

WHO PROCESSES YOUR INFORMATION?

Star Academies is the *Data Controller* of the personal information you provide to us. This means it determines the purposes for which, and the manner in which, any personal data relating to staff is to be processed.

The Head of Governance and Corporate Services is our *Data Protection Officer*. The Data Protection Officer's role is to oversee and monitor our data processing practices. If you have any queries regarding anything in this privacy notice, please contact:

Head of Governance and Corporate Services
Data Protection Officer
Star Academies
Shadsworth Road
Blackburn, BB1 2HT
or email regulatory@staracademies.org

Where necessary third parties may process personal information. Where this is required, Star Academies places data protection requirements on third party processors to ensure data is processed in line with staff members privacy rights.

WHY DO WE NEED YOUR INFORMATION?

Star Academies has the legal requirement and a legitimate interest to collect and process personal data relating to those we employ.

We process personal data in order to meet the safeguarding requirements set out in UK employment and childcare law, including those in relation to the following:

- Multi-Funding Agreements and Supplementary Funding Agreements with the Department for Education (DfE);
- Legal and statutory framework;
- Safeguarding Vulnerable Groups Act 2006;
- The guidance “Keeping Children Safe in Education”;
- The Childcare (Disqualification) Regulations 2009.

Staff members' personal data is also processed to assist in the running of Star Academies for the following reasons:

- to provide education and associated functions;
- for employment contractual requirements;
- for employments checks, e.g., right to work in the UK and Safeguarding checks;
- to enable individuals to be paid;
- to support professional development;
- to inform the development of recruitment and retention policies;
- to enable the development of a comprehensive picture of the workforce and how it is deployed;
- to enable equalities monitoring;
- to allow better financial modelling and planning;
- to assess the quality of our services;
- to comply with the law regarding data sharing.

INFORMATION THAT WE COLLECT, PROCESS, HOLD AND SHARE INCLUDES:

- personal information (i.e., name, address, employee or teacher number, national insurance number);
- characteristics (i.e., age, gender);
- special categories of data (i.e., ethnicity, biometrics, health);
- CCTV images;
- photographs;
- video recordings (i.e., high quality teaching videos and online content);
- contract information (i.e., start dates, hours worked, post, roles and salary information);
- work absence information (i.e., number of absences and reasons);
- performance (i.e., capability and disciplinary matters);
- qualifications;
- recruitment information;
- information relevant to school workforce census and absence information;
- relevant medical information;
- remuneration information (i.e., pension membership, bank information).

Staff members' personal data, including pseudonymised personal data, is also processed to allow for research by approved research organisations into the quality and effectiveness of teacher development programmes and computer assisted learning programmes.

THE LAWFUL BASIS ON WHICH WE PROCESS THIS INFORMATION

- Article 6 1(a) of the UK GDPR which allows processing if the data subject has given consent to the processing of their personal data for one or more specific purposes;
- Article 6 1(b) of the UK GDPR which allows processing that is necessary for the performance of a contract;
- Article 6 1(c) of the UK GDPR which allows processing that is necessary to comply with a legal obligation;
- Article 6 1(e) of the UK GDPR which allows processing that is carried out in the public interest;
- Article 6 1(f) of the UK GDPR which allows processing that is necessary for the purposes of a legitimate interest;
- Article 9 2(a) of the UK GDPR which allows processing of special category data that is carried out with the explicit consent of the data subject;
- Article 9 2(b) of the UK GDPR which allows the processing of special category data that is necessary for carrying out obligations in the fields of employment and social security and social protection law;
- Article 9 2(g) of the UK GDPR which allows the processing of special category data that is necessary for reasons of substantial public interest;
- Article 9 2(j) of the UK GDPR which allows the processing of special category data when it is necessary for archiving purposes in the public interest, scientific or historical research purposes or statistical purposes.

Star Academies maintains *Records of Processing* that identify the lawful basis on which personal information is processed.

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BIOMETRIC INFORMATION

At some of our schools that use cashless catering collect biometric information. Biometric information may also be used at some schools for accessing and using library services and signing in and out of the school. This information is only used with explicit consent, and this is sought from you when you join the school or when a biometric system is implemented.

COLLECTING WORKFORCE INFORMATION

Whilst the majority of information that you provide to us is mandatory, some of it is provided on a voluntary basis. In order to comply with data protection legislation, we will inform you when your consent is required. Staff members personal data may be obtained and processed from third parties where the law requires us to do so.

STORING INFORMATION

Personal data is stored in line with our Records Management and Data Protection Policies. In accordance with data protection legislation, it is only retained for as long as necessary to fulfil the purposes for which it was obtained, and not kept indefinitely.

DATA TRANSFERRED OUTSIDE THE EU

Processors that we use may transfer, and hold, personal data outside of the UK. We will ensure that organisations who process personal data on our behalf only transfer data to countries that the UK deems as having adequate levels of protection in place. In the case of transfers to countries that are not deemed to have an adequate level of protection, we will ensure that organisations processing personal data on our behalf use the appropriate safeguards described in the UK GDPR. If a processor is not completing international transfers in line with the UK GDPR, we will terminate our contract/subscription.

WHO WE SHARE DATA WITH

We do not share information about our workforce with anyone without permission unless the law and our policies allow us to do so. We share information with the following:

- The Local Authority
- Department for Education (DfE)
- Education Skills Funding Agency
- Ofsted
- HMRC
- Benefits agencies (e.g., Dept. for Work & Pensions)
- Police and courts
- Social Services
- Payroll providers
- Teachers' Pension Scheme
- Local Government Pension Scheme
- Occupational health and wellbeing providers
- Management Information Systems (e.g., Capita, SIMS, iTrent, Safeguarding and accident reporting systems)
- Text and Email communication systems (e.g., Teachers2Parents, InTouch)
- Cashless payment systems (e.g., Biostore)
- Catering Providers
- IT Contractors
- Recruitment Service Providers
- Print Management Software providers
- Providers of visitor management and access control systems
- Residential trip organisers and insurers
- Educational trip management system (i.e., Evolve)
- Providers of online learning resources
- Providers of software supporting Cognitive Ability and National Group Reading Tests for pupils
- Providers of financial management software
- Photography and design agencies
- Approved research organisations

WHAT ARE YOUR RIGHTS?

As the data subject, you have specific rights in relation to the processing of your data. You have a legal right to:

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- Request access to the personal data that Star Academies holds
- Request that your personal data is amended if it is inaccurate or incomplete
- Request that your personal data is erased where there is no legal basis for its continued processing
- Request that the processing of your personal data is restricted
- Object to your personal data being processed if it is likely to cause, or is causing, damage or distress
- You have rights not to be subject to automated decisions that create legal effects or have a similar significant impact on you, unless you have given us your consent, it is necessary for a contract between you and us or is otherwise permitted by law. You also have certain rights to challenge decisions made about you. We do not currently carry out any automated decision-making

Requests must be submitted to the Data Protection Officer (on the contact details provided). Star Academies also has a *Subject Access Request Form* that may be obtained from all of its establishments. Star Academies will consider all requests in line with your legal rights and our legal obligations.

Where the processing of your data is based on your explicit consent, you have the right to withdraw your consent at any time. This will not affect any personal data that has been processed prior to withdrawing consent.

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

HOW THE GOVERNMENT USES YOUR DATA

We are required to share information about our school employees with the (DfE) under section 5 of the Education (Supply of Information about the School Workforce) (England) Regulations 2007 and amendments.

The staff data that we lawfully share with the DfE through data collections:

- informs departmental policy in pay and the monitoring of the effectiveness and diversity of the school workforce;
- links to school funding and expenditure; and
- supports “longer term” research and monitoring of educational policy

Data Collection Requirements

To find out more about the data collection requirements placed on us by the Department for Education go to <https://www.gov.uk/education/data-collection-and-censuses-for-schools>.

SHARING BY THE DEPARTMENT

The Department may share information about school employees with third parties who promote the education or well-being of children or the effective deployment of school staff in England by:

- conducting research or analysis
- producing statistics
- providing information, advice or guidance

The Department has robust processes in place to ensure that the confidentiality of personal data is maintained and there are stringent controls in place regarding access to it and its use. Decisions on whether DfE releases personal data to third parties are subject to a strict approval process and based on a detailed assessment of:

- who is requesting the data
- the purpose for which it is required
- the level and sensitivity of data requested; and
- the arrangements in place to securely store and handle the data



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To be granted access to school workforce information, organisations must comply with its strict terms and conditions covering the confidentiality and handling of the data, security arrangements and retention and use of the data.

If you want to see the personal information held about you by the DfE, you should make a “subject access request”. Further information on how to do this can be found within the DfE’s personal information charter that is published at the following address: <https://www.gov.uk/government/organisations/department-for-education/about/personal-information-charter>

You may contact the DfE with any queries, by visiting: <https://www.gov.uk/contact-dfe>