

Privacy Notice for Members/Directors/Governors

How we use your information

2021/22

Who are we?

Community Academies Trust is the 'data controller'. This means we are responsible for how your personal information is processed and for what purposes.

Community Academies Trust is registered as the Data Controller with the Information Commissioner's Office (ICO); Registration Number: **ZA073240**

You can contact the Academy Trust as the Data Controller in writing at:

Community Academies Trust, Dimbleby House, Stoneydelph Primary School, Crowden Road, Wilnecote, Tamworth, Staffordshire, B77 4LS or datacontroller@communityacademiestrust.org

What is a Privacy Notice?

A Privacy Notice sets out to individuals how we use any personal information that we hold about them. We are required to publish this information by data protection legislation. This Privacy Notice explains how we process (collect, store, use and share) personal information about our members, directors & governors.

What is Personal Information?

Personal information relates to a living individual who can be identified from that information. Identification can be by the information alone or in conjunction with any other information in the data controller's possession or likely to come into such possession.

'Special category' personal information reveals racial or ethnic origin, political opinions, religious or philosophical beliefs, or trade union membership, and the processing of genetic data, biometric data for the purpose of uniquely identifying a natural person, data concerning health or data concerning a natural person's sex life or sexual orientation.

What personal information do we process about Members/Directors/Governors?

The categories of Member/Director/Governor information that we collect, hold and share include:

- Personal information such as name, any former names, address, date of birth, occupation, telephone, and email contact details
- Special categories of data including characteristics information such gender, age, or ethnic origin.
- Records of Pecuniary Interests
- Disclosure and Barring Service Certificate number and start date
- Self-assessment skills audit
- Personal profiles provided for Trust/School website
- Attendance at Board of Directors and Governing Body Meetings
- CCTV images/recordings

For what purposes do we use personal information?

We use Member/Trustee/Governor data to:

- Fulfil statutory obligations
- Communicate relevant information to individuals or groups or Boards or Local Governing Bodies for the purpose of them carrying out their roles and responsibilities as a Member/Director/Governor

Collecting Member/Director/Governor information

Whilst the majority of Member/Director/Governor information you provide to us is mandatory, some of it is provided to us on a voluntary basis. In order to comply with the General Data Protection Regulation, we will inform you whether you are required to provide certain Member/Director/Governor information to us or if you have a choice in this.

What are the legal reasons for us to process your personal information?

We are required to process personal information in accordance with data protection legislation and only do so when the law allows us to. Data Protection law sets out the lawful reasons we have to process your personal information, and these are as follows:

1) To comply with the law

We collect and use general purpose Member/Director/Governor information in order to meet certain legal requirements and legal obligations placed upon the school by UK law. We therefore have the right to process your personal information for such purposes without the need to obtain your consent.

Details of the type of processing that we must undertake, the personal data that is processed, the legislation which requires us to do so and who we may share this information with is set out in Table 1.

2) To protect someone's vital interests

We are able to process personal information when there is an emergency and/or where a person's life is in danger.

Details of the type of processing that we may undertake on this basis and who we may share that information is set out in Table 2.

3) With the consent of the individual to whom that information 'belongs'

Whilst much of the personal information is processed in accordance with a legal requirement, there is some personal information that we can only process when we have your consent to do so. In these circumstances, we will provide you with specific and explicit information regarding the reasons the data is being collected and how the data will be used.

Details of the type of processing that we may undertake on this basis and who we may share that information is set out in Table 3.

Special category personal information

In order to process 'special category' data, we must be able to demonstrate how the law allows us to do so. In addition to the lawful reasons above, we must also be satisfied that ONE of the following additional lawful reasons applies:

- 1) Explicit consent of the data subject
- 2) Necessary for carrying out obligations and exercising specific rights in relation to employment and social security and social protection law
- 3) Processing relates to personal data which is manifestly made public by the data subject
- 4) Necessary for establishing, exercising, or defending legal claims

- 5) Necessary for reasons of substantial public interest
- 6) Necessary for preventive or occupational medicine, or for reasons of public interest in the area of public health
- 7) Necessary for archiving, historical research, or statistical purposes in the public interest

The lawful reasons for each type of sensitive category personal information that we process is set out in the tables attached.

4) For legitimate interests

We are able to process your information as it is necessary for your legitimate interests.

Details of the type of processing that we may undertake on this basis and who we may share that information is set out in Table 4.

Who might we share your information with?

We routinely share Member/Director/Governor information with:

- Local Authorities
- The Department for Education (DfE)
- Companies House (Member/Directors only)
- Academy Trust Members and Directors (Members/Directors/Local Governing Body Members)
- Local Governing Bodies (Local Governing Body Members)
- The public through publications on the Community Academies Trust website

We do not share information about our Members/Directors/Governors unless the law and our policies allow us to do so.

Please refer to the tables for information about what personal information is shared with which specific third parties.

What do we do with your information?

All personal information is held in a manner which is compliant with Data Protection legislation. Personal information is only processed for the purpose it was collected. The Academy Trust monitors the personal information it processes and will only share personal information with a third party if it has a legal basis to do so (as set out above).

How long do we keep your information for?

In retaining personal information, the Academy Trust complies with the Retention Schedules provided by the Information Record Management Society. The schedules set out the Statutory Provisions under which the Academy Trust are required to retain the information

A copy of those schedules can be located using the following link:

<http://irms.org.uk/page/SchoolsToolkit>

Transferring data internationally

Where we transfer personal data to a country outside of the UK, we will do so with the appropriate safeguards in place in accordance with data protection law.

What are your rights with respect of your personal information?

Under data protection law, Members/Directors/Governors have the right to request access to information about them that we hold. To make a request for your personal information contact the School Data Protection Officer at Warwickshire Legal Services via email at schooldpo@warwickshire.gov.uk or alternatively;

School Data Protection Officer
Warwickshire Legal Services
Warwickshire County Council
Shire Hall
Market Square
Warwick
CV34 4RL

**** Please ensure that you specify you are requesting personal information that Community Academies Trust holds and which school or schools within the trust this relates to.**

You also have the right to:

- object to processing of personal data that is likely to cause, or is causing, damage or distress
- prevent processing for the purpose of direct marketing
- object to decisions being taken by automated means
- in certain circumstances, have inaccurate personal data rectified, blocked, erased, or destroyed; and
- claim compensation for damages caused by a breach of the Data Protection regulations

If you have a concern about the way we are collecting or using your personal data, you should raise your concern with us in the first instance or directly to the Information Commissioner's Office at <https://ico.org.uk/concerns/>

Review

The content of this Privacy Notice will be reviewed in **October 2022**.

Table 1 – Personal information we are required to process to comply with the law:

Information Type	Relevant legislation	Special Category– additional lawful reason	Third Parties with whom we share the information	Lawful reason for sharing
<ul style="list-style-type: none"> • Name • Address • Date of Birth 	Academies Act 2010		DfE (including GIAS website)	Legal Obligation
<ul style="list-style-type: none"> • Name of director • Address • Date of Birth • Nationality • Occupation • Date of appointment/resignation as director 	Companies Act 2006		Companies House (Directors only)	Legal Obligation
<ul style="list-style-type: none"> • Name • Pecuniary interests • Attendance at meetings • Appointment date • Resignation date • Method of appointment 	Academies Financial Handbook		Public record on website	Legal Obligation
<ul style="list-style-type: none"> • Name of members/directors • Attendance at meetings • Appointment date • Resignation date • Related party transactions • Remuneration and pension contributions of trust-employed directors • Expenses 	Companies Act 2006/Academies Accounts Direction		External auditor	Legal Obligation
<ul style="list-style-type: none"> • Name of members/directors • Attendance at meetings • Appointment date 	Companies Act 2006/Academies Accounts Direction		Public record in statutory accounts	Legal Obligation

<ul style="list-style-type: none"> • Resignation date • Related party transactions • Remuneration and pension contributions of trust-employed directors 				
<ul style="list-style-type: none"> • DBS check • Suitability check • Section 128 check • Disqualification by association • Prohibition checks 	KCSIE/Academy Trust Handbook 2021		<ul style="list-style-type: none"> • WCC DBS checking service • Ofsted 	Legal Obligation

Table 2 – Personal information we are required to process as it is necessary to protect someone’s vital interests

Information Type	Special Category - additional lawful reason	Third Parties with whom we share the information	Lawful reason for sharing
Medical Information	Necessary to protect vital interests of the data subject or another person where the data subject is physically or legally incapable of giving consent OR Necessary for preventative/ occupational medicine	Medical staff i.e. paramedics/ambulance Responsible/First aid trained staff on residential trips	Vital Interests
Medical Conditions & Emergency Contact Details	Necessary for preventative/ occupational medicine	Medical staff i.e. paramedics/ambulance Responsible/First aid trained staff on residential trips	Vital Interests
Religious belief	Necessary to protect vital interests of the data subject or another person where the data subject is physically or legally incapable of giving consent	Medical staff i.e. paramedics/ambulance	Vital Interests

Table 3 - Personal information we are required to process with the consent of the individual to whom that information 'belongs'

Information Type	Special Category - additional lawful reason	Third Parties with whom we share the information	Lawful reason for sharing
Personal Profile Photograph		Public record on website	Consent
Skills Audit		Not shared externally	Consent
Name		IT service provider	Consent

Table 4 – Personal information we are required to process as it is necessary for your legitimate interests

Information Type	Special Category – additional lawful reason	Third parties with whom we share the information	Lawful reason for sharing
<ul style="list-style-type: none"> • CCTV images 		<ul style="list-style-type: none"> • Police • External security providers 	Legitimate Interests