

## Privacy Notice

This notice explains what personal data (information) we hold about you, how we collect, how we use and may share information about you. We are required to give you this information under data protection law.

### Who are we?

**Kerry Morris** collects, uses and is responsible for certain personal information about you. When we do so we are regulated under the United Kingdom General Data Protection Regulation (UK GDPR) and we are responsible as 'controller' of that personal information for the purposes of those laws.

### The personal information I collect and use.

While providing education and care I collect the following personal information when you provide it to me:

- Personal information (such as name, date of birth, gender, home address and postcode)
- Special category characteristics (such as special educational needs (SEN) information, ethnicity, relevant medical information)
- Parents/Carers Information (such as name, date of birth, National Insurance or National Asylum Support Service Number)
- Financial eligibility information (such as 30 hours codes)
- Attendance information (such as sessions attended, number of absences and absence reasons)

I may also obtain personal information from other sources as follows:

- KCC SEN
- Health Visitors
- Other Healthcare professionals

### How I use your personal information

I use your personal information to:

- check and calculate free entitlement.
- provide appropriate pastoral care and support services to children.
- provide funding.
- provide advice, support and guidance to the setting.
- enable financial and policy compliance checks of the setting.
- assess and improve the quality of our services.
- comply with the law regarding data sharing.
- safeguard children



## How long your personal data will be kept

I will hold financial information securely and retain it for 7 years, after which the information is archived or securely destroyed.

I will hold your personal information securely and retain it from the child /young person's date of birth until they reach the age of 25, after which the information is archived or securely destroyed.

## Reasons I can collect and use your personal information

I collect and use personal information to comply with our legal obligations under section 537A of the Education Act 1996, section 83 of the Children Act 1989, and to carry out tasks in the public interest. If we need to collect special category (sensitive) personal information, we rely upon reasons of substantial public interest (equality of opportunity or treatment).

## Who I share your personal information with

- Department for Education (DfE) (statutory for early years funding and policy monitoring)
- Kent County Council Management Information & Finance (to provide funding)
- Other local authorities, or other early years settings, to resolve duplicate claims and funding queries.
- Kent County Council teams working to improve outcomes for children and young people.
- The Education People (TEP) who are commissioned by KCC to provide Education services for KCC including most of the CFIS services.
- Commissioned providers of local authority services (such as education services)
- Local multi-agency forums which provide SEND advice, support, and guidance (such as EY Local Inclusion Forum Team (EY LIFT))
- Schools that you attend after leaving us.
- Partner organisations signed up to the Kent & Medway Information Sharing Agreement, where necessary, which may include Police, school nurses, doctors and mental health workers and Kent Community Health NHS Foundation Trust
- Contracted providers of services (such as external photographers and catering providers) where consent has been given.

I will share personal information with law enforcement or other authorities if required by applicable law.



## The National Pupil Database (NPD)

I am required by law, to provide information about my pupils to the DfE as part of statutory data collections such as the school census and early years' census. Some of this information is then stored in the NPD. The law that allows this is the Education (Information About Individual Pupils) (England) Regulations 2013.

The NPD is owned and managed by the DfE and contains information about pupils in schools in England. It provides invaluable evidence on educational performance to inform independent research, as well as studies commissioned by the DfE. It is held in electronic format for statistical purposes. This information is securely collected from a range of sources including schools, local authorities and awarding bodies.

The DfE may share information about our pupils from the NPD with third parties who promote the education or well-being of children in England by:

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

The DfE has robust processes in place to ensure the confidentiality of our data is maintained and there are stringent controls in place regarding access and use of the data. Decisions on whether DfE releases 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 store and handle the data.

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

## Your Rights

Under UK GDPR you have rights which you can exercise free of charge which allow you to:

- know what I am doing with your information and why I am doing it
- ask to see what information I hold about you (Subject Access Request)
- ask me to correct any mistakes in the information we hold about you
- object to direct marketing
- make a complaint to the Information Commissioners Office
- withdraw consent (if applicable)



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Depending on my reason for using your information you may also be entitled to:

- ask me to delete information I hold about you.
- have your information transferred electronically to yourself or to another organisation.
- object to decisions being made that significantly affect you.
- object to how I am using your information.
- stop me using your information in certain ways.

I will always seek to comply with your request however I may be required to hold or use your information to comply with legal duties. Please note: your request may delay or prevent me delivering a service to you.

For further information about your rights, including the circumstances in which they apply, see the guidance from the UK Information Commissioners Office (ICO) on individuals' rights under UK GDPR.

If you would like to exercise a right, please contact **Kerry Morris on 07971 727882**

## Withdrawal of consent

Where I am processing your personal data with your consent, you have the right to withdraw that consent. If you change your mind, or you are unhappy with my use of your personal data, please let me know by contacting **Kerry Morris on 07971 727882**

## Keeping your personal information secure

I have appropriate security measures in place to prevent personal information from being accidentally lost or used or accessed in an unauthorised way. I limit access to your personal information to those who have a genuine business need to know it. Those processing your information will do so only in an authorised manner and are subject to a duty of confidentiality.

## Who to Contact and Where to go for Further Information

Please contact [**Kerry Morris**] to exercise any of your rights, or if you have a complaint about why your information has been collected, how it has been used or how long we have kept it for.

If you would like to get a copy of the information about you that KCC shares with the DfE or how they use your information, please contact the Information Resilience and Transparency Team at [data.protection@kent.gov.uk](mailto:data.protection@kent.gov.uk).

For more information about services for young children, please go to:

<http://www.kent.gov.uk/education-and-children/childcare-and-pre-school> or the KCC website at [www.kent.gov.uk](http://www.kent.gov.uk)

UK GDPR also gives you right to lodge a complaint with a supervisory authority. The supervisory authority in the UK is the Information Commissioner who may be contacted at <https://ico.org.uk/concerns> or telephone 03031 231113.



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For further information visit <https://www.kent.gov.uk/about-the-council/about-the-website/privacy-statement>

For further information about how the Department for Education uses your information: To find out more about the pupil information we share with the DfE, for the purpose of data collections, go to <https://www.gov.uk/guidance/early-years-census>

To find out more about the NPD, go to <https://www.gov.uk/government/publications/national-pupil-database-user-guide-and-supporting-information>.

For more information about the DfE's data sharing process, please visit: <https://www.gov.uk/data-protection-how-we-collect-and-share-research-data>

For information about which organisations the department has provided pupil information, (and for which project), please visit the following website: <https://www.gov.uk/government/publications/national-pupil-database-requests-received>

To contact DfE: <https://www.gov.uk/contact-dfe>

Date policy was last reviewed	April 2022
This policy is due for review on the following date	April 2023

