



# CONFIDENTIALITY POLICY

Ben Rhydding Primary School



## Document history

<b>Policy document:</b>	Confidentiality Policy
<b>Legislation: education/ other</b>	Statutory document for school
<b>Lead member of staff:</b>	Glen Hartford, Head teacher Peter Timms, Deputy Head teacher
<b>Lead governor:</b>	Andrew Rabbit
<b>Governor committee:</b>	School Improvement
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## Introduction

The aim of this document is to enforce the importance and seriousness of protecting children 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 pupils, parents/carers and staff.

## Rationale

Ben Rhydding 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.

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.

The School has a duty of care and responsibility towards pupils, parents/carers and staff. It also needs to work with a range of outside agencies and share information on a professional basis.

Striking an effective and professional balance between these two aims is crucial to the success of a confidentiality policy.

## Objectives:

- 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 pupils are aware of the school's confidentiality, policy and procedures.
- To reassure pupils that their best interests will be maintained.
- To encourage children to talk to their parents and carers.
- To ensure that pupils and parents/carers know that school staff cannot offer unconditional confidentiality.
- To ensure that there is equality of provision and access for all including rigorous monitoring of cultural, gender and special educational needs.
- To ensure that if there are child protection issues then the correct procedure is followed.



- To ensure that confidentiality is a whole school issue and that during lessons ground rules are set for the protection of all.
- To understand that health professionals are bound by a different code of conduct.
- To ensure that parents have a right of access to any records school may hold on their child but not to any other child that they do not have parental responsibility for.

## Guidelines

- All information about individual children is private and should only be shared with those staff who have a need to know.
- All social services, medical and personal information about a child should be held in a safe and secure place which cannot be accessed by individuals other than school staff.
- The school continues to actively promote a positive ethos and respect for the individual:
  - The Child Protection Officer receives regular training. The Head teacher has ultimate responsibility for child protection
  - There is clear guidance for procedures for the handling of child protection incidents. All staff have regular training on child protection issues.
  - There is clear guidance for procedures if a member of staff is accused of inappropriate conduct.
  - 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.
  - Information collected for one purpose should not be used for another.
- 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 identified.
- The school has appointed a senior member of staff as Child Protection Officer. Child protection procedures are understood by staff and training is undertaken every two years for all staff.
- Confidentiality is a whole school issue. Clear ground rules must be set for any classroom work such as circle time and other PSHE sessions dealing with sensitive issues such as death etc. Strategies are in place and all children are aware of them for dealing with sensitive information which may fall outside the boundaries of child protection procedures. School needs to be proactive so children feel supported but information is not necessarily 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 the information, but not on general view to other parents/carers and children.
- Photographs of children should not be used without parents/carers permission especially in the press and on the internet and further details about this are clearly stated in the School's Acceptable (Internet) Use Policy.
- Information about children will be shared with parents but only about their child. Parents should not have access to any other child's books, marks and progress at any time, especially at parents' evening. 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 should be regarded as confidential. It should be clearly understood by those who have access to it, and whether those concerned have access to all, or only some of the information.



## Appendix

'Confidentiality' also refers to protecting the information we hold about the pupils in this school and their families. All staff will endeavour to maintain confidentiality when appropriate, for example by considering the conversations they have about pupils and their families, the purpose of these conversations and where these take place. All students and helpers at the school will be made aware of this through our Confidentiality Statement (see below).

### Confidentiality Statement

Teachers talk about their job constantly. Conversations at breaks and lunchtimes are often about school, individual children and their families. We ask that such conversations are regarded as confidential. Similarly, the work, progress and behaviour of individual children is a matter of fact for the teacher, the child and the parents of the child. Any comments made by students about a child, or an incident at school may be misinterpreted and lead to misunderstandings. Small incidents are dealt with in school and should end there. More serious incidents will be discussed, in confidence, with parents. We feel sure you will understand the need for such confidentiality on school matters. As a student/ helper in the school we ask that you respect confidentiality on such matters to avoid misunderstandings and upset.

## Record Keeping

The school shall keep the following records:-

- Pupil Education Records
- Pupil Admission Documents and Personal Information
- Personnel Records
- Financial Records
- Curriculum Policy Documents
- Non-Curricular Policy Documents

## Pupil Education Records

### Keeping, Disclosure and Transfer

The school shall keep and update curricular records on pupils, covering their academic achievements, other skills and abilities and progress in school. (This may well include summative records, formative records, examples of work, copies of reports and profiles, SATS results) Other material, although not mandatory may also be recorded. The curricular record, together with this additional material will comprise a pupil's educational record.

Confidential reports (e.g. from Social Services, Psychological Reports etc.) must be kept separately from the above general information. Pupils' educational records (except for exempted material as specified on DES Circular 17.89) shall be disclosed on request to parents within the time specified by the statute in force at the time, and to schools considering a pupil for admission or following a request from another school after transfer.



The school shall provide an opportunity for the correction of inaccurate educational and personal records. Governors shall consider appeals against any decision by the Head teacher or any teacher with delegated authority to refuse to disclose, transfer, copy or amend a pupil's record.

## Pupil Admission Documents

The School shall keep admission records specifying any information required by the LA, School Governors or DFE relating to pupils on roll at the time. These shall be kept up-to-date and amended as and when pupils join or leave the school, providing that the keeping of such information does not contravene any law or statute in operation at the time.

## Personnel Records

The School shall maintain records of personnel relating to their qualifications, experience, length of service, salary levels. Performance Management statements shall be the property of the employee and shall not be maintained with the above records and shall not be used in any way other than at the request of, or with the permission of the employer. A single copy of performance management may be kept securely in the Head teacher's office. Records of performance management statements shall NOT be kept on computer disc or system.

Application forms of applicants (and references) for vacant posts will be kept securely in the school office until an appointment has been made. Following a successful interview the successful candidate's application and references shall be forwarded to the LA personnel department and the others kept for no less than six months securely within the school with access by the Head teacher only. Any copies of these applications shall be destroyed following a successful appointment.

References for staff within the school for posts outside it shall be kept securely by the Head teacher and shall not be kept with the personnel records in Paragraph 1 of this section.

## Financial Records

Records of the school's financial controls and budget shall be kept in accordance with current DFE and LA regulations and shall be made available for inspection by the proper authorities under those statutes and regulations.

## Curriculum Policy Documents

Documents which describe the schools policies on areas, subjects of the curriculum, topics, schemes of work etc. shall be maintained up-to-date and available for inspection by authorised persons (e.g. parents, advisors, inspectors, governors etc.). The Head teacher will maintain a master copy of each document in safe keeping and available for inspection by authorised and appropriate personnel.

## Non-Curricular Policy Documents

Documents which describe the school's policies on non-curricular matters as required by the Governing Body, Ofsted, LA or DFE shall be prepared, maintained and kept up-to-date and made available to authorised persons as required. A list of the required policies shall be made available also and updated as appropriate. These policies shall include the Ground Rules of each committee of the Governing Body as they exist at the time.



## Destruction of Documents

- The attached document sets out the policy and principles which are to form the Ben Rhydding Primary School Retention, Disposal and Destruction Guidelines.
- Where appropriate, existing countywide policy has been adhered to – particularly in the area of Financial Records and audit requirements. Where there has been no specific legislative requirement for the retention or disposal of records, advice has been sought from the County Archives on best practice.
- Much of the paperwork relating to Child Care is statute based and the retention periods quoted are legally required.
- Where records are archived electronically, the same retention periods apply as if they were paper based records.
- Individual records may be retained longer, with the specific approval of the Director of Children’s Services.
- Once case files are closed, they should be retained for up to 12 months within the area offices and then archived.
- Before they are archived, all files should have a destruction date clearly marked on the front cover and contain a tracking sheet. Archiving should be done in accordance with the procedures available from the Archive Service, using the correct paperwork available from Records Management.

### Definition of “closure”:

- For the purposes of this document a case is closed when all resources (including allocated social workers) provided by the Department have ceased and where no legal case reasons apply.
- Documents of particular worth, interest or value may be of further interest to the County Records Office. A schedule of documents should be notified to the County Records Officer one month prior to destruction (this does not include personal records)

## Destruction of files

- **All records are to be destroyed by shredding when the retention period has expired.**