



**Truro and Penwith  
Academy Trust**

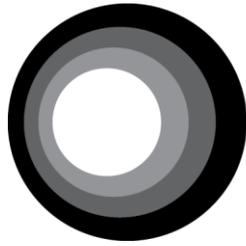
## **Data Protection Policy**

The following policy applies to all Truro & Penwith Academy Trust Schools:

|   |                                  |
|---|----------------------------------|
| <b>Alverton Primary School</b>          | <b>Nancledra School</b>          |
| <b>Berrycoombe Primary School</b>       | <b>Newlyn School</b>             |
| <b>Blackwater C.P. School</b>           | <b>Pendeen School</b>            |
| <b>Bodriggy Academy</b>                 | <b>Pensans C.P. School</b>       |
| <b>Cape Cornwall School</b>             | <b>Perranporth C.P. School</b>   |
| <b>Cardinham School</b>                 | <b>Roche C.P. School</b>         |
| <b>Chacewater Primary School</b>        | <b>Sennen Primary School</b>     |
| <b>Gulval School</b>                    | <b>St Dennis Primary Academy</b> |
| <b>Hayle Academy</b>                    | <b>St Erth School</b>            |
| <b>Kehelland Village School</b>         | <b>St Ives School</b>            |
| <b>Kennall Vale School</b>              | <b>St Just Primary School</b>    |
| <b>Lanivet Community Primary School</b> | <b>Threemilestone School</b>     |
| <b>Liskeard Hillfort School</b>         | <b>Trewirgie Infants</b>         |
| <b>Mithian School</b>                   | <b>Tywardreath School</b>        |
| <b>Mousehole Primary School</b>         |                                  |

**DATE APPROVED BY TPAT Board of Trustees: January 2021**

**DATE FOR REVIEW: January 2023**



# Truro and Penwith **Academy Trust**

## DATA PROTECTION POLICY

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## **1. INTRODUCTION**

The Board of Trustees and the Local Governing Body in each academy has overall responsibility for ensuring that records are maintained, including security and access arrangements, in accordance with Education Regulations and all other statutory provisions. On a day to day basis the Trust designates the Director of Business and Finance the Data Protection Officer for its Academies.

The Trust intends to comply fully with the requirements and principles of the Data Protection Act 2018

This policy applies to all personal data held by the Trust. It encompasses paper records, data held on computer and associated equipment of whatever type and at whatever location used by or on behalf of the Trust.

This policy applies to all those who have access to personal data, whether employees, governors (or other public representatives), trustees, employees of associated organisations or volunteers. It includes those who work at home or from home, who must follow the same procedures as they would in an office environment.

## **2. DEFINITIONS**

Within this policy reference is made to certain terms that are explained below:

- **Data Subject** – an individual who is the subject of the personal data or the person to whom the information relates;
- **Processing** – obtaining, recording or holding the information or data;
- **Personal Data** – data which relates to a living individual who is identifiable;
- **Academy** – refers to each and every Academy included in the Trust.

## **3. MANAGING DATA AND DATA QUALITY**

### **3.1 Fair Collection and Processing**

The Trust takes its responsibility for collecting and using personal data very seriously and undertakes to do so both fairly and lawfully by informing all data subjects of the reasons for data collection, the purposes for which the data are held, the likely recipients of the data and the data subjects' right of access. Wherever possible, information about the use of personal data is printed on the appropriate collection form. If details are given verbally, the person collecting the data will explain the details before obtaining the information.

### **3.2 Registered Purpose**

The Data Protection Registration entries for the Academies within the Trust are available for inspection, by appointment at the appropriate School Office. (Addresses and contact details can be found under point 5 of this policy).

Explanation of any codes and categories entered is available from the Director of Business and Finance who is the person nominated to deal with the Data Protection issues within the Trust. Registered purposes covering the data held at each academy are listed on the Academy's Registration and data collection documents. Information held for these stated purposes will not be used for any other purpose without the data subject's consent.

### **3.3 Data Integrity**

The Trust undertakes to ensure data integrity by the following methods:

#### **Data accuracy**

Data will be as accurate and up to date as is reasonably possible. If a data subject informs the Academy of a change of circumstances their record will be updated as soon as is practicable.

Where a data subject challenges the accuracy of their data, the academy will immediately mark the record as potentially inaccurate or 'challenged'. In the case of any dispute, the academy will try to resolve the issue informally, but if this proves impossible, disputes will be referred to the Local Governing Body for their judgement. If the problem cannot be resolved at this stage, either side may seek independent arbitration. Until resolved the 'challenged' marker will remain and all disclosures of the affected information will contain both versions of the information.

#### **Data adequacy and relevance**

Data held about people will be adequate, relevant and not excessive in relation to the purpose for which data is being held. In order to ensure compliance with this principle, the academy will check records regularly for missing, irrelevant or seemingly excessive information and may contact data subjects to verify certain items of data.

#### **Length of time**

Data held about individuals will not be kept for longer than necessary for the purposes registered. It is the duty of the academy office staff to ensure that obsolete data is properly erased. The Trust uses the Information and Records Management Society Records Management Toolkit for Schools for guidance on retention periods. The Toolkit can be accessed on line at:

<http://www.irms.org.uk/resources/information-guides/199-rm-toolkit-for-school>

#### **Authorised disclosures**

The Trust will process data which may include sharing data internally and externally for specific purposes set out below. In other circumstances the Trust will only share data outside of the Trust where consent has been given.

These circumstances are strictly limited to:

- Pupil data disclosed to authorised recipients related to education and administration necessary for the academy to perform its statutory duties and obligations;
- Pupil data disclosed to authorised recipients in respect of their child's health, safety and welfare;
- Pupil data disclosed to parents in respect of their child's progress, achievements, attendance, attitude or general demeanour within or in the vicinity of the academy;
- Staff data disclosed to relevant authorities e.g. in respect of payroll and administrative matters;
- Unavoidable disclosures, for example to an engineer during maintenance of a computer system. In such circumstances the engineer would be required to sign a form promising not to disclose the data outside the academy;
- Only authorised and trained staff are allowed to make external disclosures of personal data. Data used within the academies by administrative staff, teachers and welfare officers will only be made available where the person requesting the information is a professional legitimately working within the academy who **needs to know** the information in order to do their work. The academy will not disclose anything on pupils' records which would be likely to cause serious harm to their physical or mental health or that of anyone else – including anything where suggestions that they are, or have been, either the subject of or at risk of child abuse.

### **Websites and social media**

On school websites or social media academies will ensure that they do not publish personal information (including images) without permission from the individual concerned. Access to websites and social media will be monitored by the academies on a regular basis.

### **CCTV**

Images of people are covered by the Data Protection Act, and so is information about people which is derived from images – for example, vehicle registration numbers. Where CCTV is used on Trust premises the Trust will inform people if it is in use.

### **3.4 Data and computer security**

The Trust undertakes to ensure security of personal data by the following general methods such as –

#### **Physical security**

Appropriate building security measures are in place on each academy site, such as alarms, window bars, deadlocks and computer hardware cable locks. Only authorised persons are allowed access to personal files. Information will be locked away securely when not in use. Visitors to the academies are required to sign in and out, to wear identification badges whilst in the academy and are, where appropriate, accompanied.

### **Logical security**

Security software including firewalls are installed on all computers containing personal data and are updated on a regular basis. Where needed, mobile devices, including phones, memory sticks and laptops are also encrypted. Only authorised users are allowed access to the computer files. Security copies of computer files are taken regularly. Access to computer systems are password controlled and these passwords are changed regularly. Passwords are not shared with another person and are unique to the user.

### **3.5 Procedural Security**

All staff are trained in their Data Protection obligations and their knowledge updated as necessary. Computer printouts as well as source documents are shredded before disposal.

Overall security for data is determined by the Headteacher in each academy and is monitored and reviewed regularly, especially if a security breach becomes apparent.

Any queries or concerns about security of data in any of the academies should in the first instance be referred to the office staff of the appropriate academy.

## **4. PROCESSING A SUBJECT ACCESS REQUEST**

Pupils have a right of access under the Data Protection Act 1998 to their own information. This is known as the right of subject access. When a child cannot act for themselves due to lack of capacity\* for example or the child gives explicit permission, parents will be able to access this information on their behalf.

\*With children this is dependent upon their capacity to understand (normally age 12 or above) and the nature of the request. The Headteacher should discuss the request with the child and take their view into account when making a decision.

### **As a parent, what sort of information can I access?**

You have a right to access your child's educational record. This covers information that comes from a teacher or other employee of a local authority, academy or school, the pupil or you as a parent, and is processed by or for the academy's governing body or teacher, except for information the teacher has solely for their own use. So it will cover information such as the records of the pupil's academic achievements as well as correspondence from teachers, local education authority employees and educational psychologists engaged by the academy's governing body. It may also include information from the child and from you, as a parent. Information provided by the parent of another child would not form part of a child's educational record.

### **As a parent, how can I access my child's educational record?**

By making a request in writing to the Academy's local Governing Body. You can use the form at the end of this policy or you can contact the academy to request a copy is sent to you. Alternatively, you can submit

your request in a letter format provided you include all the information requested on the template.

**How long should this take?**

A request for an educational record must receive a response within 30 days.

**How much will it cost?**

The academy can charge what it costs to supply a copy of the information. Full guidance on charging can be obtained from the Information Commissioners Office and the school may refer to that guidance on a case by case basis to ensure it is charging in accordance with the Regulations.

**As a parent, when can I request other information about my child?**

You will be able to access all the information about your child if your child is unable to act on their own behalf or gives their permission. As a general guide, a child of 12 or older is expected to be mature enough to make this kind of request.

**As a parent, are there circumstances where I could be denied access to my child's educational record?**

There are certain circumstances where the academy can withhold an educational record, for example, where the information might cause serious harm to the physical or mental health of the pupil or another individual.

**As a pupil, what rights do I have to access my information?**

You have (or someone acting on your behalf has) the right to a copy of your own information. This is known as the right of subject access. However, academies may withhold information in certain circumstances, such as where serious harm may be caused to your physical or mental health or another individual, or where the request is for an exam script or for exam marks before they are officially announced.

**What if the information you want involves information about another person?**

Information about another person may not always be available to you. Unless the other person gives their permission, or it is reasonable in the circumstances to provide the information without permission, the academy will be entitled to withhold this information.

## 5. Enquiries and further information

For academy specific information and requests please contact the academy office as follows:

Alverton CP School  
Toltuff Crescent  
Alverton  
Penzance  
TR18 4QD  
Tel: 01736 364087

Email: [head@alverton.tpacademytrust.org](mailto:head@alverton.tpacademytrust.org)

Berrycoombe School  
Berrycoombe Vale  
Berrycoombe  
Bodmin  
PL31 2PH  
Tel: 0120874969

Email: [head@berrycoombe.cornwall.sch.uk](mailto:head@berrycoombe.cornwall.sch.uk)

Blackwater School  
North Hill  
Blackwater  
Truro  
TR4 8ES  
Tel: 01872 560570

Email: [head@blackwater.tpacademytrust.org](mailto:head@blackwater.tpacademytrust.org)

Bodriggy Academy  
Humphry Davy Lane  
Hayle  
TR27 4DN

Email: [head@bodriggy.tpacademytrust.org](mailto:head@bodriggy.tpacademytrust.org)

Cape Cornwall School  
Cape Cornwall Road  
St Just  
Penzance  
TR19 7JX

Email: [head@cape.tpacademytrust.org](mailto:head@cape.tpacademytrust.org)

Cardinham School  
Cardinham  
Bodmin  
PL30 4BN  
Tel: 01208821326

Email: [head@cardinham.tpacademytrust.org](mailto:head@cardinham.tpacademytrust.org)

Chacewater School  
Church Hill  
Chacewater  
TR4 8PZ  
Tel: 01872 560302

Email: [head@chacewaterschool.co.uk](mailto:head@chacewaterschool.co.uk)

Gulval School

School Lane  
Penzance  
TR18 3BJ  
Tel: 01736364707

Email: [pbaker@gulvalschool.org.uk](mailto:pbaker@gulvalschool.org.uk)

Hayle Academy  
3 High Lanes  
Hayle  
TR27 4DN  
Tel: 01736 753009

Email: [head@hayleacademy.net](mailto:head@hayleacademy.net)

Kehelland School  
Kehelland  
Camborne  
TR14 0DA  
Tel: 01209 713928

Email: [head@kehelland.tpacademytrust.org](mailto:head@kehelland.tpacademytrust.org)

Kennall Vale School  
Park Crescent  
Ponsanooth  
TR3 7HY  
Tel: 01872 863672

Email: [head@kennallvale.tpacademytrust.org](mailto:head@kennallvale.tpacademytrust.org)

Lanivet School  
Honeys Hill  
Lanivet  
Bodmin  
PL30 5HE  
Tel: 01208831417

Email: [head@lanivet.tpacademytrust.org](mailto:head@lanivet.tpacademytrust.org)

Liskeard Hillfort  
Old Road  
Liskeard  
PL14 6HZ  
Tel: 01579343443

Email: [head@hillfort.tpacademytrust.org](mailto:head@hillfort.tpacademytrust.org)

Mithian School  
Buckshead  
St Agnes  
Truro  
TR5 0XW  
Tel: 01872 552711

Email: [head@mithian.cornwall.sch.uk](mailto:head@mithian.cornwall.sch.uk)

Mousehole School  
Foxes Lane  
Mousehole  
Penzance  
TR19 6QQ  
Tel: 01736 731427

Email: [head@mousehole.tpacademytrust.org](mailto:head@mousehole.tpacademytrust.org)

Nancladra School

Nancladra  
Penzance  
TR20 8NB  
Tel: 01736 740409

Email: [head@nancladra.tpacademytrust.org](mailto:head@nancladra.tpacademytrust.org)

Newlyn School  
Carne Road  
Newlyn  
Penzance  
TR18 5QA  
Tel: 01736 363509

Email: [head@newlyn.tpacademytrust.org](mailto:head@newlyn.tpacademytrust.org)

Pendeen School  
Church Road  
Pendeen  
Penzance  
TR19 7SE  
Tel: 01736 788583

Email: [head@pendeen.tpacadmeytrust.org](mailto:head@pendeen.tpacadmeytrust.org)

Pensans CP School  
Madron Road  
Penzance  
TR20 8UH  
Tel: 01736 363627

Email: [head@pensans.cornwall.sch.uk](mailto:head@pensans.cornwall.sch.uk)

Perranporth School  
Liskey Hill  
Perranporth  
TR6 0EU  
Tel: 01872 572021

Email: [head@perranporth.cornwall.sch.uk](mailto:head@perranporth.cornwall.sch.uk)

Roche School  
Fore Street  
Roche  
St Austell  
PL26 8EP  
Tel: 01726 890323

Email: [head@roche.tpacademytrust.org](mailto:head@roche.tpacademytrust.org)

Sennen School  
Heritage Coast  
Sennen  
Penzance  
TR19 7AW  
Tel: 01736 871392

Email: [head@sennen.tpacademytrust.org](mailto:head@sennen.tpacademytrust.org)

St Dennis Academy  
Carne Hill  
St Dennis  
St Austell  
PL26 8AY  
Tel: 01726 822546

Email: [head@stdennis.tpacademytrust.org](mailto:head@stdennis.tpacademytrust.org)

St Erth School

School Lane  
St Erth  
Hayle  
TR27 6HN  
Tel: 01736 753153      Email: [head@sterth.tpacademytrust.org](mailto:head@sterth.tpacademytrust.org)

St Ives School  
Higher Tregenna  
St Ives  
TR26 2BB  
Tel: 01736 795608      Email: [head@stives.tpacademytrust.org](mailto:head@stives.tpacademytrust.org)

St Just School  
Bosorne Road  
St Just  
Penzance  
TR19 7JU  
Tel: 01736 788478      Email: [head@stjust.tpacademytrust.org](mailto:head@stjust.tpacademytrust.org)

Threemilestone School  
Polstain Road  
Threemilestone  
Truro  
TR3 6DH  
Tel: 01872 263326      Email: [head@threemilestone.cornwall.sch.uk](mailto:head@threemilestone.cornwall.sch.uk)

Trewirgie Infants & Nursery School  
Trewirgie Road,  
Redruth,  
TR15 2SZ  
Tel: 01209216111      Email: [secretary@trewirgieinf.tpacademytrust.org](mailto:secretary@trewirgieinf.tpacademytrust.org)

For Truro and Penwith Academy Trust data protection information please contact the Director of Business and Finance, Truro and Penwith Academy Trust, Academy House, Truro Business Park, Threemilestone, Truro TR4 9LD.

To contact the Trust DPO  
Josie Medforth, Panoramic Business Operations Services Ltd  
[DPO@panoramic.org.uk](mailto:DPO@panoramic.org.uk)

To contact the Information Commissioner's Office:  
Wycliffe House Water Lane  
Wilmslow  
Cheshire  
SK9 5AF

Tel: 0303 123 1113 (local rate) [www.ico.org.uk](http://www.ico.org.uk)

**Access to personal data request**

|  |   |
|--|---|
| Surname  |   |
| Forenames  |   |
| Enquirer's Address   |   |
| Enquirer's Postcode  |   |
| Telephone Number   |   |
| Are you the person who is the subject of the records you are enquiring about   | YES / NO  |
| If NO, Do you have parental responsibility for a child who is the "Data Subject" of the records you are enquiring about? | If YES,<br>Name of child or children about whose personal data records you are enquiring<br><br>.....<br><br>.....<br><br>..... |
| Description of Concern / Area of Concern   |   |
| Description of Information or Topic(s) Requested (In your own words)   |   |
| Please send reply to   |   |

**Data subject declaration**

I request that the Academy search its records based on the information supplied above under Section 7 (1) of the Data Protection Act 1998 and provide a description of the personal data found from the information described in the details outlined above relating to me (or my child/children) being processed by the School.

I agree that the reply period will commence when I have supplied sufficient information to enable the School to perform the search.

I consent to the reply being disclosed and sent to me at my stated address (or to the Despatch Name and Address above who I have authorised to receive such information).

Signature of "Data Subject" (or Subject's Parent) .....

Name of "Data Subject" (or Subject's Parent)  
(PRINTED)..... Dated .....