

# Privacy Notice – GOVERNORS, TRUSTEES AND OTHER VOLUNTEERS

Reviewed: September 2020



*Privacy notice for Governors, trustees and other volunteers*

## 1. Background

This Russell Education Trust ('the Trust') Privacy Notice applies to all personal data held by the Trust as a multi-academy trust and by individual schools in the Trust.

The Trust aims to ensure that all personal data collected by the Trust and its individual schools, is collected, stored and processed in accordance with the [General Data Protection Regulation \(EU\) 2016/679 \(GDPR\)](#) and the Data Protection Act 2018 (DPA 2018).

Under data protection law, individuals have a right to be informed about how the Trust uses any personal data that we hold about them. We comply with this right by providing 'privacy notices' (sometimes called 'fair processing notices') to individuals where we are processing their personal data.

This privacy notice explains how we collect, store and use personal data about individuals working in a voluntary capacity, including governors and trustees for the Trust and in the Trust's individual schools.

The Russell Education Trust, Manor House, 1 The Crescent, Leatherhead, Surrey, KT22 8 is the 'data controller' for the purposes of data protection law.

Our data protection officer is: Jo Townsend (see 'Contact us' below).

## 2. The personal data we hold

Personal data that we may collect, use, store and share (when appropriate) about you includes, but is not restricted to:

- Contact details, including name, address, email addresses and contact numbers
- Personal information given on application forms
- References
- Evidence of qualifications
- Employment details
- Information about business and pecuniary interests

We may also collect, use, store and share (when appropriate) information about you that falls into "special categories" of more sensitive personal data. This includes but is not restricted to :

- Information about any health conditions you have that we need to be aware of
- Information about disability and access requirements
- Information about dietary requirements
- Photographs and CCTV images captured in school.
- Religious affiliation of individuals in certain governance roles for the Trust's church schools.

We may also collect, use, store and share (when appropriate) information about criminal convictions and offences.

We may also hold data about you that we have received from other organisations, including other schools and social services and the Disclosure and Barring Service in respect of criminal offence data.

## 3. Why we use this data

We use the data listed above to:

- Protect your health and safety and the health and safety of others at the Trust and its schools e.g. staff and students
- Establish and maintain effective governance
- Establish and maintain an effective system to allow the skills of volunteers to benefit the Trust, its schools and students.
- Facilitate the day-to-day operation of the Trust and its schools
- Meet statutory obligations for publishing and sharing governors' and trustees 'details
- To comply with other legal obligations and disclosures required/permitted by law.
- Facilitate safe recruitment, as part of our safeguarding obligations towards students
- To maintain accurate records of visitors to the Trust and its individual schools
- Undertake equalities monitoring
- To support the provision of professional advice e.g. where we may have sought this to respond to legal claims
- To help us to answer freedom of information requests or deal with complaints
- Ensure that appropriate access and catering arrangements are made

### 3.1 Use of your personal data for marketing purposes

Where you have given us consent to do so, we may send marketing information by email or text promoting school events, campaigns and charitable causes or services that may be of interest to you.

You can withdraw your consent or 'opt out' of receiving these emails and/or texts at any time by contacting the Trust or the individual school where you volunteer.

### 3.2 Use of your personal data in automated decision making and profiling

We do not currently process your personal data through automated decision making or profiling. If this changes in future, we will amend any relevant privacy notices in order to explain the processing to you, including your right to object to it.

## 4. Our lawful basis for using this data

Our lawful basis for using your personal data listed above, are as follows:

- We need to comply with a legal obligation – this means we need to process the data to meet our responsibilities under law such as sharing information with the Department of Education and Local Education Authority
- We need it to perform an official task in the public interest – this means we need to use your data to fulfil our official duties as a Trust and/or in our individual schools
- We have obtained your consent to use it in a certain way - we will obtain your specific and explicit consent to use your personal data in certain circumstances
- We need to protect your vital interests (or someone else's interests) – this means in a life-or-death situation, such as a medical emergency

- We have legitimate interests in processing the data where there is minimal privacy impact and we have a compelling reason to do so.

Where you have provided us with your consent to use your personal information, you may take back this consent at any time. We will make this clear when requesting your consent and will explain how you would go about withdrawing your consent.

## 4.1 Our basis for using special category data

For 'special category' data (more sensitive personal information), we only collect and use it where we have both a lawful basis, as set out above and one of the following conditions for processing as set out in data protection law:

- We have obtained your specific and explicit consent to use your information in a certain way
- We need to protect an individual's vital interests (i.e. protect your life or someone else's life), in situations where you're physically or legally incapable of giving consent
- We need to process if for reasons of substantial public interest as defined in legislation
- The data concerned has already been made manifestly public by you
- We need to perform or exercise an obligation or right in relation to employment, social security or social protection law
- We need to process it for the establishment, exercise or defence of legal claims
- We need to use it for health or social care purposes and it is used by or under the direction of a professional obliged to confidentiality under the law
- We need to process it 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
- We need to process it for archiving or for statistical purposes, and the processing is in the public interest.

Some of the reasons listed above for collecting and using your personal information overlap, and there may be several grounds, which justify our use of this data.

For criminal offence data, we will only collect and use it where the law allows us to do so and in accordance with data protection law.

Where you have provided us with consent to use your data, you may withdraw this consent at any time. We will make this clear when requesting your consent, and explain how you go about withdrawing consent if you wish to do so.

## 5. Collecting this information

While the majority of the information we collect from you is mandatory, there is some information that you can choose whether or not to provide to us.

Whenever we seek to collect information from you, we make it clear whether you must provide this information (and if so, what the possible consequences are of not complying), or whether you have a choice.

Most of the data we hold about you will come from you, but we may also hold data about you from:

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- Local authorities
- Government departments or agencies
- Other schools or colleges
- Previous employers or referees
- Professional bodies
- Police forces, courts, tribunals

## 6. How we store this data

We keep personal information about you while you are a governor, trustee or volunteer for the Trust/School. We may also keep it beyond your work with us if this is necessary.

Our Data Retention Schedule explains how long we will hold your personal information. You can request a copy of this from the Trust.

We have security measures in place to prevent your personal information from being accidentally lost, used or accessed in an unauthorised way, altered or disclosed.

We will dispose of your data securely when we no longer need it.

## 7. Who we share data with

We do not share information about you with any third party without your consent unless the law and our policies allow us to do so.

Where it is legally required, or necessary (and it complies with data protection law), we may share personal information about you with:

- Local authorities– to meet legal obligations to share certain information
- Government departments or agencies – to meet our legal obligations to share certain information, such as details of governors
- Suppliers and service providers – to enable them to provide the service we have contracted them for, such as governor/ trustee support, IT services
- Our regulators e.g. Ofsted - to meet our obligations under the legislative framework for the monitoring and evaluation and assessment of schools
- Health authorities and health and social welfare organisations– to meet our obligations to protect the welfare of our students. This includes passing your contact details where applicable to NHS Test and Trace/Public Health England in relation to Coronavirus (Covid 19)
- Professional advisers and consultants- such as our lawyers when defending or making legal claims
- Our internal and external auditors – to meet our legal obligations to have our accounts audited in accordance with legislation
- Survey and research organisations – to support the collation of data to support the improvement of education across the country
- Central and local government – to meet the requirements under the Trust’s Funding Agreement and other data collection requirements such as statistical and financial returns.
- Educators and examining bodies – to support the successful education of our students including the proper coordination of their examination entries
- Police forces/Courts, Tribunals - to meet our obligations to share certain information in accordance with legislation

- Other Russell Education Trust schools and the Trust's central team to support the effective management and operation of our schools, for example to facilitate benchmarking exercises.

## 7.1 Transferring data internationally

Where we transfer personal data to a country or territory outside the European Economic Area, we will do so in accordance with data protection law.

In cases where we have to set up safeguarding arrangements to complete this transfer, you can get a copy of these arrangements by contacting the Trust.

## 8. Your rights

### 8.1 How to access personal information we hold about you

You have the right to make a **'subject access request'** to gain access to personal information we hold about you.

If you make a subject access request, and if we do hold information about you, we will:

- Give you a description of it
- Tell you why we are holding and processing it, and how long we will keep it for
- Explain where we got it from, if not from you
- Tell you who it has been, or will be, shared with
- Let you know whether any automated decision-making is being applied to the data, and any consequences of this
- Give you a copy of the information in an intelligible form

You may also have the right for your personal information to be transmitted electronically to another organisation in certain circumstances.

If you would like to make a request please contact us (See 'Contact us' below). 8.2 Your other rights regarding how your personal data is used and kept safe.

### 8.2 Your other rights regarding how your personal data is used and kept safe

Under data protection law, you have certain rights regarding how your personal data is used and kept safe. For example you have the right to:

- Object to the use of personal data
- Prevent it being used to send direct marketing
- Object to and challenge the use of your personal data for decisions being taken by automated means (by a computer or machine, rather than by a person)
- In certain circumstances, have inaccurate personal data corrected, deleted or destroyed, or restrict processing
- In certain circumstances, be notified of a data breach
- Make a complaint to the Information Commissioner's Office
- Claim compensation for damages caused by a breach of the data protection regulations

To exercise any of these rights, please contact us (see 'Contact us' below).

## 9. Complaints

We take any complaints about our collection and use of personal information very seriously.

If you think that our collection or use of personal information is unfair, misleading or inappropriate, or have any other concern about our data processing, please raise this with us in the first instance.

Alternatively, you can make a complaint to the Information Commissioner's Office:

- Report a concern online at <https://ico.org.uk/concerns/>
- Call 0303 123 1113
- Or write to: Information Commissioner's Office, Wycliffe House, Water Lane, Wilmslow, Cheshire, SK9 5AF

## 10. Contact us

If you have any questions, concerns or would like more information about anything mentioned in this privacy notice, please contact our **data protection officer**:

- **Data Protection Officer:** Jo Townsend
- **Email address:** [DPO@Russelleducationtrust.org.uk](mailto:DPO@Russelleducationtrust.org.uk)
- **Address:** Data Protection Officer, Russell Education Trust, Manor House, The Crescent, Leatherhead, Surrey, KT22 8DY. Please mark private and confidential for the attention of the Data Protection Officer.