other than their name, address and date of birth being passed to their local authority by contacting us.

For more information about services for young people, please visit your local authority website.

## **International Transfers of Personal Data**

Your personal information may be transferred outside the UK and the European Economic Area ('EEA'), including to the United States. Where information is transferred outside the UK or EEA to a country that is not designated as "adequate" in relation to data protection law, the information is adequately protected by conducting a transfer risk assessment to ensure that security measures and other appropriate safeguards are in place to protect your information. For more information on international transfers please contact us at the details below.

## **Your rights**

Data protection law gives parents and pupils certain rights about how their information is collected and used. To make a request for your personal information, please contact our Data Protection Officer by emailing [dpo@rmat.uk](mailto:dpo@rmat.uk)

Under data protection law, you also have the following rights:

- the right to be informed about the collection and use of your personal data – this is called 'right to be informed'.
- the right to ask us for copies of your personal information we have about you – this is called 'right of access', this is also known as a subject access request (SAR), data subject access request or right of access request.
- the right to ask us to change any information you think is not accurate or complete – this is called 'right to rectification'.
- the right to ask us to delete your personal information – this is called 'right to erasure'
- the right to ask us to stop using your information – this is called 'right to restriction of processing'.
- the 'right to object to processing' of your information, in certain circumstances.

- rights in relation to automated decision making and profiling.
- the right to withdraw consent at any time (where relevant).
- the right to complain to the Information Commissioner if you feel we have not used your information in the right way.

There are legitimate reasons why we may refuse your information rights request, which depends on why we are processing it. For example, some rights will not apply:

- right to erasure does not apply when the lawful basis for processing is legal obligation or public task.
- right to portability does not apply when the lawful basis for processing is legal obligation, vital interests, public task or legitimate interests.
- right to object does not apply when the lawful basis for processing is contract, legal obligation or vital interests. And if the lawful basis is consent, you don't have the right to object, but you have the right to withdraw consent.

For further information on how to request access to personal information held centrally by the DfE, please see the 'Annex One - How Government uses your data'.

## Withdrawal of consent

Where we are processing your personal information with your consent, you have the right to withdraw that consent. If you change your mind, or you are unhappy with our use of your personal data, please let us know by contacting our Data Protection Officer by emailing [dpo@rmat.uk](mailto:dpo@rmat.uk)

## Complaints

If you have a concern about the way we are collecting or using your personal information, you have the right to make a complaint to us. Any complaints relating to data protection must be directed to our data protection officer by emailing [dpo@rmat.uk](mailto:dpo@rmat.uk). Data protection complaints will be dealt with in accordance with the procedure set out in our Data Protection policy.

If you remain dissatisfied with our response, you can make a complaint directly to the Information Commission at [Make a complaint about how an organisation has used your personal information | ICO](#).

## Contact

If you have any questions about this privacy notice or the way in which we use your personal information, please contact our Data Protection Officer by emailing [dpo@rmat.uk](mailto:dpo@rmat.uk)

## **Annex One – How does the Government use learner data?**

### **How does the government use learner data?**

The learner data that we lawfully share with the Department for Education (DfE) through data collections:

- underpins school funding, which is calculated based upon the numbers of children and their characteristics in each school.
- informs ‘short term’ education policy monitoring and school accountability and intervention (for example, school GCSE results or Pupil Progress measures).
- supports ‘longer term’ research and monitoring of educational policy (for example how certain subject choices go on to affect education or earnings beyond school)

#### **Data Collection Requirements**

To find out more about the data collection requirements placed on us by the DfE (for example via the school census) go to <https://www.gov.uk/education/data-collection-and-censuses-for-schools>

#### **The National Pupil Database (NPD)**

The NPD is owned and managed by the DfE and contains information about pupils in schools in England. This information is securely collected from a range of sources including schools, local authorities and awarding bodies.

The data in the NPD is provided as part of the operation of the education system and is used for research and statistical purposes to improve, and promote, the education and well-being of children in England.

The evidence and data provide DfE, education providers, Parliament and the wider public with a clear picture of how the education and children’s services sectors are working in order to better target, and evaluate, policy interventions to help ensure all children are kept safe from harm and receive the best possible education.

To find out more about the NPD, go to <https://www.gov.uk/government/publications/national-pupil-database-npd-privacy-notice/national-pupil-database-npd-privacy-notice>

#### **Learner Records Service**

The information you supply is used by the Learning Records Service (LRS). The LRS issues Unique Learner Numbers (ULN) and creates Personal Learning records across England, Wales and Northern Ireland, and is operated by the Education and Skills Funding Agency, an executive agency of the Department for Education (DfE). For more information about how your information is processed, and to access your Personal Learning Record, please refer to:

<https://www.gov.uk/government/publications/lrs-privacy-notice>

**Sharing by the DfE**

DfE will only share learners' personal data where it is lawful, secure and ethical to do so. Where these conditions are met, the law allows the DfE to share pupils' personal data with certain third parties, including:

- schools and local authorities
- researchers
- organisations connected with promoting the education or wellbeing of children in England
- other government departments and agencies
- organisations fighting or identifying crime

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

Organisations fighting or identifying crime may use their legal powers to contact the DfE to request access to individual level information relevant to detecting that crime.

For information about which organisations the Department for Education (DfE) has provided pupil information, (and for which project) or to access a monthly breakdown of data share volumes with Home Office and the Police please visit the following website: <https://www.gov.uk/government/publications/dfe-external-data-shares>

**Further Information**

For further details about the way in which the DfE uses pupil data and to exercise your data protection rights, please visit: <https://www.gov.uk/government/publications/requesting-your-personal-information/requesting-your-personal-information#your-rights>