



Privacy Notice: How we use member, trustee, governor and clerk information

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

- Personal information (such as name, address, email address and telephone number, date of birth)
- Special categories of data including characteristics information such as race, ethnic group
- Qualifications, skills, previous and current employment.

Why we collect and use this information

We use your data to:

- Enable the development of a comprehensive picture of governance and how it is deployed
- To enable appropriate checks to be completed
- Enable individuals to be kept informed of governance training, book training and relevant information
- To inform relevant authorities/organisations of a member/trustee/governor/clerk appointment
- Monitor equalities.

The lawful basis on which we process this information

We process this information under Legal Obligation; further to section 538 of the Education Act 1996, governing boards must provide information they hold about their governors and governance arrangements to the Secretary of State for Education through Get Information About Schools, (GIAS). Section 2.10.1 of the Academies Financial Handbook stipulates the member, trustee and local governor information that the school must publish on its website. The Funding Agreement stipulates that the trust must require enhanced DBS checks on all Members of the academy trust, individual charity trustees, and the chair of the board of charity trustees. Additionally the Articles of Association stipulate that where an academy trust delegates responsibilities to any delegate or committee (including a local governing body), the trust must require DBS checks on all delegates and all members of such committees (local governing bodies). Under section 128 of the Education and Skills Act 2008, academy trusts must also check that members are not barred from taking part in the management of the school as a result of a section 128 direction. A Verification of Identity form is required by the Secretary of State for a new chair of the trust board. In accordance with Sections 167 & 167D of the Companies Act 2006 anyone on the Trust Board of an Academy must be registered with Companies House as they are a Director of the Company.



Collecting this information

The information will be collected via a new member/director/governor starter form by the Clerk to the Directors.

Storing this information

We hold member, trustee, governor and clerk data for the length of time that the individual serves or until they resign plus 12 months. The school website must include stipulated information on trustees/governors and associate members who have served in the last 12 months; (name, category of governor, term of office, appointed by, any office held [such as chair, vice-chair, safeguarding lead], summary of relevant business interests, attendance at meetings, name and school contact address for the chair of the trust board).

Who we share this information with

We routinely share this information with:

- Devon Local Authority – through the Babcock Idp Governance Consultancy Team
- The Department for Education (DfE) through Get Information about Schools (GIAS)
- National Governance Association / Governor Hub / The Key etc
- School Office
- Other governors on the same governing board or in the same MAT
- Companies House
- Disclosure and Barring Service
- The Clerk to the Directors.

Why we share member, trustee, governor and clerk information

We do not share information about members, trustees, governors or clerks with anyone without consent unless the law and our policies allow us to do so.

Local Authority and Babcock Idp

Maintained schools are required to share appointment and resignation information about board members with Devon Local Authority (LA) for inclusion on the ONE database. The Governance Consultancy Team *request* information for the head, chair and clerk in academy schools.

As a school which subscribes to The Governance Consultancy Team we share information for booking training and accessing support services.

Department for Education (DfE)

We share personal data with the Department for Education (DfE) on a statutory basis, through Get Information About Schools (GIAS).

National Governance Association (NGA)

In order to access the NGA website and receive weekly email updates it is necessary for the NGA to have names and email addresses for all members of the board. Home addresses for those trustees/governors receiving the hard copy of the NGA magazine will also be supplied. In order for



the clerk to pass on email details to the NGA a member, trustee or governor will be required to give complicit consent. An individual can unsubscribe at any time.

Governor Hub

Sharing of governance information (minutes, agendas, supporting papers for meetings) is managed through Governor Hub ensuring that it is not necessary for individuals to hold these papers on personal electronic devices.

The Key

In order to access The Key website and receive email updates it is necessary for The Key to have names and email addresses for all members of the board. In order for the clerk to pass on email details to the Key a member, trustee or governor will be required to give complicit consent. An individual can unsubscribe at any time.

School Office

In case of emergency or an Ofsted inspection it is necessary for the school office to hold details of any individuals involved in the governance of the school. The school Single Central Record will record that appropriate checks have been carried out for everyone involved in the governance of the school.

Other members/trustees/governors on the same Local Governing Body, Trust Board or in the same MAT

For ease of communication and with your consent contact details may be shared with other members/trustees/governors on the same board in or in the same MAT.

Companies House

In accordance with Sections 167 & 167D of the Companies Act 2006 anyone on the Trust Board of an Academy must be registered with Companies House as you are a Director of the Company.

Disclosure and Barring Service

All maintained school governors and all academy Members, Trustees and individuals on any LGBs in a MAT are required to have an enhanced criminal records certificate from the DBS. In academy schools a section 128 check is also statutory. Further details on DBS and Section 128 checks in schools are within the statutory guidance Keeping Children Safe in Education (KCSIE).

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 School.

You also have the right to:

- object to processing of personal data that is likely to cause, or is causing, damage or distress
- prevent processing for the purpose of direct marketing
- object to decisions being taken by automated means



- in certain circumstances, have inaccurate personal data rectified, blocked, erased or destroyed; and
- claim compensation for damages caused by a breach of the Data Protection regulations

If you have a concern about the way we are collecting or using your personal data, we ask that you raise your concern with our Data Protection Officer, Amber Badley, in the first instance.

Alternatively, you can contact the Information Commissioner's Office at <https://ico.org.uk/concerns/>

Further information

If you would like to discuss anything in this privacy notice, please contact our Data Protection Officer, Amber Badley.