



## PRIVACY POLICY

**Reviewed: 2015**  
**Due for Review: 2018**

### RATIONALE

St Jude's School requires information about students and their families in order to provide for the education of these students.

It is important for schools to recognise the significance of protecting the information they hold.

The *Privacy Amendment (Private Sector) Act 2000* amends the *Privacy Act 1988* to direct the manner in which private sector organizations, including Catholic schools and systems, manage the personal and sensitive information of individuals.

The purpose of the new provisions is to ensure that organizations, which hold information about people, handle that information responsibly. They aim to establish a nationally consistent approach to the management of personal information. The Privacy Act governs how private sector organizations handle personal and sensitive information.

### DEFINITIONS:

- Privacy Act (1988) includes the Privacy Amendment (Private Sector) Act 2000.
- Personal Information – is information which can identify an individual.
- Sensitive Information – is information about a person's religious and political beliefs, sexual preferences, racial or ethnic origin, membership of political associations, philosophical beliefs, criminal record or health information.

### PRINCIPLES:

- St Jude's School has a responsibility to use and manage personal and sensitive information collected in accordance with the Privacy Act.
- St Jude's School has a responsibility to inform individuals of the purpose of collecting personal and sensitive information.
- All information is collected for the primary purpose of the Catholic education of the student.

### PROCEDURES:

- Each school shall have a written Privacy Policy consistent with the principles outlined above.
- The Privacy Policy shall be publicly available.
- The Privacy Compliance Manual, prepared for CECWA through the National Catholic Education Commission, shall be used in developing school based documents in order to maintain consistency between schools.
- All forms used by a school to collect personal and sensitive information shall reflect essential information required for the primary purpose of the school. The appropriate collection notice must be attached to each form.
- All staff shall be appropriately informed in relation to the Privacy Act.
- The Principal shall ensure that all personal and sensitive information held by the school is properly secured.

## What kinds of personal information does St Jude's collect and how do we collect it?

The type of information St Jude's collects and holds includes (but is not limited to) personal information, including health and other sensitive information, about:

- pupils and parents and/or guardians (**Parents**) before, during and after the course of a pupil's enrolment at the school [***insert the following as relevant, and add any other general kinds of information***]
  - name, contact details (including next of kin), date of birth, previous school and religion;
  - medical information (e.g. details of disability and/or allergies, absence notes, medical reports and names of doctors);
  - conduct and complaint records, or other behaviour notes, and school reports;
  - information about referrals to government welfare agencies;
  - counselling reports;
  - health fund details and Medicare number;
  - any court orders;
  - volunteering information; and
  - photos and videos at school events;
- job applicants, staff members, volunteers and contractors, including: [***insert the following as relevant, and add any other general kinds of information***]
  - name, contact details (including next of kin), date of birth, and religion;
  - information on job application;
  - professional development history;
  - salary and payment information, including superannuation details;
  - medical information (e.g. details of disability and/or allergies, and medical certificates);
  - complaint records and investigation reports;
  - leave details;
  - photos and videos at school events;
  - workplace surveillance information;
  - work emails and private emails (when using work email address) and Internet browsing history; and
- other people who come into contact with the school, including name and contact details and any other information necessary for the particular contact with the school.

**Personal Information you provide:** St Jude's will generally collect personal information held about an individual by way of forms filled out by Parents or pupils, face-to-face meetings and interviews, emails and telephone calls. On occasions people other than Parents and pupils provide personal information.

**Personal Information provided by other people:** In some circumstances our school may be provided with personal information about an individual from a third party, for example a report provided by a medical professional or a reference from another school.

### How will a school use the personal information you provide?

St Jude's will use personal information it collects from you for the primary purpose of collection, and for such other secondary purposes that are related to the primary purpose of collection and reasonably expected, or to which you have consented.

**Pupils and Parents:** In relation to personal information of pupils and Parents, a school's primary purpose of collection is to enable the school to provide schooling to pupils enrolled at the school, exercise its duty of care, and perform necessary associated administrative activities, which will enable pupils to take part in all the activities of the school. This includes satisfying the needs of Parents, the needs of the pupil and the needs of CEWA and school throughout the whole period the pupil is enrolled at the school.

The purposes for which CEWA and a school uses personal information of pupils and Parents include:

- to keep Parents informed about matters related to their child's schooling, through correspondence, newsletters and magazines;
- day-to-day administration;
- looking after pupils' educational, social, spiritual and medical wellbeing;
- seeking donations and marketing for the school; and
- to satisfy the CEWA and the school's legal obligations and allow the school to discharge its duty of care.

In some cases where a school requests personal information about a pupil or Parent, if the information requested is not obtained, the school may not be able to enrol or continue the enrolment of the pupil or permit the pupil to take part in a particular activity.

**Job applicants and contractors:** In relation to personal information of job applicants and contractors, a school's primary purpose of collection is to assess and (if successful) to engage the applicant or contractor, as the case may be.

The purposes for which a school uses personal information of job applicants and contractors include:

- administering the individual's employment or contract, as the case may be;
- for insurance purposes;
- seeking funds and marketing for the school; and
- satisfying the CEWA and the school's legal obligations, for example, in relation to child protection legislation.

**Volunteers:** A school also obtains personal information about volunteers who assist the school in its functions or conduct associated activities, such as [alumni associations], to enable the school and the volunteers to work together.

**Marketing and fundraising:** Schools treat marketing and seeking donations for the future growth and development of the school as an important part of ensuring that the school continues to be a quality learning environment in which both pupils and staff thrive. Personal information held by a school may be disclosed to an organisation that assists in the school's fundraising, for example, the school's Foundation or alumni organisation [or, on occasions, external fundraising organisations].

Parents, staff, contractors and other members of the wider school community may from time to time receive fundraising information. School publications, like newsletters and magazines, which include personal information, may be used for marketing purposes.

**Exception in relation to related schools:** The Privacy Act allows each school, being legally related to each of the other schools conducted by the CEWA to share personal (but not sensitive) information with other schools conducted by the CEWA. Other CEWA schools may then only use this personal information for the purpose for which it was originally collected by the CEWA. This allows schools to transfer information between them, for example, when a pupil transfers from a CEWA school to another school conducted by the CEWA.

### **Who might St Jude's disclose personal information to and store your information with?**

St Jude's may disclose personal information, including sensitive information, held about an individual for educational, administrative and support purposes. This may include to:

- other schools and teachers at those schools;
- government departments;
- the Catholic Education Office, the Catholic Education Commission, the school's local diocese and the parish, other related church agencies/entities, and schools within other Dioceses/other Dioceses;
- St Jude's local parish;
- medical practitioners;
- people providing educational, support and health services to the school, including specialist visiting teachers, [sports] coaches, volunteers, counsellors and providers of learning and assessment tools;
- assessment and educational authorities, including the Australian Curriculum, Assessment and Reporting Authority;
- people providing administrative and financial services to the school;
- recipients of school publications, such as newsletters and magazines;
- pupils' parents or guardians;
- anyone you authorise the school to disclose information to; and
- anyone to whom we are required or authorised to disclose the information by law, including child protection laws.

**Sending and storing information overseas:** St Jude's may disclose personal information about an individual to overseas recipients, for instance, to facilitate a school exchange. However, St Jude's will not send personal information about an individual outside Australia without:

- obtaining the consent of the individual (in some cases this consent will be implied); or
- otherwise complying with the Australian Privacy Principles or other applicable privacy legislation.

St Jude's may use online or 'cloud' service providers to store personal information and to provide services to the school that involve the use of personal information, such as services relating to email, instant messaging and education and assessment applications. Some limited personal information may also be provided to these service providers to enable them to authenticate users that access their services. This personal information may be stored in the 'cloud' which means that it may reside on a cloud service provider's servers which may be situated outside Australia.

An example of such a cloud service provider is Microsoft. Microsoft provides the Microsoft Office 365 including webmail, and stores and processes limited personal information for this purpose. School personnel and the CEWA and its service providers may have the ability to access, monitor, use or disclose emails, communications (e.g. instant messaging), documents and associated administrative data for the purposes of administering Office 365 and ensuring its proper use.

### **How does St Jude's treat sensitive information?**

In referring to 'sensitive information', a school means: information relating to a person's racial or ethnic origin, political opinions, religion, trade union or other professional or trade association membership, philosophical beliefs, sexual orientation or practices or criminal record, that is also personal information; health information and biometric information about an individual.

Sensitive information will be used and disclosed only for the purpose for which it was provided or a directly related secondary purpose, unless you agree otherwise, or the use or disclosure of the sensitive information is allowed by law.

### **Management and security of personal information**

The CEWA and the schools' staff are required to respect the confidentiality of pupils' and Parents' personal information and the privacy of individuals.

Each school has in place steps to protect the personal information the school holds from misuse, interference and loss, unauthorised access, modification or disclosure by use of various methods including locked storage of paper records and password access rights to computerised records.

### **Access and correction of personal information**

Under the Commonwealth Privacy Act an individual has the right to seek and obtain access to any personal information which the CEWA or a school holds about them and to advise the CEWA or the school of any perceived inaccuracy. There are some exceptions to this right set out in the Act. Pupils will generally be able to access and update their personal information through their Parents, but older pupils may seek access and correction themselves.

There are some exceptions to these rights set out in the applicable legislation.

To make a request to access or to update any personal information the CEWA or a school holds about you or your child, please contact the St Jude's Catholic Primary School Principal or the school office by telephone or in writing.

St Jude's may require you to verify your identity and specify what information you require. The school may charge a fee to cover the cost of verifying your application and locating, retrieving, reviewing and copying any material requested. If the information sought is extensive, the school will advise the likely cost in advance. If we cannot provide you with access to that information, we will provide you with written notice explaining the reasons for refusal.

### **Consent and rights of access to the personal information of pupils**

The CEWA respects every Parent's right to make decisions concerning their child's education.

Generally, St Jude's will refer any requests for consent and notices in relation to the personal information of a pupil to the pupil's Parents. St Jude's will treat consent given by Parents as consent given on behalf of the pupil, and notice to Parents will act as notice given to the pupil.

Parents may seek access to personal information held by a school or the CEWA about them or their child by contacting the Principal or school office by telephone or in writing. However, there may be occasions when access is denied. Such occasions would include where release of the information would have an

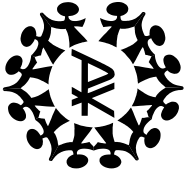
unreasonable impact on the privacy of others, or where the release may result in a breach of the school's duty of care to the pupil.

A school may, at its discretion, on the request of a pupil grant that pupil access to information held by the school about them, or allow a pupil to give or withhold consent to the use of their personal information, independently of their Parents. This would normally be done only when the maturity of the pupil and/or the pupil's personal circumstances warrant it.

### **Enquiries and complaints**

If you would like further information about the way the CEWA or St Jude's manages the personal information it holds, or wish to complain that you believe that CEWA or St Jude's has breached the Australian Privacy Principles, please contact the school Principal by writing or phone. CEWA or St Jude's will investigate any complaint and will notify you of a decision in relation to your complaint as soon as is practicable after it has been made.

Appendix 1



# ST. JUDE'S CATHOLIC SCHOOL

Barnston Way, Langford WA 6147  
Tel: 6350 2500  
Fax: 9356 5486

12<sup>th</sup> February 2016

## STANDARD COLLECTION NOTICE Publicity and the Use of Student Images

Dear Parent/Guardian

As part of the school's publicity activities there may, on occasion, arise the situation whereby the school, Catholic Education Office of WA (CEOWA) or local media will need to take photographs and /or video footage of your child/ren for publication in school documents, school yearbook, CEOWA and Catholic agency documents (eg Caritas, CDF, Lifelink etc), training videos and/or the school/CEOWA website.

If you **DO NOT** want your child/ren to feature in such publicity, please complete the notice below and return it to school office by Friday 19th February.

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Please return this form **ONLY** if you **DO NOT WANT** your child's image used in any publicity activity.

I \_\_\_\_\_

Parent/guardian of

\_\_\_\_\_ Year \_\_\_\_\_  
(Please Print Student's Name)

\_\_\_\_\_ Year \_\_\_\_\_  
(Please Print Student's Name)

\_\_\_\_\_ Year \_\_\_\_\_  
(Please Print Student's Name)

**DO NOT give permission** for the use of my son's/daughter's photo/video image in school publicity activities undertaken by the school, CEOWA or local media.

Signed: \_\_\_\_\_ Date: \_\_\_\_\_