



## Data Protection Policy – Students

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## INTRODUCTION

Your privacy is important to us at IH Manchester. We have developed this policy to provide you with information on data we collect, how and why we process it and your rights. We have to collect and use information about people who attend the school as students for a variety of reasons. This personal information must be handled and dealt with properly, however it is collected, recorded and used, and whether it be on paper, in computer records or recorded by any other means.

We regard the lawful and correct treatment of personal information as very important to our successful operation and to maintaining confidence between us and those who are students with us at IH Manchester and those who we do business with. We will ensure that we treat personal information lawfully and correctly.

To this end we fully endorse and adhere to the principles of the General Data Protection Regulation (GDPR).

This policy applies to the processing of personal data in manual and electronic records kept by us in connection with our registration and day to day management of students in the school as described below. It also covers our response to any data breach and other rights under the GDPR.

This policy applies to the personal data of students, existing and former students, placement students, parents of students under the age of 18, applications and those students who enquire. These are referred to in this policy as relevant individuals.

## DEFINITIONS

“Personal data” is information that relates to an identifiable person who can be directly or indirectly identified from that information, for example, a person’s name, identification number, location, online identifier. It can also include pseudonymised data.

“Special categories of personal data” is data which relates to an individual’s health, sex life, sexual orientation, race, ethnic origin, political opinion, religion, and trade union membership. It also includes genetic and biometric data (where used for ID purposes).

“Criminal offence data” is data which relates to an individual’s criminal convictions and offences.

“Data processing” is any operation or set of operations which is performed on personal data or on sets of personal data, whether or not by automated means, such as collection, recording, organisation, structuring, storage, adaptation or alteration, retrieval, consultation, use, disclosure by transmission, dissemination or otherwise making available, alignment or combination, restriction, erasure or destruction.





## DATA PROTECTION PRINCIPLES

Under GDPR, all personal data obtained and held by us must be processed according to a set of core principles. In accordance with these principles, we will ensure that:

- a) processing will be fair, lawful and transparent
- b) data be collected for specific, explicit, and legitimate purposes
- c) data collected will be adequate, relevant and limited to what is necessary for the purposes of processing
- d) data will be kept accurate and up to date. Data which is found to be inaccurate will be rectified or erased without delay
- e) data is not kept for longer than is necessary for its given purpose
- f) data will be processed in a manner that ensures appropriate security of personal data including protection against unauthorised or unlawful processing, accidental loss, destruction or damage by using appropriate technical or organisation measures
- g) we will comply with the relevant GDPR procedures for international transferring of personal data

## TYPES OF DATA HELD

We keep several categories of personal data on our students in order to carry out effective and efficient processes. We keep this data in a personnel file relating to each student and we also hold the data within our computer systems, our secure student database and office 365, which is a secure online share file and complies with all data protection law under GDPR. Only those who require these records for processing and health and wellbeing have access to these records.

Specifically, we hold the following types of data:

- a) personal details such as name, address, phone numbers, email
- b) information gathered via the application process such as school reports, references.
- c) medical or health information including next of kin
- d) information relating to your programme with us, including:
  - i) travel dates
  - ii) flight details
  - iii) nationality
  - iv) parents details & consent where needed (Under 18s)

All of the above information is required for our processing activities. More information on those processing activities are included in our privacy notice for students, which is available from the school registrar or principal.





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## STUDENT RIGHTS

You have the following rights in relation to the personal data we hold on you:

- h) the right to be informed about the data we hold on you and what we do with it;
- i) the right of access to the data we hold on you. More information on this can be found in the section headed "Access to Data" below and in our separate policy on Subject Access Requests";
- j) the right for any inaccuracies in the data we hold on you, however they come to light, to be corrected. This is also known as 'rectification';
- k) the right to have data deleted in certain circumstances. This is also known as 'erasure';
- l) the right to restrict the processing of the data;
- m) the right to transfer the data we hold on you to another party. This is also known as 'portability';
- n) the right to object to the inclusion of any information;
- o) the right to regulate any automated decision-making and profiling of personal data.

More information can be found on each of these rights in our separate policy on employee rights under GDPR.

## RESPONSIBILITIES

In order to protect the personal data of relevant individuals, those within our business who must process data as part of their role have been made aware of our policies on data protection.

We have also appointed employees with responsibility for reviewing and auditing our data protection systems on a regular basis.

## LAWFUL BASES OF PROCESSING

We acknowledge that processing may be only be carried out where a lawful basis for that processing exists and we have assigned a lawful basis against each processing activity.

Where no other lawful basis applies, we may seek to rely on the students consent in order to process data.

We understand that consent must be freely given, specific, informed and unambiguous. Where consent is to be sought, we will do so on a specific and individual basis where appropriate. Students will be given clear instructions on the desired processing activity, informed of the consequences of their consent and of their clear right to withdraw consent at any time.

## ACCESS TO DATA

As stated above, Students have a right to access the personal data that we hold on them. To exercise this right, students should make a Subject Access Request. We will comply with the request without delay, and within one month unless, in accordance with legislation, we decide that an extension is required. Those who make a request will be kept fully informed of any decision to extend the time limit.





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No charge will be made for complying with a request unless the request is manifestly unfounded, excessive or repetitive, or unless a request is made for duplicate copies to be provided to parties other than the employee making the request. In these circumstances, a reasonable charge may be applied.

Further information on making a subject access request is contained in our Subject Access Request policy.

## **DATA DISCLOSURES**

The Company may be required to disclose certain data/information to any person. The circumstances leading to such disclosures include:

- p) any student benefits operated by third parties;
- q) disabled individuals - whether any reasonable adjustments are required to assist them at work;
- r) individuals' health data - to comply with health and safety or occupational health obligations towards the student;
- s) to assist law enforcement or a relevant authority to prevent or detect crime or prosecute offenders or to assess or collect any tax or duty.

These kinds of disclosures will only be made when strictly necessary for the purpose.

## **DATA SECURITY**

All our employees are aware that hard copy personal information should be kept in a locked filing cabinet, drawer, or safe.

Employees are aware of their roles and responsibilities when their role involves the processing of data. All employees are instructed to store files or written information of a confidential nature in a secure manner so that are only accessed by people who have a need and a right to access them and to ensure that screen locks are implemented on all PCs, laptops when unattended. No files or written information of a confidential nature are to be left where they can be read by unauthorised people.

Where data is computerised, it should be coded, encrypted or password protected both on a local hard drive and on a network drive that is regularly backed up. If a copy is kept on removable storage media, that media must itself be kept in a locked filing cabinet, drawer, or safe.

Employees must always use the passwords provided to access the computer system and not abuse them by passing them on to people who should not have them. Passwords should not mirror those of personal login to social media sites or personal emails. Passwords should be changed on a regular basis.

Personal data relating to student should not be kept or transported on laptops, USB sticks, or similar devices, unless prior authorisation has been received. Where personal data is recorded on any such device it should be protected by:

- a) ensuring that data is recorded on such devices only where absolutely necessary.
- b) using an encrypted system — a folder should be created to store the files that need extra protection and all files created or moved to this folder should be automatically encrypted.
- c) ensuring that laptops or USB drives are not left where they can be stolen.
- d) Ensuring laptop or device is password protected.

Failure to follow the Company's rules on data security may be dealt with via the Company's disciplinary procedure. Appropriate sanctions include dismissal with or without notice dependent on the severity of the failure.



### **THIRD PARTY PROCESSING**

Where we engage third parties to process data on our behalf, we will ensure, via a data processing agreement with the third party, that the third party takes such measures in order to maintain the Company's commitment to protecting data.

### **INTERNATIONAL DATA TRANSFERS**

The Company does not transfer personal data of students to any recipients outside of the EEA.

### **REQUIREMENT TO NOTIFY BREACHES**

All data breaches will be recorded on our Data Breach Register. Where legally required, we will report a breach to the Information Commissioner within 72 hours of discovery. In addition, where legally required, we will inform the individual whose data was subject to breach.

More information on breach notification is available in our Breach Notification policy.

### **TRAINING FOR IH MANCHESTER STAFF**

New employees must read and understand the policies on data protection as part of their induction.

All employees receive training covering basic information about confidentiality, data protection and the actions to take upon identifying a potential data breach.

The nominated data controller/auditors/protection officers for the Company are trained appropriately in their roles under the GDPR.

All employees who need to use the computer system are trained to protect individuals' private data, to ensure data security, and to understand the consequences to them as individuals and the Company of any potential lapses and breaches of the Company's policies and procedures.

All the training is aimed at ensuring the staff at IH Manchester work and act in the interests of the company and our students to ensure they comply with the GDPR responsibilities.

### **DATA PROTECTION COMPLIANCE**

Our appointed compliance officer in respect of our data protection activities is:

Michael Brennan  
Michael@ihmanchester.com

