SUTTON COLDFIELD GRAMMAR SCHOOL FOR GIRLS

GDPR Data Protection Policy

Date: June 2023
Revision Date: June 2024

Contents:

Statement of intent

Sutton Coldfield Grammar School for Girls ("the School") is required to keep and process certain information about its current and former staff members, governors, pupils and their parents/carers in accordance with its legal obligations under the UK General Data Protection Regulation (UK GDPR).

The School may, from time to time, be required to share personal information about its staff or pupils with other organisations, mainly the Local Authority, other schools and educational bodies, and potentially children's services.

This policy is in place to ensure all staff and governors are aware of their responsibilities and outlines how the School complies with the following core principles of UK GDPR.

Organisational methods for keeping data secure are imperative, and the School's Management and Governing Board believes that it is good practice to keep clear practical policies, backed up by written procedures.

1. Legal framework

1.1. This policy has due regard to legislation, including, but not limited to the following:

- UK General Data Protection Regulation (UK GDPR) – the EU GDPR was incorporated into UK, with some amendments, by The Data Protection, Privacy and Electronic Communications (Amendments etc) (EU Exit) Regulations 2020
- The Freedom of Information Act 2000
- Data Protection Act 2018 (DPA 2018)
- The Education (Pupil Information) (England) Regulations 2005 (as amended in 2016)
- The Freedom of Information and Data Protection (Appropriate Limit and Fees) Regulations 2004
- The School Standards and Framework Act 1998

1.2. This policy will also have regard to the following guidance:

- Information Commissioner's Office (2017) 'Overview of the General Data Protection Regulation (GDPR)'
- Information Commissioner's Office (2017) 'Preparing for the General Data Protection Regulation (GDPR) 12 steps to take now'

2. Applicable data

2.1. For the purpose of this policy, **personal data** refers to information that relates to an identifiable, living individual, including information such as an online identifier, e.g. an IP address. UK GDPR applies to both automated personal data and to manual filing systems, where personal data is accessible according to specific criteria, as well as to chronologically ordered data and pseudonymised data, e.g. key-coded.

2.2. **Sensitive personal data** is referred to in UK GDPR as 'special categories of personal data', which are broadly the same as those in the Data Protection Act (DPA) 1998. These specifically include the processing of genetic data, biometric data and data concerning health matters.

3. Principles

3.1. In accordance with the requirements outlined in UK GDPR, personal data will be:

- Processed lawfully, fairly and in a transparent manner in relation to individuals
- Collected for specified, explicit and legitimate purposes and not further processed in a manner that is incompatible with those purposes; further processing for archiving purposes in the public interest, scientific or historical research purposes or statistical purposes shall not be considered to be incompatible with the initial purposes
- Adequate, relevant and limited to what is necessary in relation to the purposes for which they are processed
- Accurate and, where necessary, kept up-to-date; every reasonable step must be taken to ensure that personal data that are inaccurate, having regard to the purposes for which they are processed, are erased or rectified without delay
- Kept in a form which permits identification of data subjects for no longer than is necessary for the purposes for which the personal data are processed; personal data may be stored for longer periods, insofar as the personal data will be processed solely for archiving purposes in the public interest, scientific or historical research purposes or statistical purposes, subject to implementation of the appropriate technical and organisational measures required by UK GDPR in order to safeguard the rights and freedoms of individuals
- Processed in a manner that ensures appropriate security of the personal data, including protection against unauthorised or unlawful processing and against accidental loss, destruction or damage, using appropriate technical or organisational measures.

3.2. UK GDPR also requires that the controller (the School) shall be responsible for, and able to demonstrate, compliance with the principles. The controller's representative is the School Finance and Operations Director.

4. Accountability

4.1. The School will implement appropriate technical and organisational measures to demonstrate that data is processed in line with the principles set out in UK GDPR.

4.2. The School will provide comprehensive, clear and transparent privacy notices.

4.3. Records of activities relating to higher risk processing will be maintained, such as the processing of special categories data or that in relation to criminal convictions and offences.

4.4. Internal records of processing activities will include but not limited to the following:

- Name and details of the organisation
- Purpose(s) of the processing
- Description of the categories of individuals and personal data
- Retention schedules, as outlined by the Department for Education (DfE)
- Categories of recipients of personal data
- Description of technical and organisational security measures
- Details of transfers to third parties, including documentation of the transfer mechanism safeguards in place

4.5. The School will implement measures that meet the principles of data protection by design and data protection by default, such as:

- Data minimisation
- Pseudonymisation
- Transparency
- Allowing individuals to monitor processing
- Continuously creating and improving security features

4.6. Data protection impact assessments will be used, where appropriate.

5. Data protection officer (DPO)

5.1. A DPO will be appointed in order to:

- Inform and advise the School, its Governors and its employees about their obligations to comply with UK GDPR and other data protection laws
- Monitor the School's compliance with UK GDPR and other data protection laws, including managing internal data protection activities, advising on data

protection impact assessments, conducting internal audits, and providing the required training to staff members

5.2. An existing employee will be appointed to the role of DPO provided that their duties are compatible with the duties of the DPO and do not lead to a conflict of interests.

5.3. The individual appointed as DPO will have professional experience and knowledge of data protection law, particularly that in relation to schools.

5.4. The DPO will report to the highest level of management at the School, which is the Headteacher.

5.5. The DPO will operate independently and will not be dismissed or penalised for performing their duties in relation to the role.

5.6. Sufficient resources will be provided to the DPO to enable them to meet their UK GDPR obligations.

6. **Lawful Processing**

6.1. We will only process personal data where we have one of 6 'lawful bases' (legal reasons) to do so under data protection law:

- The data needs to be processed so that the school can fulfil a contract with the individual, or the individual has asked the school to take specific steps before entering into a contract
- The data needs to be processed so that the school can comply with a legal obligation
- The data needs to be processed to ensure the vital interests of the individual or another person i.e. to protect someone's life
- The data needs to be processed so that the school, as a public authority, can perform a task in the public interest or exercise its official authority
- The data needs to be processed for the legitimate interests of the school (where the processing is not for any tasks the school performs as a public authority) or a third party, provided the individual's rights and freedoms are not overridden
- The individual (or their parent/carer when appropriate in the case of a pupil) has freely given clear consent

6.2. For special categories of personal data, we will also meet one of the special category conditions for processing under data protection law:

- The individual (or their parent/carer when appropriate in the case of a pupil) has given explicit consent

- The data needs to be processed to perform or exercise obligations or rights in relation to employment, social security or social protection law
- The data needs to be processed to ensure the vital interests of the individual or another person, where the individual is physically or legally incapable of giving consent
- The data has already been made manifestly public by the individual
- The data needs to be processed for the establishment, exercise or defence of legal claims
- The data needs to be processed for reasons of substantial public interest as defined in legislation
- The data needs to be processed 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
- The data needs to be processed 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
- The data needs to be processed for archiving purposes, scientific or historical research purposes, or statistical purposes, and the processing is in the public interest

6.3. For criminal offence data, we will meet both a lawful basis and a condition set out under data protection law. Conditions include:

- The individual (or their parent/carer when appropriate in the case of a pupil) has given consent
- The data needs to be processed to ensure the vital interests of the individual or another person, where the individual is physically or legally incapable of giving consent
- The data has already been made manifestly public by the individual
- The data needs to be processed for or in connection with legal proceedings, to obtain legal advice, or for the establishment, exercise or defence of legal rights
- The data needs to be processed for reasons of substantial public interest as defined in legislation
- Whenever we first collect personal data directly from individuals, we will provide them with the relevant information required by data protection law
- We will always consider the fairness of our data processing. We will ensure we do not handle personal data in ways that individuals would not reasonably expect, or use personal data in ways which have unjustified adverse effects on them.

7. Consent

7.1. Consent will be sought prior to processing any data which cannot be done so under any other lawful basis, such as complying with a regulatory requirement.

7.2. Consent must be a positive indication. It cannot be inferred from silence, inactivity or pre-ticked boxes.

7.3. Consent will only be accepted where it is freely given, specific, informed and an unambiguous indication of the individual's wishes.

7.4. Where consent is given, a record will be kept documenting how and when consent was given.

7.5. The School ensures that consent mechanisms meet the standards of UK GDPR. Where the standard of consent cannot be met, an alternative legal basis for processing the data must be found, or the processing must cease.

7.6. Consent accepted under the DPA will be reviewed to ensure it meets the standards of UK GDPR; however, acceptable consent obtained under the DPA will not be reobtained.

7.7. Consent can be withdrawn by the individual at any time.

7.8. Where a child is under the age of 16, the consent of parents or carers will be sought prior to the processing of their data, except where the processing is related to preventative or counselling services offered directly to a child.

7.9. When gaining pupil consent, consideration will be given to the age, maturity and mental capacity of the pupil in question. Consent will only be gained from pupils where it is deemed that the pupil has a sound understanding of what they are consenting to.

8. The right to be informed

8.1. The privacy notice supplied to individuals in regards to the processing of their personal data will be written in clear, plain language which is concise, transparent, easily accessible and free of charge.

8.2. If services are offered directly to a child, the School will ensure that the privacy notice is written in a clear, plain manner that the child will understand.

8.3. In relation to data obtained both directly from the data subject and not obtained directly from the data subject, the following information will be supplied within the privacy notice:

- The contact details of the controller (the School), and where applicable, the controller's representative, as well as the DPO
- The purpose of, and the legal basis for, processing the data
- The legitimate interests of the controller or third party
- Any recipient or categories of recipients of the personal data
- Details of transfers to third parties and the safeguards in place, where applicable
- The retention period of criteria used to determine the retention period
- The existence of the data subject's rights, including the right to:

— Withdraw consent at any time
— Lodge a complaint with a supervisory authority

- The existence of automated decision making, including profiling, how decisions are made, the significance of the process and the consequences.

8.4. Where data is obtained directly from the data subject, information regarding whether the provision of personal data is part of a statutory or contractual requirement, as well as any possible consequences of failing to provide the personal data, will be provided.

8.5. Where data is not obtained directly from the data subject, information regarding the categories of personal data that the School holds, the source that the personal data originates from and whether it came from publicly accessible sources, will be provided.

8.6. For data obtained directly from the data subject, this information will be supplied at the time the data is obtained.

8.7. In relation to data that is not obtained directly from the data subject, this information will be supplied:

- Within 20 working days of having obtained the data
- If disclosure to another recipient is envisaged, at the latest, before the data are disclosed
- If the data are used to communicate with the individual, at the latest, when the first communication takes place

9. **The right of access**

9.1. Individuals have the right to obtain confirmation that their data is being processed.

9.2. Individuals have the right to submit a subject access request (SAR) to gain access to their personal data in order to verify the lawfulness of the processing.

9.3. The School will verify the identity of the person making the request before any information is supplied.

9.4. A copy of the information will be supplied to the individual free of charge; however, the School may impose a 'reasonable fee' to comply with requests for further copies of the same information.

9.5. Where a SAR has been made electronically, the information will be provided in a commonly used electronic format.

9.6. Where a request is manifestly unfounded, excessive or repetitive, a reasonable fee will be charged.

9.7. All fees will be based on the administrative cost of providing the information.

9.8. All requests will be responded to without delay and at the latest, within 20 working days of receipt if during school term time or within 60 calendar days during the school holidays.

9.9. In the event of numerous or complex requests, the period of compliance will be extended by a further two months. The individual will be informed of this extension, and will receive an explanation of why the extension is necessary, within 20 working days of the receipt of the request if during school term time or within 60 calendar days during the school holidays.

9.10. Where a request is manifestly unfounded or excessive, the School holds the right to refuse to respond to the request. The individual will be informed of this decision and the reasoning behind it, as well as their right to complain to the supervisory authority and to a judicial remedy, within 20 working days of the refusal.

9.11. In the event that a large quantity of information is being processed about an individual, the School will ask the individual to specify the information the request is in relation to.

10. **The right to rectification**

10.1. Individuals are entitled to have any inaccurate or incomplete personal data rectified.

10.2. Where the personal data in question has been disclosed to third parties, the School will inform them of the rectification where possible.

10.3. Where appropriate, the School will inform the individual about the third parties to which the data has been disclosed.

10.4. Requests for rectification will be responded to within 20 working days if during school term time or within 60 calendar days during the school holidays ; this will be extended by two months where the request for rectification is complex.

10.5. Where no action is being taken in response to a request for rectification, the School will explain the reason for this to the individual, and will inform them of their right to complain to the supervisory authority and to a judicial remedy.

11. **The right to erasure**

11.1. Individuals hold the right to request the deletion or removal of personal data where there is no compelling reason for its continued processing.

11.2. Individuals have the right to erasure in the following circumstances:

- Where the personal data is no longer necessary in relation to the purpose for which it was originally collected/processed
- When the individual withdraws their consent
- When the individual objects to the processing and there is no overriding legitimate interest for continuing the processing
- The personal data was unlawfully processed
- The personal data is required to be erased in order to comply with a legal obligation

11.3. The School has the right to refuse a request for erasure where the personal data is being processed for the following reasons:

- To exercise the right of freedom of expression and information

- To comply with a legal obligation for the performance of a public interest task or exercise of official authority
- For public health purposes in the public interest
- For archiving purposes in the public interest, scientific research, historical research or statistical purposes
- The exercise or defence of legal claims

11.4. As a child may not fully understand the risks involved in the processing of data when consent is obtained, special attention will be given to existing situations where a child has given consent to processing and they later request erasure of the data, regardless of age at the time of the request.

11.5. Where personal data has been disclosed to third parties, they will be informed about the erasure of the personal data, unless it is impossible or involves disproportionate effort to do so.

11.6. Where personal data has been made public within an online environment, the School will inform other organisations who process the personal data to erase links to and copies of the personal data in question, unless it is impossible or involves a disproportionate effort to do so.

12. **The right to restrict processing**

12.1. Individuals have the right, providing it is not unlawful, to block or suppress the School's processing of personal data.

12.2. In the event that processing is restricted, the School will store the personal data, but not further process it, guaranteeing that just enough information about the individual has been retained to ensure that the restriction is respected in future.

12.3. The School will restrict the processing of personal data in the following circumstances:

- Where an individual contests the accuracy of the personal data, processing will be restricted until the School has verified the accuracy of the data
- Where an individual has objected to the processing and the School is considering whether their legitimate grounds override those of the individual
- Where processing is unlawful and the individual opposes erasure and requests restriction instead

12.4. Where the School no longer needs the personal data but the individual requires the data to establish, exercise or defend a legal claim.

12.5. If the personal data in question has been disclosed to third parties, the School will inform them about the restriction on the processing of the personal data, unless it is impossible or involves disproportionate effort to do so.

12.6. The School will inform individuals when a restriction on processing has been lifted.

13. **The right to data portability**

13.1. Individuals have the right to obtain and reuse their personal data for their own purposes across different services.

13.2. Personal data can be easily moved, copied or transferred from one IT environment to another, this will be done in a safe and secure manner, without hindrance to usability.

13.3. The right to data portability only applies in the following cases:

- To personal data that an individual has provided to a controller
- Where the processing is based on the individual's consent or for the performance of a contract
- When processing is carried out by automated means

13.4. Personal data will be provided in a structured, commonly used and machine-readable form.

13.5. The School will provide the information free of charge.

13.6. Where feasible, data will be transmitted directly to another organisation at the request of the individual.

13.7. The School is not required to adopt or maintain processing systems which are technically compatible with other organisations.

13.8. In the event that the personal data concerns more than one individual, the School will consider whether providing the information would prejudice the rights of any other individual.

13.9. The School will respond to any requests for portability within 20 working days if during school term time or within 60 calendar days during the school holidays.

13.10. Where the request is complex, or a number of requests have been received, the timeframe can be extended by 40 working days months, ensuring that the individual is informed of the extension and the reasoning behind it within 20 working days if during school term time or within 60 calendar days during the school holidays of the receipt of the request.

13.11. Where no action is being taken in response to a request, the School will, without delay and at the latest within 20 calendar days, explain to the individual the reason for this and will inform them of their right to complain to the supervisory authority and to a judicial remedy.

14. **The right to object**

14.1. The School will inform individuals of their right to object at the first point of communication, and this information will be outlined in the privacy notice and explicitly brought to the attention of the data subject, ensuring that it is presented clearly and separately from any other information.

14.2. Individuals have the right to object to the following:

- Processing based on legitimate interests or the performance of a task in the public interest

- Direct marketing
- Processing for purposes of scientific or historical research and statistics

14.3. Where personal data is processed for the performance of a legal task or legitimate interests:

- An individual's grounds for objecting must relate to his or her particular situation
- The School will stop processing the individual's personal data unless the processing is for the establishment, exercise or defence of legal claims, or, where the school can demonstrate compelling legitimate grounds for the processing, which override the interests, rights and freedoms of the individual

14.4. Where personal data is processed for direct marketing purposes:

- The School will stop processing personal data for direct marketing purposes as soon as an objection is received
- The School cannot refuse an individual's objection regarding data that is being processed for direct marketing purposes

14.5. Where personal data is processed for research purposes:

- The individual must have grounds relating to their particular situation in order to exercise their right to object; and
- Where the processing of personal data is necessary for the performance of a public interest task, the School is not required to comply with an objection to the processing of the data

14.6. Where the processing activity is outlined above, but is carried out online, the School will offer a method for individuals to object online.

15. **Automated decision making and profiling**

15.1. Individuals have the right not to be subject to a decision when:

- It is based on automated processing, e.g. profiling
- It produces a legal effect or a similarly significant effect on the individual

15.2. The School will take steps to ensure that individuals are able to obtain human intervention, express their point of view, and obtain an explanation of the decision and challenge it.

15.3. When automatically processing personal data for profiling purposes, the School will ensure that the appropriate safeguards are in place, including:

- Ensuring processing is fair and transparent by providing meaningful information about the logic involved, as well as the significance and the predicted impact
- Using appropriate mathematical or statistical procedures
- Implementing appropriate technical and organisational measures to enable inaccuracies to be corrected and minimise the risk of errors

- Securing personal data in a way that is proportionate to the risk to the interests and rights of the individual and prevents discriminatory effects

15.4. Automated decisions must not concern a child or be based on the processing of sensitive data, unless:

- The School has the explicit consent of the individual or their parents/carers where appropriate
- The processing is necessary for reasons of substantial public interest on the basis of UK law

16. **Privacy by design and privacy impact assessments**

16.1. The School will act in accordance with UK GDPR by adopting a privacy by design approach and implementing technical and organisational measures which demonstrate how the School has considered and integrated data protection into processing activities.

16.2. Data protection impact assessments (DPIAs) will be used to identify the most effective method of complying with the School's data protection obligations and meeting individuals' expectations of privacy.

16.3. DPIAs will allow the School to identify and resolve problems at an early stage, thus reducing associated costs and preventing damage from being caused to the School's reputation which might otherwise occur.

16.4. A DPIA will be carried out when using new technologies or when the processing is likely to result in a high risk to the rights and freedoms of individuals.

16.5. A DPIA will be used for more than one project, where necessary.

16.6. High risk processing includes, but is not limited to, the following:

- Systematic and extensive processing activities, such as profiling
- Large scale processing of special categories of data or personal data which is in relation to criminal convictions or offences
- The use of CCTV

16.7. The School will ensure that all DPIAs include the following information:

- A description of the processing operations and the purposes
- An assessment of the necessity and proportionality of the processing in relation to the purpose
- An outline of the risks to individuals
- The measures implemented in order to address risk

16.8. Where a DPIA indicates high risk data processing, the School will consult the Information Commissioner's Office (ICO) to seek its opinion as to whether the processing operation complies with UK GDPR.

17. Data breaches

17.1. The term 'personal data breach' refers to a breach of security which has led to the destruction, loss, alteration, unauthorised disclosure of, or access to, personal data.

17.2. The Headteacher will ensure that all staff members are made aware of, and understand, what constitutes a data breach as part of their CPD training.

17.3. Where a breach is likely to result in a risk to the rights and freedoms of individuals, the relevant supervisory authority will be informed.

17.4. All notifiable breaches will be reported to the relevant supervisory authority within 72 hours of the school becoming aware of it.

17.5. The risk of the breach having a detrimental effect on the individual, and the need to notify the relevant supervisory authority, will be assessed on a case by-case basis.

17.6. In the event that a breach is likely to result in a high risk to the rights and freedoms of an individual, the School will notify those concerned directly.

17.7. A 'high risk' breach means that the threshold for notifying the individual is higher than that for notifying the relevant supervisory authority.

17.8. In the event that a breach is sufficiently serious, the public will be notified without undue delay.

17.9. Effective and robust breach detection, investigation and internal reporting procedures are in place at the school, which facilitate decision-making in relation to whether the relevant supervisory authority or the public need to be notified.

17.10. Within a breach notification, the following information will be outlined:

- The nature of the personal data breach, including the categories and approximate number of individuals and records concerned
- The name and contact details of the DPO
- An explanation of the likely consequences of the personal data breach
- A description of the proposed measures to be taken to deal with the personal data breach
- Where appropriate, a description of the measures taken to mitigate any possible adverse effects

17.11. Failure to report a breach when required to do so may result in a fine, as well as a fine for the breach itself.

18. Data security

18.1. Confidential paper records will be kept in a locked filing cabinet, drawer or room, with restricted access.

18.2. Confidential paper records will not be left unattended or in clear view anywhere with general access.

18.3. Digital data is coded, encrypted or password-protected, both on a local hard drive and on a network drive that is regularly backed up off-site.

18.4. Where data is saved on removable storage or a portable device, the device will be kept securely when not in use.

18.5. Memory sticks will not be used to hold personal information unless the documents containing this information are password-protected and fully encrypted.

18.6. All electronic devices are password-protected to protect the information on the device in case of theft.

18.7. Where possible, the School enables electronic devices to allow the remote blocking or deletion of data in case of theft.

18.8. Where staff and governors use their own personal laptops or computers for School purposes, they will not download documents containing personal information, nor save them to any cloud storage other than the School's Office 365. They will ensure that their devices are password-protected.

18.9. All necessary members of staff are provided with their own secure login and password, and every computer regularly prompts users to change their password.

18.10. Emails containing sensitive or confidential information are password-protected if there are unsecure servers between the sender and the recipient.

18.11. Circular emails to parents are sent blind carbon copy (bcc), so email addresses are not disclosed to other recipients.

18.12. Where personal information that could be considered private or confidential is taken off the premises, either in electronic or paper format, staff will take extra care to follow the same procedures for security, e.g. keeping devices under lock and key. The person taking the information from the School premises accepts full responsibility for the security of the data.

18.13. Before sharing data, all staff members will ensure:

- They are allowed to share it
- That adequate security is in place to protect it

18.14. Who will receive the data has been outlined in a privacy notice. Unless it would be unlawful, visitors are not allowed access to confidential or personal information.

18.15. The physical security of the School's buildings and storage systems, and access to them, is reviewed on a termly basis. If an increased risk in vandalism/burglary/theft is identified, extra measures to secure data storage will be put in place.

18.16. Sutton Coldfield Grammar School for Girls takes its duties under UK GDPR seriously and any unauthorised disclosure may result in disciplinary action.

18.17. The Finance and Operations Director (FOD) is responsible for continuity and recovery measures are in place to ensure the security of protected data.

19. **Publication of information**

19.1. Sutton Coldfield Grammar School for Girls publishes a publication scheme on its website as part of the 'Freedom of Information' document, outlining classes of information that will be made routinely available, including:

- Policies and procedures

- Minutes of meetings of the Governing Board and its sub-committees.
- Annual reports
- Financial information

19.2. Classes of information specified in the publication scheme are made available quickly and easily on request.

19.3. The School will not publish any personal information, including photos, on its website without the permission of the affected individual or their parent/carer where appropriate.

20. CCTV and photography

20.1. The School understands that recording images of identifiable individuals constitutes as processing personal information. Any such recording is therefore done in line with data protection principles.

20.2. The School notifies all pupils, staff and visitors of the purpose for collecting CCTV images via notice boards, letters and/or email.

20.3. Cameras are only placed where they do not intrude on anyone's privacy and are necessary to fulfil their purpose.

20.4. All CCTV footage will be kept for 28 days for security purposes; the FOD is responsible for keeping the records secure and allowing access.

20.5. The School will always indicate its intentions for taking photographs of pupils and will retrieve permission before publishing them.

20.6. If the School wishes to use images/video footage of pupils in a publication, such as the School website, prospectus, or recordings of School plays, written permission will be sought for the particular usage from the parent or carer of the pupil.

20.7. Precautions are taken when publishing photographs of pupils, in print, video, on the School website or on the School's social media accounts.

20.8. Images captured by individuals for recreational/personal purposes, and videos made by parents or carers for family use, are exempt from the UK GDPR.

21. Data retention

21.1. Data will not be kept for longer than is necessary.

21.2. Unrequired data will be deleted as soon as practicable.

21.3. Some educational records relating to former pupils or employees of the school may be kept for an extended period for legal reasons, but also to enable the provision of references or academic transcripts.

21.4. Paper documents will be shredded or pulped, and electronic memories scrubbed clean or destroyed, once the data should no longer be retained.

22. Disclosure and Barring Service (DBS) data

22.1. All data provided by the DBS will be handled in line with data protection legislation; this includes electronic communication. Data provided by the DBS will never be duplicated.

22.2. Any third parties who access DBS information will be made aware of the data protection legislation, as well as their responsibilities as a data handler.

23. **Policy review**

23.1. This policy is reviewed at least annually by the DPO and the Headteacher.

The next scheduled review date for this policy is June 2024.

Appendix 1: Definitions

TERM	DEFINITION
Personal data	Any information relating to an identified, or identifiable, living individual. This may include the individual's: › Name (including initials) › Identification number › Location data › Online identifier, such as a username It may also include factors specific to the individual's physical, physiological, genetic, mental, economic, cultural or social identity.
Special categories of personal data	Personal data which is more sensitive and so needs more protection, including information about an individual's: › Racial or ethnic origin › Political opinions › Religious or philosophical beliefs › Trade union membership › Genetics › Biometrics (such as fingerprints, retina and iris patterns), where used for identification purposes › Health – physical or mental › Sex life or sexual orientation
Processing	Anything done to personal data, such as collecting, recording, organising, structuring, storing, adapting, altering, retrieving, using, disseminating, erasing or destroying. Processing can be automated or manual.
Data subject	The identified or identifiable individual whose personal data is held or processed.
Data controller	A person or organisation that determines the purposes and the means of processing personal data.
Data processor	A person or other body, other than an employee of the data controller, who processes personal data on behalf of the data controller.
Personal data breach	A breach of security leading to the accidental or unlawful destruction, loss, alteration, unauthorised disclosure of, or access to, personal data.

INITIAL EQUALITY IMPACT ASSESSMENT FORM

Name of policy/activity/project:

UK GDPR Policy

Is this a new or an existing policy/activity/project?

Existing policy updated

Scope/timescales for project or activity (including review date):

Approval in June 2023, next in 2024.

Policy/project lead and Author of Equality Impact Assessment:

Finance and Operations Director

Outline of main aims of this activity/policy/project:

To ensure compliance with UK GDPR legislation.

Who will benefit/be affected by this policy/activity?

Students, staff, Trustees and parents of Sutton Coldfield Grammar School for Girls and also visitors to the Trust.

If an existing policy/activity, do you have any data of use by or impact on different groups which may raise concerns over an equality impact?

No concerns

Does the activity have the potential to impact differently on groups due to a protected characteristic (eg race/ethnicity, gender, transgender, disability, religion & belief, age, sexual orientation, maternity/paternity) for:

No.

(a) Students and members of the community? (eg The Governing Board, students, contractors, visitors, hirers of the premises, agency staff, suppliers etc). Which groups are likely to be affected?

No

(b) Employees?

No

Does this activity make a positive contribution to the Trust's general or specific duties under the Equality Act 2010? If yes, please detail.

Yes – the Policy applies to all equally

Having reviewed the potential impact of the policy/activity listed above, **I believe a full impact assessment is required / NOT required** (delete as applicable with justification below)

Full impact assessment is not required

Justification: The policy is of equal benefit to all students, regardless of gender, race, religion, sexual orientation etc.

Name: Doug Thorp Date: June 2023