

# East Midlands Academy Trust

## Privacy Notice Governors, Trustees & Members

**'Every child deserves to be the best they can be'**

<b>Scope: East Midlands Academy Trust &amp; Academies within the Trust</b>	
<b>Version:</b> v5	<b>Filename:</b> Privacy Notice - Governors Trustees & Members
<b>Approval:</b> May 2025	<b>Next Review:</b> May 2026 This Policy will be reviewed by the owner annually and approved by the Trust CEO.
<b>Owner:</b> Head of Shared Services	

<b>Policy type:</b>	
Statutory	Replaces Academy's current policy

### Revision History

RevisionDate	Revisor	Description of Revision
May 2025 v5	DU	Minor changes to grammar and spelling included reference to CCTV in section 2 and reference to site security in section 3
May2024 v4	DU	Major change to coincide with moving to new DPO provider new policy produced by new DPO to ensure compliance with GDPR (UK)
April 2023 v3	DU	Minor revisions and review
April 2022 v2	DU	Minor revisions and review
April 2021 v1	DU	New EMAT Data Retention Policy issued

## Contents

1.	Privacy Notice (How we use information) .....	2
2.	The categories of Governor, Trustee, & Member information that we process include .....	2
3.	Why we collect and use Governor, Trustee, & Member information.....	2
3.1	Marketing Purposes.....	3
3.2	Automated decision making & profiling.....	3
4.	How we collect Governor, Trustee, & Member information.....	3
5.	How, where and for how long we store Governor, Trustee, & Member information .....	4
6.	Who we share Governor, Trustee, & Member information with .....	4
7.	Why we share Governor, Trustee, & Member information .....	4
8.	Local Authority.....	4
9.	Department for Education.....	5
10.	Freedom of Information Act 2000 and Environmental Information Regulations 2004 .....	5
11.	Requesting access to your personal data .....	5
12.	Contact.....	6

## 1. Privacy Notice (How we use information)

East Midlands Academy Trust (EMAT) collects, holds and shares personal information on Members, Trustees and Local Advisory Board members (school Governors).

For the purposes of Data Protection legislation EMAT is a data controller and is registered as such with the Information Commissioner's Office (ICO).

## 2. The categories of Governor, Trustee, & Member information that we process include

- personal identifiers, contacts and characteristics (such as name, date of birth, contact details, address)
- photographic and CCTV, records\*
- governance details (such as role, start and end dates and ID)
- information about medical or health conditions, that we need to know about, including whether you have a disability for which the school needs to make reasonable adjustments\*
- checks made regarding online presence including social media searches
- use of EMAT devices and EMAT's IT Infrastructure as part of our safeguarding procedures
- criminal convictions, offences, and prohibitions (information received from other organisations including former employers, social services and the Disclosure & Barring Service) \*

\*This data is defined as special category data, please refer to our Special Category Data Policy document for full details of these lawful bases for processing this data.

## 3. Why we collect and use Governor, Trustee, & Member information.

The personal data collected is essential, for the trust to fulfil their official functions and meet legal requirements.

We collect and use governance information, for the following purposes:

- a) to meet the statutory duties placed upon us
- b) facilitate safer recruitment (e.g. by carrying out criminal records checks)
- c) to help us to deliver our responsibilities to our EMAT community
- d) to communicate with our Governing boards
- e) to inform the community of the identity of the individuals who comprise the Governing boards
- f) photographic images for identification purposes (safeguarding and identifying Governors, trustees and members to our parents and pupils), and celebration purposes (to record school events)
- g) for site safety and security

Under the General Data Protection Regulation (UK GDPR), the legal basis we rely on for processing personal information for general purposes are:



- Article 6(a) – Your consent (for any processing which does not fall into the other bases explained below)
- Article 6(c) - Compliance and with our legal obligations
- Article 6(e) – Carrying out tasks in the Public Interest.

But not exclusively:

- Academy trusts, under the Academy Trust Handbook have a legal duty to provide the information as detailed above.
- Keeping Children Safe in Education 2024 (statutory guidance from the Department for Education issued under Section 175 of the Education Act 2002 etc).

The ways we collect and use *sensitive* information about governors, trustees and members are lawful based on:

- your explicit consent;
- for compliance with certain legal obligations, or for exercising certain legal rights;
- for protecting a person’s vital interests in an emergency;
- for health and public health reasons;
- or for carrying out tasks that are in the substantial public interest including for safeguarding purposes.

### 3.1 Marketing Purposes

Where you have given, us consent to do so, we may send you marketing information by text message or email promoting school events, campaigns and or charities. You can withdraw this consent at any time by contacting us.

### 3.2 Automated decision making & profiling

We do not currently process any personal data through automated decision making or profiling. Should this change in the future, privacy notices will be updated to explain both the processing and your right to object to it.

## 4. How we collect Governor, Trustee, & Member information

We collect personal information in a variety of ways. For example, data is collected through application forms, obtained from your passport or other identity documents such as your driving licence, from forms completed by you at the start of or during your term as a Governor, Trustee, or Member, from correspondence with you, or through interviews, meetings or other assessments, images provided by you or taken using school photographic equipment, local authorities, the NHS, the Police, the Disclosure and Barring Service and the Department for Education.

Governor, Trustee, & Member data is essential for the trust’s operational use. Whilst most of the personal information you provide to us is mandatory, some of it may be requested on a voluntary basis. To comply with UK GDPR, we will inform you at the point of collection, whether you are required to provide certain information to us or if you have a choice in this.

## 5. How, where and for how long we store Governor, Trustee, & Member information

We store Governor, Trustee, & Member information securely on the Trust's IT network this consists of Microsoft office 365 system and Governor Hub, both of which are hosted in UK data centres. These systems are security audited, and password protected with role-based access levels and multi factor authentication. Secure storage is provided for paper-based records.

We only keep the information for the length of time we need it for, as shown in our data retention schedule. For more information on our data retention, please visit our [website](#).

We dispose of personal information securely when we no longer need it.

## 6. Who we share Governor, Trustee, & Member information with

We routinely share this information with

- Our Local Authorities
- The Department for Education inc. Teaching Regulation Agency
- Our Governing Boards
- The Disclosure and Barring Service
- Our EMAT community (via the EMAT's websites)
- The central team in our Trust

And external systems used by the Trust to carry out day to day processes and requirements. For example, and not limited to;

- Microsoft – File repository and communications platform
- SafeSmart Ltd – Training Records
- National College – Training Records
- Governor Hub – Governance MIS System
- SignIn App -Sign in and site access record
- Social Media
- CCTV Security Systems

## 7. Why we share Governor, Trustee, & Member information

We do not share information about our Members, Trustees or Governors with anyone without consent unless the law and our policies allow us to do so.

## 8. Local Authority

Where we are required to share information about school governance with our Local Authorities, we do so under the terms of a Data Sharing Agreement.



## 9. Department for Education

The Department for Education (DfE) collects personal data from educational settings and local authorities. We are required to share information about individuals in governance roles with the DfE under the requirements set out in the Academy Trust Handbook

All data is entered manually on the Get Information About Schools (GIAS) website and held by DfE under a combination of software and hardware controls which meet the current government security policy framework.

To find out more about the data collection requirements placed on us by the Government and the Department for Education including the data that we share with them, go to [www.gov.uk/government/news/national-database-of-governors](http://www.gov.uk/government/news/national-database-of-governors).

The governance data that we lawfully share with the DfE via Get Information About Schools <https://get-information-schools.service.gov.uk/> :

- will increase the transparency of governance arrangements
- will enable maintained schools and academy trusts and the department to identify more quickly and accurately individuals who are involved in governance and who govern in more than one context
- allows the department to be able to uniquely identify an individual and in a small number of cases conduct checks to confirm their suitability for this important and influential role.

Note: Some of these personal data items are not publicly available and are encrypted within the GIAS system. Access is restricted to a small number of DfE staff who need to see it to fulfil their official duties. The information is for internal purposes only and not shared beyond the department, unless law allows it.

## 10. Freedom of Information Act 2000 and Environmental Information Regulations 2004

As a public body, EMAT is subject to requests made under the above legislation. Therefore, we have a legal obligation to process any personal data we hold when considering requests under these laws.

For example, we may receive a request asking about numbers and/or roles of governors.

However, we will never disclose personal data in our responses to these requests where to do so would contravene the principles of data protection.

## 11. Requesting access to your personal data

Under data protection legislation, you have the right to request access to information about you that we hold. To make a request for your personal information contact the Head of Governance, your Headteacher or EMATs Data Protection Officer.

You also have the right to:

- be informed about the collection and use of your personal data.



- rectification, ie to have inaccurate personal data rectified, or completed if it is incomplete.
- erasure, often known as the ‘right to be forgotten’; however, this does not apply where, amongst other things, processing is necessary to comply with a legal obligation.
- restrict processing, although, as above this is a limited right.
- object; though other than for marketing purposes, this is also limited as above.
- Where we rely on your consent to process your data, you have the right to revoke that consent. If you do change your mind, or you are unhappy with our use of your personal data, please let us know – our contacts are in section 12 at the end of this document.
- You also have rights in relation to automated decision making and profiling, though these are not currently relevant
- Finally, the right to seek redress, either through the ICO, or through the courts

If you make a request, we will keep a record of the request and any personal data supplied for a suitable period after its fulfilment, to deal with any questions, you, your representatives or regulators may have about it.

## 12. Contact

If you have any concern about the way we are collecting or using your personal data, would like to exercise your rights, or you would like to discuss anything in this privacy notice, we ask that you raise your concern with us in the first instance.

Please contact the School Office, Headteacher or School Data Protection Officer:

Data Protection

Officer Name: Education Data Hub (Data Protection), Derbyshire County Council

DPO Email: [dpforschools@derbyshire.gov.uk](mailto:dpforschools@derbyshire.gov.uk)

DPO Phone: 01629 532888

DPO Address: County Hall, Smedley Street, Matlock, Derbyshire, DE4 3AG

If however, you are dissatisfied with our response to your concerns you can of course contact the ICO quoting our ICO registration number ZA044022 and stating that the Data Controller is East Midlands Academy Trust

Information Commissioners’ Office

Wycliffe House

Water Lane

Wilmslow

Cheshire

SK9 5AF

Tel: 0303 123 1113 (local rate) or 01625 545 745 if you prefer to use a national rate number

Fax: 01625 524 510

Website: <https://ico.org.uk/concerns/>

