

Data Protection and Privacy Policy

Your Privacy is important to Happy Days, so we have developed privacy notices which cover how we collect, use, process, transfer and store your personal information. All your personal Information shall be held and used in accordance with The General Data Protection Regulation (2018). Our full Data Protection Policy can be accessed by contacting our Data Protection Representative (DPR) via email on happydaysnursery@aol.com Happy Days Nursery as the data controller of your Information is required to collect and process data for several purposes concerning our staff, contractors, parents, children, website users and any other individual who comes into contact with the company. In gathering and using this data Happy Days is committed to protecting all individual's rights of freedom and privacy. The policies below are intended to inform you how we gather, define, and utilise your personal information such as name, address, bank details, email address, home and mobile phone number.

Privacy Policy for website users

What personal data we collect about you as a visitor to our website

When you visit our website, you may provide us with:

- information collected as you and others browse our Website.
- your email address when using the Happy Days email link

We maintain the highest standards of security, however the transmission of information via the internet is not completely secure. So, whilst we will do our best to protect your Information, we cannot ensure the security of your data transmitted to our Website. Any information you submit is sent at your own risk. We will use strict procedures and security features to reduce the risk of unauthorised access.

Our Website uses a technology called "cookies" (see explanation below, "What Are Cookies?") and web server logs to collect information about how our Website is used. Information gathered through cookies and web server logs may include the date and time of visits, the pages viewed, time spent at our Website, and the websites visited just before and just after our Website.

How we use the information you provide to us

We use your Information in the following ways:

- to ensure that content from our Website is presented in the most effective and efficient manner for you and your computer;
- to allow you to request information on our service;
- to pass your Information to other companies ONLY in the Happy Days Company to supply goods, services or information requested by you and we may pass your Information to them for this purpose;
- to notify you about changes to our service;
- in accordance with your authorisation at the point of Registration;

➤if you have given your consent at the point of Registration, to contact you with information about products, services and special offers that you request from us, or that we feel may be of interest to you or to ask you to participate in one of our customer satisfaction surveys.

We may pass your Information to carefully selected third party organisations:

➤if we buy or sell any business or assets in which case we may disclose your Information to the seller or buyer of such business or assets;

➤if we are under a duty to disclose or share your personal data to comply with any legal obligation or to enforce or apply our terms and conditions and other agreements or protect the rights, property, or safety of our customers, or others. This includes exchanging information with other companies and organisations for fraud protection and credit risk reduction. How we protect your information Email is not recognised as a secure medium of communication. For this reason, we request that you do not send private, sensitive or confidential information to us by email, and should you do so it is at your own risk.

Storage of data

The data you provide to us via the website we will hold in our software systems. Data relating to you and your child will be kept in the nursery your child attends as well as at our supporting office locations. Personal data held within a software system will be securely protected with individual logins, which will only be given to those who need to access the data. If you wish to see the full version of our IT security policy, please contact the Data Protection Representative.

Your data subject rights

You may request access to all your Information that we collect online and maintain in our database by writing to us at the following address:

Happy Days Nursery, Coleman St, Hanover, Brighton BN2 9SQ

We are obliged under GDPR to complete your request free of charge and within 1 month of receipt of the request. Your Consent By using our website, you consent to our collection and use of your Information as described in this Privacy Policy. If we change our privacy policies and procedures, we will post those changes on our Website to keep you aware of what information we collect, how we use it and under what circumstances we may disclose it. Where we store your personal data Data and Information that we collect from you may be transferred to and stored at a destination outside the European Economic Area ("EEA").

You consent to our sending and storing Your Information outside the EEA. We will take all steps reasonably necessary to ensure that your Information is treated securely and in accordance with this Privacy Policy.

Cookies What Are Cookies?

A cookie is a very small text document, which often includes an anonymous unique identifier. When you visit a website, that site's web server/computer asks your computer for permission to store this file in a part of your hard drive specifically designated for cookies. Each website can send its own cookie to your browser if your browser's preferences allow it, but (to protect your privacy) your browser only permits a website to access the cookies it has already sent to you, not the cookies sent to you by other sites, therefore private information supplied to one web site cannot be read by another organization.

A more detailed look at how we use cookies on the Happy Days web site can be found by clicking the 'Cookie Settings' button at the bottom of all web pages on the site, you will also find further useful information at <https://Cookiepedia.co.uk/giving-consent-to-cookies>

How We Use Information

We Collect from Cookies As you browse and navigate around our Website, the website uses cookies to differentiate you from other users to prevent you from seeing unnecessary advertisements or requiring you to log in more than is necessary for security. Cookies, in conjunction with our web server's log files, allow us to calculate the aggregate number of people visiting our Website and which parts of the website are most popular. This helps us gather feedback so that we can improve our Website and better serve our customers. Cookies do not allow us to gather any personal Information about you and we do not generally store any personal Information that you provided to us in your cookies.

Privacy Notice for Parents

Happy Days is the data controller for any personal information you provide to us regarding you or your child. This means we decide how your personal data is processed and for what purpose. Happy Days is required to collect and process data for a number of purposes concerning its staff, contractors, parents, children and any other individual who comes into contact with the company. In gathering and using this data Happy Days is committed to protecting all individual's rights of freedom and privacy and meeting the requirements of the General Data Protection Regulation 2018 (GDPR).

What personal data we collect about you and your child

Happy Days contractual responsibilities include but are not limited to the collection of the following personal data:

- Personal details (name, date of birth, gender)
- Attendance information (start date, hours in nursery)
- Medical and health information
- Personal characteristics
- Dietary requirements and preferences (allergies on intolerances, food likes/dislikes)
- Special Educational Needs information
- Development records

The information we hold about you as a parent or guardian include:

- Personal details (name, date of birth, national insurance number)
- Contact details (address, phone number, email address)
- Bank details (name of bank, account number and sort code)

We do hold some special category data about you and your child regarding race, ethnic origin, religion and health information. The special category data is only collected as required by the Local Authority or other public bodies for legal and contractual purposes. We comply fully with the requirements of GDPR in relation to special category data and are aware of the sensitive nature of

the information. It is the duty of you, the Data Subject to let us know of any personal data that has changed or is incorrect, we send out annual declaration forms to ensure the data we hold on you is accurate.

How we process your personal data

All the data we process, we do so to fulfil the contract we have with you. Happy Days hold and processes your data to be able to:

- Provide the appropriate care for your child
- Support your child's learning
- Monitor and report on your child's progress
- Ensure the right first aid and medication is provided to your child in cases where they become ill or have an accident in our care

There is certain data we hold about you as a parent or guardian to be able to successfully carry out the contract. The information we hold about you includes your name and address, contact details, bank details and signatures.

We hold this personal data and use it to:

- Be able to contact you in case there is an emergency regarding your child
- Be able to take payment for the childcare we are providing your child
- To provide proof of consent of your agreement to our contract terms and conditions

Whilst much of the data you provide to us is mandatory to carry out the contract you hold with us, some of it is provided on a voluntary basis. To comply with the GDPR we will inform you at the time of collection whether the information you are asked to provide is mandatory. Where personal data is not required for legal or contractual reasons, we will give you the opportunity provide your consent for us to use your data for that purpose.

The lawful basis in which we process this data Happy Days collects and process all the information you provide to us as a parent or guardian under the contractual lawful process. It is necessary to process this data to be able carry out the requirements of the contract. Without this data we will not be able to fulfil your contract and thus not be able to keep your child in our care. The health and medical data you provide to us regarding your child is legally required and is vital to keep your child safe whilst in our care. Data regarding your child's ethnicity, race and religion is only processed under the requirements of Local Authorities and public bodies and upholding Happy Days equal opportunities policy and ensuring we are meeting the Equality Act 2010. Some data will only be processed if explicit consent is given. This can include the ability to take photographs of your child and using your details for direct marketing. Where this is the case we will ask for your consent at the time we collect your data.

Who collects this data

Happy Days collects most of its data directly from the individual themselves. The information we collect about you and your child will all be obtained from the application pack you fill out when you first enrol your child or the online form. Additional data is collected as part of the Annual Declaration and on an ad-hoc basis as required. Storage of data All your data is either kept in our software

systems or in paper format. Data relating to you and your child will be kept in the nursery your child attends as well as at our supporting office locations. Personal data held within a software system will be securely protected with individual logins, which will only be given to those who need to access the data. If you wish to see the full version of our IT security policy, please contact the Data Protection Representative. All data stored in paper format will be kept in a safe location where only those who are authorised to access it, can. This may include being locked away in a filing cabinet.

Who and why we share this data We are legally obliged to pass some of your details on to third parties for legal reasons such as public bodies. This includes Local Authorities, Ofsted, NHS, Police and enforcing agencies. We will not give information about you or your child to anyone outside of the company without your explicit consent unless the law or our terms and conditions allow us to. We may also share data with organisations for trend analysis. The processing of this kind of data we are not legally required to do and therefore we will ask you for your explicit consent for us to share your data for this purpose

We may share your child's progress data with schools as they transfer from nursery, however this will only be done with the explicit consent from you as a parent or guardian.

Data retention periods

Happy Days is committed to ensuring we do not hold personal data for any longer than necessary. Data which we hold under contract is subject to specified retention periods.

These are as follows:

- Parent and child personal data – Until the child is 26 years old
- Safeguarding information – Until the child is 26 years old
- Medical and health data – Will not be destroyed
- Accident data – Will not be destroyed
- Child learning progress – Given to the parent when the child leaves the nursery, if not collected by the parent or guardian this will be destroyed a term after the child has left the nursery

Once the data has been used for its original purpose and the retention period has expired, we will appropriately dispose of the data. Further processing If we wish to use your personal data for a new purpose, not covered by this Data Protection Privacy Notice, we will provide you with a new notice explaining this new purpose. Where and whenever necessary, we will seek your consent to the new processing.

Your data subject rights Under GDPR you have the right to request access to any of the data held by Happy Days about you and your child. If you wish to make a subject access request, please contact the Data Protection Representative (DPR). If you feel Happy Days has not handled your or your Child's personal details adequately or you are unhappy with how your data request has been dealt with contact the Data Protection Representative (DPR).

Recruitment

If you are successful and are offered a position to work for Happy Days, we will hold your data under contract. Further information on what information we hold on employees, how we store it and how we process this data can be found on the Privacy Notice for Employees below. If you are unsuccessful we will dispose of any personal data, you have supplied us immediately unless you have given explicit consent for us to keep this information. Privacy Notice for Employees Happy Days is the data controller for any personal information you provide to us regarding yourself as an employee of Happy Days. This means we decide how your personal data is processed and for what purpose. Happy Days is required to collect and process data for several purposes concerning its staff, contractors, parents, children and any other individual who comes into contact with the company. In gathering and using this data Happy Days is committed to protecting all individual's rights of freedom and privacy and meeting the requirements of the General Data Protection Regulation 2018 (GDPR).

What personal data we collect about you

Happy Days contractual responsibilities include but are not limited to the collection of the following personal data:

- Personal information (name, employee number, national insurance number)
- Contact information (phone number, email address)
- Work absence information (number of absences and reasons)
- Qualification and educational history
- Bank details (name of bank, account number and sort code)
- Medical and health information
- Contract information (start date, hours worked, salary information)

We do hold some special category data about you regarding your race, ethnic origin, religion and health information. The special category data we hold we only process if it is essential for a contract or required for legal reasons and is adequately protected because of the sensitive nature of the information. We only use this information for equal opportunity research and feedback. It is the duty of the data subject to let us know of any personal data that has changed so we can update our records and ensure the data we hold on you is accurate.

How we process your personal data

Happy Days complies with its obligations under the GDPR by keeping personal data up to date; storing and destroying it securely; not collecting or retaining excessive amounts of data; protecting personal data from loss, misuse, unauthorised access and disclosure and by ensuring that appropriate technical measures are in place to protect personal data. All the data we process from employees, we do so to fulfil the contract.

Happy Days hold and processes your data to be able to:

- Enable individuals to get paid
- Contact employees when necessary

The lawful basis in which we process this data Happy Days collects and process all the information you provide to us about yourself as an employee under the contractual lawful process. It is

necessary to process this data to be able carry out the requirements of the contract. Without this data we will not be able to fulfil the contract and thus not be able to employ you as a member of staff here at Happy Days. The health and medical data you provide to us is legally required and is vital to keep you safe whilst you are employed with us. It is also under your contract that you supply sick notes to us as evidence of proof of illness and ensure you are paid for these days.

Data regarding your ethnicity, race and religion is only processed for monitoring and upholding Happy Days equal opportunities policy and ensuring we are meeting the Equality Act 2010. The information we collect about you will be obtained from the CV you give us during the recruitment process or new starter pack you fill out when you first become employed with Happy Days. Additional data is collected as part of the Annual Declaration and on an ad-hoc basis as required. Storage of data All your data is either kept in our software systems or in paper format. Employees' data may be held within the department your work for.

Staff and nursery managers data is held in our payroll controller's system and their bank details are held in the Sage payroll system. Personal data held within software systems will be securely protected with individual logins, which will only be given to those who need to access the data. All data stored in paper format will be kept in a safe environment where only those who need it can access it. This may include being locked away in a filing cabinet. Who and why we share this data We are legally obliged to pass some of your details on to third parties such as public bodies or civil services. These may include, the police, the courts, HMRC and pension providers. We limit the sharing of data to third parties as far as practicable and only share data where it is necessary for legal reasons or for the processing of the contract. Data retention periods Happy Days is committed to ensuring we do not hold personal data for no longer than necessary.

We are required by law to hold some of the personal data you provide us for certain periods of time. Medical, health and accident data will not be destroyed and both financial and personal data we will hold for 6 years after you have left the company, after this period your data will be appropriately disposed of. Further information can be found on our Management, Retention and Disposal of Records Guidance. Further processing If we wish to use your personal data for a new purpose, not covered by this Data Protection Notice, we will provide you with a new notice explaining this new purpose. Where and whenever necessary, we will seek your consent to the new processing. Your data subject rights Under GDPR you as an employee have the right to request access to any of the data held by Happy Days. If you wish to make a subject access request, please contact the Data Protection Representative (DPR). If you feel Happy Days has not handled your personal details adequately or you are unhappy with how your data request has been dealt with contact the Data Protection Representative(DPR).

Consent

Happy Days is committed to ensuring where consent is required, it is freely given, specific and unambiguous. Where consent is required for additional processing, data subjects are given the opportunity to freely give their consent to us processing that data for the specified purpose. Additional consent forms will be distributed to gather additional permission. If you have any questions or suggestions regarding our privacy policy please feel free to contact us:

Happy Days Nursery

Coleman Street

Hanover

Brighton

BN2 9SQ