



Blackburn with Darwen L.A.

St. Thomas's Centre

CCTV Policy

2024

Review Date: September 2025

Introduction

The use of closed-circuit television in schools and colleges has increased significantly in recent years and has become more extensive and intrusive. While the use of such surveillance may be perceived as a positive measure to help enhance security, CCTV cameras can also lead to a climate of paranoia among pupils and staff, especially if prior consultation has been inadequate.

This policy is designed to demonstrate transparency relating to the use of CCTV in school and outline the school's obligations when operating CCTV systems.

Legal Requirements

Schools have a statutory requirement to notify the Information Commissioner that they are installing CCTV and also to state clearly and precisely the purposes for which it is being employed, including the dissemination and distribution of all data collected. The Information Commissioner's Office (www.ico.gov.uk) is the UK's independent authority overseeing protection of personal information. Schools have to renew the notification annually as well as inform the Information Commissioner if any changes are made to the use of CCTV which affect the purposes for collecting and processing personal data.

The actual use of CCTV is affected by statutory legislation. The 2012 Protection of Freedoms Act <http://www.legislation.gov.uk/ukpga/2012/9/contents/enacted> includes guidance on the deployment and use of surveillance cameras and schools should also be aware of other legislation including the General Data Protection Regulation (GDPR), the Data Protection Act 2018, the Human Rights Act 1998 and, on occasion, the Regulation of Investigatory Powers Act 2000. Schools must ensure that they are not in possible breach of these regulations.

At present no new guidance on CCTV has been issued since the inception of GDPR by the Information Commissioner's Office however information is now available from the Commissioner's office giving data protection guidance for schools based on previous legislation. It clearly states that CCTV operation needs to be in line with the data protection principles because it involves the processing of personal information. Staff, pupils and visitors should be told why the school is using CCTV. It is worth noting that despite the change in legislation the same basic principles and practices for managing a CCTV system within a school still apply. For example, the CCTV system should be accompanied with appropriate signage providing details of who operates the system and how to contact them.

Cameras should only be sited where they are needed for their stated purpose and should not prejudice anybody's rights and freedoms or unnecessarily intrude into their privacy. Schools should have a fixed retention period for CCTV footage and should control who has access to the footage and why. Individuals can request CCTV images in subject access requests.

The primary uses for the system include but are not limited to:

- The prevention and detection of crime – including site security and the security and safety of staff, pupils and all other visitors to the site.
- The health and safety of staff, pupils and all other visitors to the site – this may include reviewing footage as part of the process of resolving disputes or incidents in the playground or around school and to reflect on current practice.

The report is on the ICO website at:

http://www.ico.gov.uk/for_organisations/data_protection/working_with_the_ico/~media/documents/library/Data_Protection/Research_and_reports/report_dp_guidance_for_schools.ashx

There is also useful information at:

http://www.ico.gov.uk/news/latest_news/2012/~media/documents/library/Data_Protection/Research_and_reports/summary_report_dp_guidance_for_schools.ashx

The ICO have already confirmed new guidance will be made available in due course, although as of October 2018 no new guidance has been produced.

Considerations

The school has completed the following in relation to the use of CCTV cameras in school:

- Sought advice from Blackburn with Darwen Council's Information Governance team on the use and location of CCTV cameras and whether they comply with the ICO CCTV Code of Practice.
- Considered whether there are other solutions to the problems the school wishes to address with CCTV and whether these are more appropriate and justified using CCTV and the locations.
- Carried out a Data Protection Impact Assessment which considers the effect CCTV would have on pupils, staff and other individuals.

The CCTV System

- The system comprises approx. 60 of fixed and dome cameras.
- The system does not have sound recording capability.
- The CCTV system is owned and operated by the school, the deployment of which is determined by the school's leadership team.
- CCTV advisory signs will be clearly and prominently placed.
- The CCTV is monitored centrally from the school offices for SCHOOL.
- Changes to CCTV monitoring will be subject to consultation with staff and the school community.
- The school's CCTV Scheme is registered with the Information Commissioner under the terms of the Data Protection Act 2018.
- All authorised operators and employees with access to images are aware of the procedures that need to be followed when accessing the recorded images. All operators are trained by the school data controller in their responsibilities under the CCTV Code of Practice. All employees are aware of the restrictions in relation to access to, and disclosure of, recorded images.

Access to CCTV Footage

The initial viewing of live and recorded images of CCTV within St Thomas's Centre is restricted to the data controlling officer and the appropriate trained deputy to cover any absence. Any recorded images are viewed in a restricted area, where the content cannot be seen from the outside. Access to recorded images will be restricted to those authorised to view them, and will not be made more widely available without prior consent.

Storage and Retention of CCTV Images

Recorded data will not be retained for longer than is necessary. While retained, the integrity of the recordings will be maintained to ensure their evidential value and to protect the rights of the people whose images have been recorded. All retained data will be stored securely. The retention period for stored images recorded by St Thomas's Centre CCTV system is 21 Days.

For all data that is retained for possible future viewing, a register is be maintained, detailing relevant information such as date, time and length of the original recording, as well as the locations covered and groups or individuals recorded. Reviews of stored images should be regularly conducted, so that obsolete stored material can be deleted securely.

Subject Access Requests for CCTV Images

Individuals have the right to request access to CCTV footage relating to themselves under the GDPR. All requests should be made in writing to the Headteacher, St Thomas's Centre, Hawthorn Street, Blackburn BB1 9TH. Individuals submitting requests for access will be asked to provide sufficient information to enable the footage relating to them to be identified. (e.g. date, time and location).

If the footage is for that of a pupil aged over 13 and the request has come from a parent or carer you should ensure that you have the pupil's consent for the images to be disclosed.

The school will respond to requests within a 7-10 working days of receiving the written request.

The school reserves the right to refuse access to CCTV footage where this would prejudice the legal rights of other individuals or jeopardise an on-going investigation.

There will be no disclosure of recorded data to third parties other than to authorised personnel such as the Police and other Service Providers where legislation dictates.

Please be aware it may not be possible to provide copies of, or access, to CCTV footage after a Subject Access Request if it is not possible to obscure the personal data of third parties shown in that footage.

Complaints

Complaints and enquiries about the operation of CCTV within St Thomas's Centre should be directed to the Headteacher in the first instance.

Further Information

Further information on CCTV and its use is available from the following:

- The Information Commissioners Office CCTV Code of Practice 2014 <https://ico.org.uk/media/for-organisations/documents/1542/cctv-code-of-practice.pdf>
- www.ico.gov.uk
- Regulation of Investigatory Powers Act (RIPA) 2000
- Data Protection Act 2018
- General Data Protection Regulation