

SIMS Parent Privacy Notice for Individuals

Document Dated	25 May 2018
----------------	-------------

Introduction

The **scope** of this privacy notice covers the data processed within our SIMS Parent product. Please see section 2 below for a breakdown of how we collect your data.

Capita Business Services Ltd are fully committed to keeping your information safe. This privacy notice explains **what** personal information we collect, **why** we collect it, and **how** we use it. We hope our policy is clear and transparent, but if you have any questions, please get in touch via the contact details at the bottom of the page.

Contents

1. Accountability
2. Who collects your personal information
3. What personal information do we collect
4. How we use your personal information
5. What our legal basis is for processing your personal information
6. Where your data is stored
7. Security of the data stored
8. How long do we keep your personal information
9. Who we share your personal information with
10. Your rights
11. Accessing your personal information
12. Right to lodge a complaint
13. Changes to our Privacy Notice
14. Contacting us

1. Accountability

SIMS Parent is a software as a service solution that processes information on behalf of schools allowing schools to easily communicate with parents. Whether it's sharing information such as attendance, or school reports, or sending reminders for homework tasks, all of the information is easily accessible from the convenience of their phone, tablet or PC.

Where your school is responsible for the information that is entered and maintained within the site, they are the Data Controller. Where your school are responsible for the information stored in the SIMS Parent system they must demonstrate compliance with data protection legislation. For further information on what personal information is stored and processed please contact your school.

Where SIMS Parent is the Data Controller, ESS are responsible for the information stored in the SIMS Parent system and must be able to demonstrate compliance with data protection legislation for the processing of personal information. Additionally ESS must demonstrate the same compliancy for any processing of your personal data.

The Information Commissioner's Office website can be referenced for full details on responsibilities of data controllers and processors: <https://ico.org.uk>

2. Who collects your personal information?

Capita Business Services Ltd includes the brand of Capita Education Software Solutions (ESS) which sits within Capita Digital Software Solutions.

Capita ESS sits within the Capita Digital Software Solutions division and consists of the following business units: Capita SIMS; Capita SIMS Independent and International; Capita Libraries; Capita Micro Librarian Services (MLS); Capita Further & Higher Education (F&HE); and Capita IBS Schools.

All of the above business units operate under the trading name of **Capita Business Services Ltd**. Our registered company number is 02299747 and further information can be found in our [legal statement](#).

Registered address: 71 Victoria Street, Westminster, London SW1H 0XA
Postal address: The Data Protection Officer, Capita plc, 71 Victoria Street, London, SW1H 0XA

Data Protection Officer: Jenny Coombes privacy@capita.co.uk

3. What personal information do we collect

As part of using SIMS Parent we collect session information from users accessing our system, this includes the use of third party technology Microsoft Application Insights. This will provide ESS with geo-location information, organisation information that the user is associated with and the user's browser session information.

This information is used for the following reasons:

- To monitor the usage of our service and systems to support the development and enhancement of future features
- To assist ESS support and operations functions to tune their services to provide scalable and performant software using utilisation information of a period of time
- To enhance the security of the system by tracking suspicious and anomalous behaviour.

4. How we use your personal information

We may use your personal information for the following reasons:

- **Support Enquiry** where your school may have contacted us via telephone, email or other channels to log a support enquiry about an issue or for general assistance. We may use the data captured to help to resolve your enquiry and may contact you after for feedback to help improve the service offered.
- **Improve performance and usability** by getting insights on how SIMS Parent is used. SIMS Parent uses Microsoft Applications Insights to monitor the live service. Your use of

SIMS Parent may be captured by Microsoft Application and used to improve service performance and usability.

- **General enquiry or feedback** where you may contacted us via telephone, email or other channels requesting information about products and services and we may use the data captured to help improve services or assist in finding a resolution to your enquiry.

5. What our legal basis is for processing your personal information

We will only collect and use your personal information (as described in section 4) in accordance with data protection legislation. Our legal basis for processing your personal information are as follows:

1. Contractual – We may process personal data associated to a contract or product purchase. It is important for us to hold this data in order to ensure that we have records from a legal perspective to whom signed and agreed to the terms of agreements and who to contact following issues and/or to send renewal information.

2. Consent – Where necessary we will only collect and process your personal information if you have given your consent for us to do so, for example, we will only send you certain marketing emails and process any sensitive information about you if we have your consent.

3. Legitimate Interests – We may use and process some of your personal information where we have conducted Legitimate Interest Assessment and have a legitimate business grounds for doing so. Under European privacy legislation here is a concept of “legitimate interests” as a justification for processing your personal information.

You have a right to object to our use of your personal information for these legitimate interests. Please see **section 10 - Your rights** and how to contact us for how to do this.

6. Where your data is stored

Data is stored within SIMS Parent in various forms, all using Microsoft Azure data constructs. Information interchange between software services within the applications is protected by a dedicated Secure Token Server (STS), so that access to all data is validated against the access rights of the requesting user.

Data sits within the EEA and is subject to EU model clauses, specifically data for these services reside in the EU: Ireland and the Netherlands.

7. Security of the data stored

SIMS Parent is a securely hosted web service, delivered via the web using standard HTTPS TCP/IP protocols. The SIMS Parent application is hosted on a secure and highly scalable managed service, with the main system hosting provided by Microsoft Azure® UK, which is reliable and resilient. Microsoft Windows Azure has G-Cloud Impact Level 2 (IL2) from the Cabinet Office for use across the UK Public Sector. All data is securely stored and processed within the EU and complies with UK data protection standards and requirements.

Our Microsoft Azure datacentres reside in Dublin (Ireland, UK) and all data is encrypted at rest and in transit and complies with ISO27001 standards. You can read more about Microsoft's commitment and compliance to data privacy and security in their online [Trust](#)

Center. For Capita MLS, Further and Higher Education and Libraries, your data is currently stored in other on-premise CRM systems, which we are moving into Dynamics 365 throughout 2018.

Technical hosting and management for SIMS Parent is undertaken fully by Capita on behalf of the establishment, including the provision of all software, maintenance operations, upgrades and background supporting processes. Application security is 256bit Secure Socket Layer (SSL), point-to-point encryption.

8. How long do we keep your personal information

All personal data will be held in accordance with Capita plc group policy, and historical records will not be held without legitimate reason. We have a variety of automated retention policies in place that ensure data is regularly cleared down within our system if it has not been used, updated or interacted with in a reasonable amount of time.

For instance if your child leaves the schools we will no longer process their information on the schools behalf and will delete this data from SIMS Parent following 30 days.

Essentially, we will only hold your personal information on our systems for the period necessary to fulfil the purposes outlined in this privacy notice or until a request has been made to delete it.

9. Who we share your personal information with

No information is shared with third parties.

Your personal information may be accessed by staff within Capita whom require access to this to carry out their job in order to provide services to you (this could be across various business units, but still operating solely under Capita Business Services Ltd).

Some staff within our businesses operate outside of the EEA, for example our staff in India, however all staff are subject to the same Group Information Security and Acceptable Usage policies.

In addition we sometimes need to provide access to technical support partners in order to receive support on IT projects relating to our enterprise business systems. Our current support partner also operates under Capita Business Services Ltd and thus is subject to the same Capita Group Information and Security Policies and Procedures.

10. Your rights

Under data protection legislation you have a number of rights in relation to your personal information. In relation to certain rights, we may ask you for information to confirm your identity and, where applicable, to help us to search for your personal information. Except in rare cases, we will respond to you within 30 days after we have received this information or, where no such information is required, after we have received your request. This section explains what they are and how you can use them, if you wish.

The right to be informed: As best practice ESS provide fair processing information. Please contact your schools in the first instance for what information SIMS Agora processes.

The right of access: This does not apply to ESS for SIMS Agora who act as a data processor and are not responsible for subject access requests for information stored in SIMS Agora, these are to be conducted by the customer, your school, as data controller.

The right to rectification: Where ESS are the data controller for information within SIMS Agora this can be edited by you. Outside of this right does not apply to ESS for SIMS Agora who act as a data processor and are not responsible for data subject data update requests for information stored in SIMS Agora, these are to be conducted by the customer, as data controller.

The right to erasure (also referred to as the “right to be forgotten”): As data controller, it is the customers, your schools, responsibility to respond to and act upon requests where the data subject has requested for the removal of information stored about them in SIMS Agora.

The right to restrict processing: Individuals who are associated with a customer may have the right to request that processing of their information is not processed. As data controller, the customer, must respond to such requests.

The right to data portability: As data controller, if applicable, it is the customer’s responsibility to respond to data subject requests to transfer their personal data to another controller or provide this directly to the individual. CSV export routines are available in SIMS Agora to allow the customer to export data.

ESS Data controller and individual’s rights: Where ESS is a data controller for information processed in business systems, customer portals and marketing platforms, individuals can exercise the relevant rights mentioned above. Please refer to the Capita SIMS Privacy Notice at <https://www.capita-sims.co.uk/privacy-notice> if you would like more information on this.

11. Accessing your personal information

You have the right to request a copy of the personal information that we hold about you. This is known as a Subject Access Request.

If you wish to request a copy of your personal information please address requests to dssdataprivacy@capita.co.uk

12. Right to lodge a complaint

You have the right to complain to the Information Commissioners Office (ICO) if you are concerned about the way we have processed your personal information. They can be contacted via:

Information Commissioner's Office
Wycliffe House
Water Lane
Wilmslow
Cheshire
SK9 5AF
Tel: 01625 545 700

13. Changes to our Privacy Notice

This Privacy Notice may be updated from time to time so you may wish to check it each time you submit personal information to us. If material changes are made to this Privacy Notice, we will provide a more prominent notice.

Last Edited: May 2018

14. Contacting us

If you any questions or comments regarding the content of this Privacy Notice, please contact:

dssdataprivacy@capita.co.uk

Or alternatively write to us at:

The Data Protection Officer
Capita plc
71 Victoria Street
London
SW1H 0XA