



## **Maiden Erlegh Trust – COVID-19 Testing Privacy Statement**

### **Ownership of the Personal Data**

To enable the Covid-19 testing to be completed at Maiden Erlegh Trust, we need to process personal data for staff and pupils taking part, including sharing of personal data where we have a legal obligation. Maiden Erlegh Trust is the Data Controller for the data required for processing the tests and undertaking any actions which are needed by the schools to ensure we meet our public health and safeguarding legal obligations. All data is processed under [Section 175 of the Education Act 2002 for maintained schools or under Section 3 of the Non-Maintained Schools Regulations 1999 for non-maintained schools]. Data Controllership is then passed to the Department for Health and Social Care (DHSC) at the point that we transfer data to them.

### **Personal Data involved in the process**

We use the following information to help us manage and process the tests:

Name

Date of birth

Unique barcode assigned to each individual test and which will become the primary reference number for the tests

Test result

We will only use information collected directly from you specifically for the purpose of the tests, even if you have previously provided us with this information.

The information will only be stored securely on local spreadsheets in school until it is securely shared with the Department of Health and Social Care (DHSC). The NHS Test and Trace service will be used to do this.

### **Processing of Personal Data Relating to Positive test results**

The member of staff, student or parent (depending on contact details provided) will be informed of the result by the school and advised how to book a confirmatory test.

The school will use this information to enact their own COVID isolation processes without telling anyone who it is that has received the positive test.

The information will be transferred to DHSC, who will share with the National Health Service (NHS), Public Health England (PHE) and the Local Government who will use the information for wider test and trace activities as well as statistical and research purposes.

This information is processed and shared under obligations set out in Public Health legislation under Regulations 3(1) and (4) of the Health Service (Control of Patient Information) Regulations 2002 (COPI) which allows the sharing of data for COVID related purposes.

This information will be kept by the school for up to 14 days and by the NHS for 8 years.

## **Processing of Personal Data Relating to Negative test results**

The school will record a negative result and the information will be transferred to DHSC, NHS, PHE and the Local Government who will use the information for statistical and research purposes.

This information is processed and shared under obligations set out in Public Health legislation under Regulations 3(1) and (4) of the Health Service (Control of Patient Information) Regulations 2002 (COPI) which allows the sharing of data for COVID related purposes.

This information will be kept by the school for up to 14 days and by the NHS for 8 years.

## **Data Sharing Partners**

The personal data associated with test results will be shared with DHSC, NHS, PHE and local government to ensure they take the necessary actions they need to complete under their legal obligations.

## **Your Rights**

Under data protection law, you have rights including:

- Your right of access - You have the right to ask us for copies of your personal information.
- Your right to rectification - You have the right to ask us to rectify personal information you think is inaccurate. You also have the right to ask us to complete information you think is incomplete.
- Your right to erasure - You have the right to ask us to erase your personal information in certain circumstances.
- Your right to restriction of processing - You have the right to ask us to restrict the processing of your personal information in certain circumstances.
- Your right to object to processing - You have the right to object to the processing of your personal information in certain circumstances.
- Your right to data portability - You have the right to ask that we transfer the personal information you gave us to another organisation, or to you, in certain circumstances.

You are not required to pay any charge for exercising your rights. If you make a request, we have one month to respond to you.

Please contact us at to make a request:

Maiden Erlegh Trust's Data Protection Officer is Mr M Gomm ([dpo@maidenerleghtrust.org](mailto:dpo@maidenerleghtrust.org)), however, the day-to-day responsibility for data protection issues lies with the school. If you have any questions, concerns or would like more information about anything mentioned in this privacy notice, please contact your school's Headteacher.

## **How to complain**

If you have any concerns about our use of your personal information, you can make a complaint to us at:

Maiden Erlegh Trust Data Protection Officer, Mr M Gomm, [m.gomm@maidenerleghtrust.org](mailto:m.gomm@maidenerleghtrust.org)

You can also complain to the ICO if you are unhappy with how we have used your data.

The ICO's address:

Information Commissioner's Office  
Wycliffe House  
Water Lane  
Wilmslow  
Cheshire  
SK9 5AF