



## Privacy Notice

### Linked Policies and Documents

- Privacy Notice – Staff
- Data Protection Policy

### Legal and regulatory framework

- [The UK General Data Protection Regulation](#)
- [The Data Protection Act 2018](#)
- [The Privacy and Electronic Communications Regulations 2011 \(PECR\)](#) (unless and until replaced by the EU's ePrivacy Regulation – form, date and UK adoption TBC)
- [The Protection of Freedoms Act 2012 \(biometrics and CCTV\)](#)
- [Keeping Children Safe in Education \(currently in force\)](#)

## **ABOUT THE SCHOOL**

Woldingham School is a Catholic girls boarding and day school located in Surrey, United Kingdom. The main service provided is secondary education. Woldingham School incorporates departments to manage Alumnae and Foundation activities to develop and strengthen the wider school community for the benefit of the current students. It is also the parent company for Marden Enterprises Limited and Woldingham Vines Ltd.

Woldingham School is a Limited Company registered in the UK as company number 06636665 with a registered office at Woldingham School, Marden Park, Woldingham, Surrey, CR3 7YA

Woldingham School is also registered in the UK as charity number 1125376 with the Charity Commission. For the purposes of the relevant legislation ("UK Data Protection Law"), Woldingham School is the data controller and is represented by the Bursar.

Marden Enterprises Limited is a Limited Company registered in the UK as company number 02873104 with a registered office at Woldingham School, Marden Park, Woldingham, Surrey, CR3 7YA.

Woldingham Vines Ltd is a Limited Company registered in the UK as company number 14356451 with a registered office at Woldingham School, Marden Park, Woldingham, Surrey, CR3 7YA.

## **PURPOSE**

This notice is intended to provide information about how the school will use (or "process") personal data about individuals including: its current, past and prospective students; and their parents, carers or guardians (referred to in this notice as "parents"); its donors and potential donors; and the various visitors and customers of our commercial operations.

Please note that Woldingham School has a separate Staff Privacy Notice for all matters relating to current, former and prospective employees, governors, self-employed contractors, visiting music teachers and other peripatetic workers, casual workers, temps and volunteers.

This information is provided in accordance with the rights of individuals under UK Data Protection Law to understand how their data is used. Members of our school community are all encouraged to read this Privacy Notice and understand the school's obligations to its entire community.

## **GENERAL DATA PROTECTION REGULATION AND DATA PROTECTION ACT**

The UK General Data Protection Regulation [GDPR] includes rules on giving privacy information to those whose data is held by an organisation [data subjects]. These are more detailed and specific than in the UK Data Protection Act 2018 [DPA] and place an emphasis on making privacy notices understandable and accessible. Data controllers are expected to take 'appropriate measures' to ensure that this is the case. The school interprets this as using very clear language to outline each of the responsibilities for each of the data subject groups. GDPR says that the information provided to data subjects about how the school processes their personal data must be:

- concise, transparent, intelligible and easily accessible;
- written in clear and plain language, particularly if addressed to a child; and
- free of charge.

These requirements are about ensuring that privacy information is clear and understandable for data subjects. This Privacy Notice applies alongside any other information the school may provide about a particular use of personal data, for example when collecting data via an online or paper form. This Privacy Notice also applies in addition to the school's other relevant terms and conditions and policies, including:

- any contract created by the school with individuals;
- the school's on-line safety policy including the taking, storing and using images of children, Acceptable Use by students and staff, network security, eSafety, Remote Learning/Working and Bring Your Own Device;
- the school's CCTV, including ANPR technology, and biometrics policies;
- the school's data retention and storage policy;
- the school's safeguarding, pastoral, and health and safety policies, including as to how concerns or incidents are recorded; and

Anyone who works for, or acts on behalf of, the school (including staff, volunteers, governors and service providers) should also be aware of and comply with this Privacy Notice, the Staff Privacy Notice and the school's data protection policy, which also provides further information about how personal data about those individuals will be used.

## RESPONSIBILITY FOR DATA PROTECTION

The Data Controller is Woldingham School and the Director of Finance and Operations (DFO) is the principle representative of the Data Controller and has overall responsibility for Data Protection.

For day to day Data Protection matters the school has appointed a Privacy Officer who will deal with all your requests, including formal Subject Access Requests, enquiries concerning the school's uses of your personal data (see section on Your Rights below) and endeavour to ensure that all personal data is processed in compliance with this notice and Data Protection Law. Contact with the Privacy Officer is via Email: [privacy@woldinghamschool.co.uk](mailto:privacy@woldinghamschool.co.uk)

## THE NEED TO PROCESS PERSONAL DATA

To carry out its ordinary duties to staff, students, parents, governors, donors and hirers the school needs to process a wide range of personal data about individuals (including current, past and prospective staff, students, parents, governors, donors and hirers) as part of its daily operation.

Most of the data processed about individuals is provided by the data subjects themselves and so was given with their full consent. Most of the forms used to gather data, such as Admissions forms, Bursary forms, web site enquiry forms and so on, make this clear. The information obtained in this way will not be processed for any other purpose than that for which it was gathered without the express consent of the data subjects concerned unless we are under a legal obligation to do so. Some of this activity the school will need to carry out in order to fulfil its legal rights, duties or obligations – including those under a contract with its staff, or parents of its students.

Other uses of personal data will be made in accordance with the school's legitimate interests, or the legitimate interests of another, if these are not outweighed by the impact on individuals and provided it does not involve special or sensitive types of data.

## LEGAL BASIS FOR DATA PROCESSING

According to GDPR Article 6 the lawful bases we rely on for processing personal data are:

- For the purposes of student selection (and to confirm the identity of prospective students and their parents) in accordance with the legal basis of ***Legal Obligation***;

- To provide education services, including musical education, physical training or spiritual development, career services, and extra-curricular activities to students, and monitoring students' progress and educational needs in accordance with the legal basis of **Performance of a Contract**;
- Maintaining relationships with alumnae and the school community, including direct marketing, fundraising activity and careers support (such as requesting assistance for speakers at Careers events) in accordance with the legal basis of **Consent** while complying with the Privacy and Electronic Communications Regulations 2011 [PECR];
- For the purposes of donor due diligence, and to confirm the identity of prospective donors and their background and relevant interests conducted by third party approved partners and exclusively from publicly available data in accordance with the legal basis of **Legitimate Interest**;
- To manage commercial operations, via Marden Enterprises Limited and Woldingham Vines Limited, including responding to enquiries, customer relationship management, developing commercial proposals and delivering agreed services with the legal basis of **Performance of a Contract**;
- For the purposes of management planning and forecasting, research and statistical analysis, including that imposed or provided for by law (such as tax, diversity or gender pay gap analysis) in accordance with the legal basis of **Performance of a Contract** and **Legal Obligation**;
- To enable relevant authorities to monitor the school's performance and to intervene or assist with incidents as appropriate in accordance with the legal basis of **Legal Obligation**;
- To give and receive information and references about past, current and prospective students, including relating to outstanding fees or payment history, to/from any educational institution that the student attended or where it is proposed they attend; and to provide references to potential employers of past students in accordance with the legal basis of **Legitimate Interest**;
- To enable students to take part in national or other assessments, and to publish the results of public examinations or other achievements of students of the school in accordance with the legal basis of **Legitimate Interest**;
- To ensure students' welfare and provide appropriate pastoral care in accordance with the legal basis of **Protect the Vital Interests of the Data Subject**;
- To monitor (as appropriate) use of the school's systems and data in accordance with school policies using the legal basis of **Performance of a Contract**;
- To make use of photographic images of students in school promotional material

such as the prospectus, press and media publications, school publications, the school website and (where appropriate) on the school's social media channels in accordance with the school's policy on taking, storing and using images of children in accordance with the legal basis of **Legitimate Interest**;

- For security purposes, including CCTV and Automatic Number Plate Recognition [ANPR], in accordance with the school's CCTV policy in accordance with the legal basis of **Public Interest**;
- To prevent fraud or to report potential crimes in accordance with the legal basis of **Legal Obligation**;
- To carry out or cooperate with any school or external complaints, disciplinary or investigation process in accordance with the legal basis of **Legal Obligation**; and
- Where otherwise reasonably necessary for the school's purposes, including to obtain appropriate professional advice and insurance for the school in accordance with the legal basis of **Legitimate Interest**.

In addition, the school will on occasion need to process **special category personal data** (concerning health, ethnicity, religion, biometrics or sexual life) or criminal records information (such as when carrying out DBS checks) in accordance with rights or duties imposed on it by law, including as regards safeguarding and employment, or from time to time by explicit consent where required. These reasons will include:

- To ensure students' welfare and provide appropriate pastoral (and where necessary, medical) care, and to take appropriate action in the event of an emergency, incident or accident, including by disclosing details of an individual's medical condition or other relevant information where it is in the individual's interests to do so: for example for medical advice, for social protection, safeguarding, and cooperation with police or social services, for insurance purposes or to caterers or organisers of school trips who need to be made aware of dietary or medical needs;
- To provide educational services in the context of any special educational needs of a student;
- To provide spiritual education in the context of any religious beliefs;
- In connection with employment of its staff, for example DBS checks, welfare, reasons for absence, occupational health reports, union membership or pension plans;
- To run any of its systems that operate on biometric data, such as for registering attendance;

- As part of any school or external complaints, disciplinary or investigation process that involves such data, for example if there are SEN, health or safeguarding elements; or
- For legal and regulatory purposes (for example child protection, diversity monitoring and health and safety) and to comply with its legal obligations and duties of care.

## **TYPES OF PERSONAL DATA PROCESSED BY THE SCHOOL**

This will include by way of example:

- names, addresses, telephone numbers, e-mail addresses and other contact details;
- car details (about those who drive onto site and use our car parking facilities);
- biometric information, which will be collected and used by the school for the purpose of registering students' attendance;
- employment details, bank details and other information about parents for the purpose of assessing applications for places, bursaries and collection of fees;
- past, present and prospective students' academic, disciplinary, admissions and attendance records (including information about any special needs), and examination scripts and marks;
- where appropriate, information about individuals' date of birth, health and welfare, and contact details for their next of kin;
- references given or received by the school about students, and relevant information provided by previous educational establishments and/or other professionals or organisations working with students;
- correspondence with and concerning staff, students and parents past and present; and
- images of students (and occasionally other individuals) engaging in school activities, and images captured by the school's CCTV system (in accordance with school policy);

## **THE COLLECTION OF DATA**

Generally, the school receives personal data from the individual directly (including, in the case of students, from their parents). This may be via a form, or simply in the ordinary course of interaction or communication (such as email or written

assessments).

However in some cases personal data will be supplied by third parties (for example another school, or other professionals or authorities working with that individual); or the school may gather information about individuals from publicly available sources – for example, Companies House, the Electoral Register and the media – to help understand more about the individual and their ability to support us. The school may carry out wealth screening, a process which uses trusted third-party partners to automate some of this work. By doing this, conversations about fundraising and volunteering can be focused in the most effective way to ensure that the donor or potential donor has the best possible experience.

## **ACCESS AND SHARING OF PERSONAL DATA**

Occasionally, the school will need to share personal information relating to its community with third parties, such as:

- professional advisers (e.g. lawyers, insurers, and accountants);
- government authorities (e.g. HMRC, DfE, police or the local authority); and
- appropriate regulatory bodies (e.g. the [Independent Schools Inspectorate](#), the [Charity Commission](#) or the [Information Commissioner](#)); and
- service providers (e.g. educational resources, assessment providers, catering companies, travel and transport companies); and
- a parent staff group (WPSA – Woldingham Parent and Staff Association); and
- an alumnae group (WSHA – Woldingham Sacred Heart Association).

In addition, anonymised data is used to complete various census returns (e.g. the [Independent Schools Council](#) [ISC] annual census, the [school-level annual school census](#) [SLASC] and the [Catholic Education Service](#) [CES] census).

For the most part, personal data collected by the school will remain within the school and will be processed by appropriate individuals only in accordance with access protocols (i.e. on a ‘need to know’ basis). Particularly strict rules of access apply in the context of:

- medical records [held and accessed only by the school doctor and appropriate medical staff under his/her supervision, or otherwise in accordance with express consent]; and
- pastoral or safeguarding files.



However, a certain amount of any SEN student's relevant information will need to be provided to staff more widely in the context of providing the necessary care and education that the student requires.

Staff, students and parents are reminded that the school is under duties imposed by law and statutory guidance (including [Keeping Children Safe in Education](#)) to record or report incidents and concerns that arise or are reported to it, in some cases regardless of whether they are proven, if they meet a certain threshold of seriousness in their nature or regularity. This is likely to include file notes on personnel or safeguarding files, and in some cases referrals to relevant authorities such as the LADO or police. For further information about this, please view the school's Safeguarding and Child Protection Policy.

For any processing of Special Category data the school will undertake Data Protection Impact Assessments as appropriate to ensure the data subject's rights are considered carefully and that the storage and use of the data has a legal basis.

An automated system ensures that all Internet usage from the school network is filtered to reduce the risk of access to unsuitable and illegal content according to the On-line Safety and Safeguarding and Child Protection policies.

In addition, the school uses an automated system to process data collected from computer usage (including internet sites visited and search terms used) to alert on possible safeguarding concerns. The alerts are then followed up according to the Safeguarding and Child Protection and other applicable school policies by the Designated Safeguarding Lead [DSL].

Finally, in accordance with UK Data Protection Law and UK GDPR, some of the school's processing activity is carried out on its behalf by third parties, such as IT systems, web developers or cloud storage providers. This is always subject to contractual assurances (Data Processing Agreements) that personal data will be kept securely and only in accordance with the school's specific directions.

## **RETAINING PERSONAL DATA**

The school will retain personal data securely and only in line with how long it is necessary to keep for a legitimate and lawful reason. Full details of the retention periods for the different types of data stored can be found in the Data Retention and Storage policy, which is available on request. Incident reports and safeguarding files may need to be kept much longer, in accordance with specific legal requirements.

A limited and reasonable amount of information will be kept for archiving purposes, for example; and even where you have requested we no longer keep in touch with you, we will need to keep a record of the fact in order to fulfil your wishes (called a "suppression record").

If you have any specific queries about how our retention policy is applied, or wish to request that personal data that you no longer believe to be relevant is considered for erasure, please contact our Privacy Officer ([privacy@woldinghamschool.co.uk](mailto:privacy@woldinghamschool.co.uk)). However, please bear in mind that the school will often have lawful and necessary reasons to hold on to some personal data even following such request.

## **SCHOOL UPDATES AND SUPPORT FOR THE SCHOOL**

The school will use the contact details of parents, Alumnae and other members of the school community to keep them updated about the activities of the school, or Alumnae and parent events of interest, including by sending updates and newsletters, by email and by post. Unless the relevant individual objects, the school will also:

- Share personal data about parents and/or alumnae, as appropriate, with organisations set up to help establish and maintain relationships with the school community. These are our parent staff group WPSA (Woldingham Parent and Staff Association) and our alumnae group WSHA (Woldingham Sacred Heart Association).
- Contact parents and/or alumnae (including via the organisations above) by post and email in order to promote and raise funds for the school and, where appropriate, other worthy causes;
- Collect information from publicly available sources about parents' and alumnae occupation and activities, in order to maximise the school's fundraising potential. The school may carry out wealth screening, a process which uses trusted third-party partners to automate some of this work. By doing this, conversations about fundraising and volunteering can be focused in the most effective way and ensure that the best possible experience as a donor or potential donor is given.
- Should you wish to limit or object to any such use, or would like further information about them, please contact the Privacy Officer ([privacy@woldinghamschool.co.uk](mailto:privacy@woldinghamschool.co.uk)) via email or in writing to Privacy Officer, Woldingham School, Marden Park, Woldingham, Surrey CR3 7YA. You always have the right to withdraw consent, where given, or otherwise object to direct marketing or fundraising. However, the school is nonetheless likely to retain some of your details (not least to ensure that no more communications are sent to that particular address, email or telephone number).

## **YOUR RIGHTS**

### **Rights of access**

Individuals have various rights under UK Data Protection Law and the UK GDPR to access and understand personal data about them held by the school, and in some cases ask for it to be erased or amended or have it transferred to others, or for the school to stop processing it – but subject to certain exemptions and limitations.

Any individual wishing to access or amend their personal data, or wishing it to be transferred to another person or organisation, or who has some other objection to how their personal data is used, should put their request in writing to Privacy Officer ([privacy@woldinghamschool.co.uk](mailto:privacy@woldinghamschool.co.uk)) via email or in writing to Privacy Officer, Woldingham School, Marden Park, Woldingham, Surrey CR3 7YA.

The school will endeavour to respond to any such written requests as soon as is reasonably practicable and in any event within statutory time-limits (which is one month in the case of requests for access to information).

The school will be better able to respond quickly to smaller, targeted requests for information. If the request for information is manifestly excessive or like previous requests, the school may ask you to reconsider, or require a proportionate fee (but only where Data Protection Law allows it).

### **Requests that cannot be fulfilled**

You should be aware that the right of access is limited to your own personal data, and certain data is exempt from the right of access. This will include information which identifies other individuals (and parents need to be aware this may include their own children, in certain limited situations – please see further below), or information which is subject to legal privilege (for example legal advice given to or sought by the school, or documents prepared in connection with a legal action).

The school is also not required to disclose any examination scripts (or other information consisting solely of test answers), provide examination or other test marks ahead of any ordinary publication, nor share any confidential reference given by the school itself for the purposes of the education, training or employment of any individual.

You may have heard of the "right to be forgotten". However, we will sometimes have compelling reasons to refuse specific requests to amend, delete or stop processing your (or your child's) personal data: for example, a legal requirement, or where it falls within a legitimate interest identified in this Privacy Notice. All such requests will be considered

on their own merits.

### **Student requests**

Students can make subject access requests for their own personal data, provided that, in the reasonable opinion of the school, they have enough maturity to understand the request they are making (see section **Whose Rights?** below). A student of any age may ask a parent or other representative to make a subject access request on his/her behalf.

Indeed, while a person with parental responsibility will generally be entitled to make a subject access request on behalf of younger students, the law still considers the information in question to be the child's: for older students, the parent making the request may need to evidence their child's authority for the specific request.

Students aged 13 and above are generally assumed to have this level of maturity, although this will depend on both the child and the personal data requested, including any relevant circumstances at home. Slightly younger children may however be sufficiently mature to have a say in this decision, depending on the child and the circumstances.

### **Parental requests**

It should be clearly understood that the rules on subject access are not the sole basis on which information requests are handled. Parents may not have a statutory right to information, but they and others will often have a legitimate interest or expectation in receiving certain information about students without the student's consent. The school may consider there are lawful grounds for sharing information without reference to that student.

Parents will in general receive educational and pastoral updates about their children, in accordance with the Parent Contract. Where parents are separated, the school will provide the same information to each person with parental responsibility but will factor in all the circumstances including the express wishes of the child.

All information requests from, on behalf of, or concerning students – whether made under subject access or simply as an incidental request – will therefore be considered on a case by case basis.

### **Consent**

Where the school is relying on consent as a means to process personal data, any person may withdraw this consent at any time (subject to similar age considerations as above). Examples where we do rely on consent are: biometrics and sharing contact information

with WPSA. Please be aware however that the school may not be relying on consent but have another lawful reason to process the personal data in question even without your consent.

That reason will usually have been asserted under this Privacy Notice, or may otherwise exist under some form of contract or agreement with the individual (e.g. an employment or parent contract, or because a purchase of goods, services or membership of an organisation such as an Alumnae or parents' association has been requested).

### **Whose rights?**

The rights under UK Data Protection Law and the UK GDPR belong to the individual to whom the data relates. However, the school will often rely on parental authority or notice for the necessary ways it processes personal data relating to students – for example, under the parent contract, or via a form. Parents and students should be aware that this is not necessarily the same as the school relying on strict consent (see section on Consent above).

Where consent is required, it may in some cases be necessary or appropriate – given the nature of the processing in question, and the student's age and understanding – to seek the student's consent. Parents should be aware that in such situations they may not be consulted, depending on the interests of the child, the parents' rights at law or under their contract, and all the circumstances.

In general, the school will assume that students' consent is not required for ordinary disclosure of their personal data to their parents, e.g. for the purposes of keeping parents informed about the student's activities, progress and behaviour, and in the interests of the student's welfare. That is unless, in the school's opinion, there is a good reason to do otherwise.

However, where a student seeks to raise concerns confidentially with a member of staff and expressly withholds their agreement to their personal data being disclosed to their parents, the school may be under an obligation to maintain confidentiality unless, in the school's opinion, there is a good reason to do otherwise; for example where the school believes disclosure will be in the best interests of the student or other students, or if required by law.

Students are required to respect the personal data and privacy of others, and to comply with the school's policies and rules. Staff are under professional duties to do the same covered under the relevant staff policies and Employee Handbook.

## **DATA ACCURACY AND SECURITY**

The school will endeavour to ensure that all personal data held in relation to an individual is as up to date and accurate as possible. Individuals must please notify the School Office or the HR Team of any significant changes to important information, such as contact details, held about them.

An individual has the right to request that any out-of-date, irrelevant or inaccurate or information about them is erased or corrected (subject to certain exemptions and limitations under UK Data Protection Law): please see above for details of why the school may need to process your data, or who you may contact if you disagree.

The school will take appropriate technical and organisational steps to ensure the security of personal data about individuals, including policies around use of technology and devices, and access to school systems. All staff and governors will be made aware of this policy and their duties under Data Protection Law and receive relevant training.

## **THIS NOTICE**

The school will update this Privacy Notice from time to time. Any substantial changes that affect your rights will be provided to you directly as far as is reasonably practicable.

## **QUERIES AND COMPLAINTS**

Any comments or queries on this policy should be directed to the Privacy Officer, Woldingham School, Marden Park, Woldingham, Surrey, CR3 7YA. Or via email [privacy@woldinghamschool.co.uk](mailto:privacy@woldinghamschool.co.uk)

If an individual believes that the school has not complied with this policy or acted otherwise than in accordance with Data Protection Law, they should utilise the school Complaints Policy and Procedure and should also notify the Privacy Officer (details above). You can also make a referral to or lodge a complaint with the Information Commissioner's Office (ICO), although the ICO recommends that steps are taken to resolve the matter with the school before involving the regulator.