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Contact Details:

YSGOL GYMRAEG CAERFFILI

Telephone: 02920 852531

Email: YsgolGymraegCaerffili@sch.caerphilly.gov.uk

Description of Privacy Notice: This privacy notice will explain how Ysgol Gymraeg Caerffili use will process personal information about pupils and families.

How we will use your information

Source and type of information being processed

The categories of pupil information that we collect, hold and share include:

- personal information (such as name, unique pupil number and address)
- characteristics (such as ethnicity, language, nationality, country of birth and free school meal eligibility)
- attendance information (such as sessions attended, number of absences and absence reasons)
- behavioural information (such as exclusions and any relevant alternative provision put in place)
- safeguarding information (such as court orders and professional involvement)
- special educational needs (including the needs and ranking)
- medical and administration (such as doctors' information, child health, dental health, allergies, medication and dietary requirements)
- contact details, contact preferences, date of birth, identification documents
- performance in internal and national assessments and examinations, assessment information
- pupil and curricular records
- details of any medical conditions, including physical and mental health
- details of any support received, including care packages, plans and support providers
- photographs
- CCTV images captured in school

Source of the personal data

This information has been collected from:

- Pupils/families directly, (e.g. via registration forms at the start of the school year, school trip applications, etc)
- Other schools where a pupil has previously attended
- Caerphilly County Borough Council Education Directorate
- Caerphilly County Borough Council Social Services Directorate (if applicable)
- Aneurin Bevan University Health Board School Health Service

If you would like further information on the source of this information, please contact the school.

Your Obligations

Certain pupil data is essential for the schools' operational use. Whilst the majority of pupil information you provide to us is mandatory due to a legal or contractual obligation (please see below), some if it is optional, and if this is the case you will be asked to give your consent.

We will inform you at the point of collection whether you are required to provide certain pupil information to us, or if you have a choice in this. The school will also outline any consequences should you decide not to provide information or to subsequently withdraw consent.

Why do we collect and use your information

Ysgol Gymraeg Caerffili collects information about children and young people and their parents or legal guardians upon enrolment and at other key times during the school year. When children and young people transfer, they may receive information from other schools and early years providers.

Ysgol Gymraeg Caerffili processes the information it collects to administer the education it provides to children and young people. For example:

- the provision of educational services to individuals;
- monitoring and reporting on pupils'/children's educational progress;
- the provision of welfare, pastoral care and health services;
- the giving of support and guidance to children and young people, their parents and legal guardians;
- the organisation of educational events and trips;

Ysgol Gymraeg Caerffili collects information about children and young people and their parents or legal guardians when they apply for admission to Ysgol Gymraeg Caerffili. This data can be accessed by Caerphilly County Borough Council for the same reasons listed above.

We collect and use pupil information under Section 537A of the Education Act 1996 and section 83 of the Children Act 1989. We also comply with Article 6(1)(c) and Article 9 (2)(b) of the General Data Protection Regulation (GDPR).

We use pupil data:

- to support pupil learning
- to monitor and report on pupil progress
- to provide appropriate pastoral care
- to assess the quality of our services
- to keep children safe (food allergies, or emergency contact details)
- to meet the statutory duties placed upon us for Welsh Government data collections
- to administer trips and activities, catering and free school meal management, which may include identity management/authentication using biometrics
- to support pupils to decide what they want to do after leaving school

Legal basis for processing

For the processing of personal data to be lawful under the General Data Protection Regulations 2016, a valid condition from Article 6 of the Regulations must be identified.

Mandatory school processing of pupil information is covered by:

6(1)(e) processing is necessary for the performance of a task carried out in the public interest or in the exercise of official authority vested in the controller

The public task is provided by:

Education Act (1996/2002);
Special Educational Needs Code of Practice for Wales (2002)

Optional processing of personal data is covered by the Article 6 condition:

6(1)(a) the data subject has given consent to the processing of his or her personal data for one or more specific purposes

For instance, Ysgol Gymraeg Caerffili will ask for your consent to publish or display photographs of your son/daughter on displays around the school, in newspaper or local magazine articles, and on our website and/or social media pages. You have the right to withdraw consent at any time. Please contact the school for further information.

Data Protection legislation provides extra protection for certain classes of information called 'special categories of personal data', which includes:

- Racial or ethnic origin
- Religious or other beliefs of a similar nature
- Political opinion
- Physical or mental health or condition
- Genetic data
- Biometric data (where used for identification purposes)
- Sexual life or orientation
- Trade union membership

Data Protection legislation also provides extra protection for personal data in relation to criminal allegations, proceedings, outcomes and sentences.

If any information falls within these definitions, additional conditions are required from Article 9 for special category data and Article 10 for personal data relating to crimes, taking into account additional provisions of the Data Protection Act 2018. If you have any questions in the meantime, please contact the school.

Article 9(2)(g) for special category data –
processing is necessary for reasons of substantial public interest on the basis of Union or Member State law; and Article 10 for criminal data – when the processing is authorised by Union or Member State law.

The relevant Member State law is the Data Protection Act 2018, and this processing is covered by Schedule 1, Part II, 6(1).

This condition is met if the processing—

(a) is necessary for a purpose listed in sub-paragraph (2), and
(b) is necessary for reasons of substantial public interest.

(2) *Those purposes are—*

(a) the exercise of a function conferred on a person by an enactment or rule of law;
(b) the exercise of a function of the Crown, a Minister of the Crown or a government department.

Who will have access to your information?

Identity of Data Controller and Data Protection Officer

The Data Controller for your information is Ysgol Gymraeg Caerffili.

The Data Protection Officer is contracted by the school to Caerphilly County Borough Council. You can contact the school Data Protection Officer on 01443 864049, or by email at dataprotection@caerphilly.gov.uk

Details of main users of your information

The main users of your information will be Ysgol Gymraeg Caerffili.

Details of sharing your information with other organisations

We may be required to share certain pupil information with specific organisations, but only with a clearly defined reason and an appropriate legal basis under data protection law.

We always ensure that the sharing of personal information is securely undertaken.

Organisation	Reason	Lawful Basis
School/College/Day Centre that the pupil subsequently attends	Continuity of education	Compliance with a legal obligation (Art 6 GDPR)
Caerphilly County Borough Council	To monitor education provision and research to inform policy and funding decisions	Compliance with a legal obligation (Art 6 GDPR)
	To provide IT support	Processing necessary for performance of a contract (Art 6 GDPR)
	To provide Health and Safety support	Processing necessary for performance of a contract (Art 6 GDPR)
	To defend insurance claims	Processing necessary for legitimate interests (Art 6 GDPR) and legal proceedings (Art 9 GDPR)
	To administer Special Educational Needs support	Compliance with a public task (Art 6 and 9 GDPR)
	Safeguarding purposes	Compliance with a legal obligation, vital interests, or public task (Art 6 and 9 GDPR)
Welsh Government (further detail below)	Provision of statistics to monitor education	Compliance with a legal obligation (Art 6 GDPR)

Education Achievement Service	To support school with bench marking and target setting to help raise education standards. To produce up-to-date and accurate information also provided to inform School Governors.	Compliance with a legal obligation or public task (Art 6 GDPR)
Aneurin Bevan University Health Board	To provide a school health service	Compliance with a public task (Art 6 GDPR); public health (Art 9 GDPR)
	Safeguarding purposes	Compliance with a legal obligation, vital interests, or public task (Art 6 and 9 GDPR)
Therapy Intervention Services	Staff from other services (including social workers and doctors) working with a child so that a multi professional approach can be adopted for trying to understand problem behaviours and for risk management purposes	Compliance with a public task (Art 6 GDPR); public health (Art 9 GDPR)

Sharing information with Welsh Government

In addition, the **Welsh Government** receives information on pupils directly from schools normally as part of statutory data collections which consists of the following:

- Pupil Level Annual School Census (PLASC)
- National data collection (NDC)
- Attendance collection
- Welsh National Tests (WNT) data collection

In addition to the data collected as part of PLASC, the Welsh Government and Local Authorities also receive information regarding National Curriculum assessments, public examination results, and attendance data at individual pupil level which comes from Schools or Awarding Bodies (e.g. WJEC).

The Welsh Government uses this personal information for research (carried out in a way that ensures individual children and young people cannot be identified) and for statistical purposes, to inform, influence and improve education policy and to monitor the performance of the education service as a whole. Examples of the sort of statistics produced can be viewed at www.wales.gov.uk/statistics. Further information is on the Welsh Governments' use of personal data is set out within the Welsh Governments' Privacy Policy which is available here.

Details of any external data processors

Teachers2Parents (Please refer to privacy policy https://www.teachers2parents.co.uk/public/teachers/privacypolicy.html.nocache

Purple Mash (Please refer to privacy notice at bottom of page : https://2simple.com/about-2simple/

Hwb: Please refer to privacy policy https://hwb.gov.wales/privacy

Primarysite.net https://ysgol-gymraeg-penalltau.secure-primarysite.net/special/policy

Caerphilly Swimming : https://www.caerphilly.gov.uk/Privacy-Notice-Nofio-Ysgol

SIMs https://www.capita-sims.co.uk/privacy-notice

S2S DfE https://www.gov.uk/help/privacy-notice

Details of transfers to any countries outside of the European Economic Area

Seesaw (Please refer to privacy notice) https://web.seesaw.me/privacy/

Facebook https://en-gb.facebook.com/privacy/explanation (only if specific consent has been given)

Twitter https://twitter.com/en/privacy (only if specific consent has been given)

Apple iMovie https://support.apple.com/en-gb/HT208525

Edukey https://www.edukey.co.uk/gdpr-compliance/ https://www.edukey.co.uk/privacy

Flipgrid https://legal.flipgrid.com/privacy.html

Google Classroom https://www.google.com/why-google/privacy-security/

Hwb https://hwb.gov.wales/support-centre/trust-centre/data-protection/privacy-notice

Mathletics https://www.3plearning.com/privacy/

Groupcall (Traciwr) https://www.groupcall.com/privacy

Requests for information

All recorded information held by the school may be subject to requests under the Freedom of Information Act 2000, Environmental Information Regulations 2004 and Data Protection legislation (General Data Protection Regulations 2016 and Data Protection Act 2018).

If the information you provide is subject to such a request, where possible, the school will consult with you on its release. If you object to the release of your information, we will withhold your information if the relevant legislation allows.

How long will we retain your information?

Details of retention period

We hold pupil data securely for the set amount of time documented in our data retention schedule. Ysgol Gymraeg Penalltau will retain information for the duration the child remains at the primary school, and securely transfer the information to the secondary school or alternative provision when the child moves on.

Marketing

Details of marketing

Prospective parents

You have consented to your contact details being used for marketing purposes – in the advertising of nursery places. You have been provided with details of the marketing that the school would like

to carry out, together with any options such as how you would like to be contacted. You are able to withdraw your consent to marketing at any time by contacting the school.

Your Rights (including Complaints Procedure)

Your rights under data protection law

Data Protection laws give data subjects (those who the information is about) a number of rights, which include:

- **Right to be informed** how personal data is collected, stored, managed, protected, and processed.
- **Right of access** to request a copy of personal information held of yourself. However, please be aware that information can sometimes be legitimately withheld.
- **Right to rectification** of inaccurate or incomplete personal data.
- **Right to erasure** where you have the right to have your personal data erased in certain circumstances. This does not include any personal data that must be retained by law.
- **Right to restriction**, which allows you to limit the way we use your personal data in some circumstances.
- **Right to portability** gives an individual the right to receive copies of data provided to a controller in a portable format.
- **Right to object** to the processing of one's personal data; and the final one is the
- **Rights in relation to automated decision making and profiling.**

Children and young people have certain rights under data protection legislation, including a general right to be given access to personal data held about them by an organisation. The UK Data Protection Act 2018 allows that, by the age of 13, children and young people have sufficient maturity to understand their rights and to make an information request themselves if they so wish. A parent would be entitled to make a request on a child's behalf if the child is younger and would need to provide proof of ID and Parental Responsibility.

To enact your rights, please contact Ysgol Gymraeg Penalltau as detailed at the top of this document. A copy of any individual right request and your response will be kept for 3 years.

Complaints Procedure

If you are unhappy with the way that the school has handled your request / information, you have the right of complaint. Please contact Ysgol Gymraeg Penalltau outlining your concerns in the first instance.

If you remain unhappy, you can contact the schools Data Protection Officer on 01443 864322 / dataprotection@caerphilly.gov.uk

You also have the right to ask the Information Commissioner, who enforces and oversees the Data Protection Act in the UK, to assess whether or not the processing of personal information is likely to comply with the provisions of our legislative responsibilities. Further information on your rights is available from: www.ico.org.uk.