



Being different, succeeding together

Confidentiality Policy

UNCRC Article 2: Rights apply to every child without discrimination

UNCRC Article 3: Everyone who works with children should do what is best for each child

UNCRC Article 36: Every child has the right to be protected from things that could harm them

Successful Learners Confident Individuals Responsible Citizens Effective Contributors

Healthy and Active Safe and Nurtured Included and Respected Reaching their Full Potential

We believe that learning should be joyous and purposeful; where learners are excited and engaged through excellent teaching which challenges them and shows them what they can do.

We ensure that learning is of high quality which is planned and managed so that every child is supported and challenged.

We believe in strong partnerships with families and the wider community to ensure that learning outside of our school thrives.

Through our teaching and learning, we aim to achieve the core purposes and outcomes of the Bailiwick Curriculum.

Aim

To protect the child at all times and to give all staff involved clear, unambiguous guidance as to their legal and professional roles and to ensure good practice throughout the school which is understood by children, parents/carers and staff.

To comply with Guernsey Data Protection Law 2018

Rationale

- St. Martin's Primary School seeks to put the child at the heart of the learning process and to provide a safe and secure learning environment. It seeks to implement the underlying principles of the Every Child Matters Agenda and to address the issues which may arise about confidentiality.
- It is committed to developing creative and positive ways for the child's voice to be heard whilst recognising the responsibility to use, hold and safeguard information received. Sharing information unnecessarily is an erosion of trust.
- The school is mindful that it is placed in a position of trust by all stakeholders and there is a general expectation that a professional approach will be used in all matters of confidentiality.

Objectives

- To comply with the Data Protection (Bailiwick of Guernsey) Law
- To provide consistent messages in school about handling information about children once it has been received.
- To foster an ethos of trust within the school.
- To ensure that staff, parents and children are aware of the school's confidentiality policy and procedures.
- To reassure children that their best interests will be maintained.
- To encourage children to talk to their parents and carers.
- To ensure that children and parents/carers know that school staff cannot offer unconditional confidentiality.
- To ensure that there is equality of provision and access for all.
- To ensure that if there are child protection issues then the correct procedures are followed.
- To ensure that confidentiality is a whole school issue and that in lessons ground rules are set for the protection of all.
- To understand that health professionals are bound by different code of conduct.
- To ensure that parents have a right of access to any records the school may hold on their child but not to any other child that they do not have parental responsibility for.

Guidelines

- The Data Protection (Bailiwick of Guernsey) Law brings about a number of additional obligations for organisations who process the personal data of residents including all of the schools. One of the requirements of the Law surrounds the correct use of "consent" for processing personal data. The Law now states that it must be clearly demonstrable that individuals have provided their consent to processing and must be "opt-in" not "opt-out". The consent must be freely given and individuals must be advised of their right to withdraw their consent to processing at any stage. The school relies on consent from parents for certain processing including the use of pupil photographs and also for various apps, websites and other systems that are used which are not specifically for educational purposes. To ensure that St. Martin's Primary School complies with the new Law, staff must obtain consent before sharing data or using apps.
- All information about individual children is private and is only shared with those staff that have a need to know.
- All information about individual children is only shared with outside agencies when those holding parental responsibility have given their written consent.

- All social services, medical and personal information about a child is held in a safe and secure place which cannot be accessed by individuals other than school staff. Information collected for one purpose is not used for another.
- The Headteacher is the Child Protection Officer and she receives regular training.
- Child protection procedures are understood by staff and training is undertaken regularly for all staff.
- Staff are aware that effective sex and relationship education, which brings an understanding of what is and is not acceptable in a relationship, can lead to disclosure of a child protection issue.
- Staff are aware of the need to handle all issues about different types of families in a sensitive manner.
- Any intolerance about gender, faith, race, culture or sexuality is unacceptable and should follow the schools discipline policy.
- There is clear guidance for procedures if a member of staff is accused of abuse or inappropriate conduct.
- Parents/carers and children need to be aware that the **school cannot guarantee total confidentiality and the school has a duty to report child protection issues.**
- The school prides itself on good communication with parents and carers and staff are always available to talk to both children and parents/carers about issues that are causing concern. The school encourages children to talk to parents/carers about issues causing them concern and may in some cases support the children to talk to their parents. The school would share with parents any child protection disclosure before going on to inform the correct authorities.
- Parents/carers and children should feel reassured that in exceptional circumstances confidentiality will be broken.
- All children have a right to the same level of confidentiality irrespective of gender, race, religion, medical concerns and special educational needs. A lot of data is generated in schools by these categories but individual children should not be able to be identified.
- Confidentiality is a whole school issue. Clear ground rules are set for any classroom work such as circle time and other PSHE session dealing with sensitive issues such as sex and relationship and drugs.
- The school is proactive in ensuring that children feel supported and know that information is not unnecessarily revealed in a public arena. Even when sensitive information appears to be widely known it should not be assumed by those immediately involved that it is appropriate to discuss or share this information further.
- Health professionals have their own code of practice dealing with confidentiality. Staff should be aware of children with medical needs and the class information sheet should be accessible to staff who need that information Children's photographs should not be used in a medical room identifying their medical need without parental consent
- Photographs of children should not be used without parents/carers permission especially in the press and internet. At no time should the child's name be used with a photograph so that they can be identified. The school gives clear guidance to parents about the use of cameras and videos during public school events.

- Information about children will be shared with parents but only about their child. Parents do not have access to any other child's books, marks and progress grades at any time. However, parents should be aware that information about their child will be shared with the receiving school when they change school. All personal information about children including social services records is regarded as confidential.
- Information regarding health reports such as speech therapy, medical reports, SEN reports, SEN minutes of meetings and social services minutes of meetings and reports will be circulated in envelopes and once read should be returned for secure filing.
- Logs of administration of medication to children should be kept secure and each child should have their own individual log.
- In all other notes, briefing sheets etc a child should not be able to be identified.
- Addresses and telephone numbers of parents and children will not be passed on except in exceptional circumstances or to a receiving school.

Conclusion

St Martin's Primary School has a duty of care and responsibility towards children, parents/carers and staff. It also needs to work with a range of outside agencies and share information on a professional basis. The care and safety of the individual is the key issue behind this document.

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