# The Athelstan Trust
## CCTV Policy

| Date of Review | Approved by | Date of Approval | Next Review Date | Website |
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| Dec 2021 v1 One West (DPO) | Board | 25 May 2023 | May 2025 | Y |

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### 1. Introduction

Closed Circuit Television (CCTV) Systems are installed in The Athelstan Trust. The Trust will adhere to the Surveillance Camera Commissioner's Code of Practice and its 12 principles in addition, relevant parts of Data Protection legislation covering the processing of Personal Data.

### 2. Purpose

The purpose of this policy is to regulate the use of Closed Circuit Television and its associated technology in the monitoring of both the internal and external environs of the premises under the remit of The Athelstan Trust.

CCTV systems are installed (both internally and externally) in premises for the purpose of enhancing security of the building and its associated equipment as well as creating a mindfulness among the occupants, at any one time, that a surveillance security system is in operation within and/or in the external environs of the premises during both the daylight and night hours each day.

CCTV at The Athelstan Trust is intended for the purposes of:

- Protecting the school buildings and school assets, both during and after school hours.
- Promoting the health and safety of staff, students and visitors.
- Preventing bullying.
- Reducing the incidence of crime and anti-social behaviour (including theft and vandalism).
- Supporting the Police in a bid to deter and detect crime.
- Assisting in the identification, apprehension and prosecution of offenders.
- Ensuring that the school rules are respected so that the school can be properly managed.

## 3. Scope

This Policy will determine the siting of CCTV equipment and define the approach to assessing the appropriateness of such locations to be used. It will specify the effective governance of CCTV equipment and the related processing activities. The Policy will ensure that Data Protection by Design is incorporated into The Athelstan Trust CCTV process and that the Rights of Data Subjects are properly observed.

## 4. Principles of Use

The Athelstan Trust as the corporate body has a statutory responsibility for the protection of its property and equipment as well providing security to its employees, students and visitors to its premises. The Trust owes a duty of care under the provisions of Safety, Health and Welfare at Work Act 2005 and associated legislation and utilises CCTV systems and their associated monitoring and recording equipment as an added mode of security and surveillance for those purposes.

The use of a CCTV system by The Athelstan Trust will observe the 12 principles of the Surveillance Camera Code of Practice.

**Principle 1** - Use of a surveillance camera system must always be for a specified purpose which is in pursuit of a legitimate aim and necessary to meet an identified pressing need.

**Principle 2** - The use of a surveillance camera system must take into account its effect on individuals and their privacy, with regular reviews to ensure its use remains justified.

CCTV monitoring of public areas for security purposes will be conducted in a manner consistent with all existing policies adopted by the school, including Equality & Diversity Policy, Dignity at Work Policy, Codes of Practice for dealing with complaints of Bullying & Harassment and Sexual Harassment and other relevant policies, including the provisions set down in equality and other educational and related legislation.

**Principle 3** - There must be as much transparency in the use of a surveillance camera system as possible, including a published contact point for access to information and complaints.

**Principle 4** - There must be clear responsibility and accountability for all surveillance camera system activities including images and information collected, held and used.

**Principle 5** - Clear rules, policies and procedures must be in place before a surveillance camera system is used, and these must be communicated to all who need to comply with them.

**Principle 6** - No more images and information should be stored than that which is strictly required for the stated purpose of a surveillance camera system, and such images and information should be deleted once their purposes have been discharged.

**Principle 7** - Access to retained images and information should be restricted and there must be clearly defined rules on who can gain access and for what purpose such access is granted; the disclosure of images and information should only take place when it is necessary for such a purpose or for law enforcement purposes.

**Principle 8** - Surveillance camera system operators should consider any approved operational, technical and competency standards relevant to a system and its purpose and work to meet and maintain those standards.

**Principle 9** - Surveillance camera system images and information should be subject to appropriate security measures to safeguard against unauthorised access and use.

**Principle 10** - There should be effective review and audit mechanisms to ensure legal requirements, policies and standards are complied with in practice, and regular reports should be published.

**Principle 11** - When the use of a surveillance camera system is in pursuit of a legitimate aim, and there is a pressing need for its use, it should then be used in the most effective way to support public safety and law enforcement with the aim of processing images and information of evidential value.

**Principle 12** - Any information used to support a surveillance camera system which compares against a reference database for matching purposes should be accurate and kept up to date.

Information obtained in violation of this policy may not be used in a disciplinary proceeding against an employee of the school or a student attending one of its schools/centres.
All CCTV systems and associated equipment will be required to be compliant with this policy following its adoption by The Athelstan Trust. Recognisable images captured by CCTV systems are "personal data." They are therefore subject to the provisions of the Data Protection Act 2018.

## 5. Data Protection Impact Assessment

Prior to the adoption of any new CCTV system or where an existing system is identified as not having been assessed, a comprehensive DPIA must be undertaken. This will include a review of the purpose or purposes for the use of CCTV; establish any impact it may have upon individuals; and any risks that may be involved with the system.

The Head Teacher or delegated individual will be responsible for completing the DPIA in collaboration with the DPO. Should a third party be used to deliver CCTV the person from the School responsible for its implementation will work alongside the third party and the DPO to ensure that the DPIA is completed.

The Surveillance Camera Commissioner's (SCC) CCTV DPIA format will be used as the standard template. It is accessible via the DPO and on the SCC's website;

https://www.gov.uk/government/publications/data-protection-impact-assessments-for-surveillance-cameras

## 6. Location of cameras

The Athelstan Trust has endeavoured to select locations for the installation of CCTV cameras where there will be a minimum impact upon their privacy. Cameras placed so as to record external areas are positioned in such a way as to prevent or minimise recording of passers-by or of another person's private property.

**The following locations may be subject to CCTV Video Monitoring and Recording;**

- The building's perimeter, entrances and exits, lobbies and corridors, special storage areas, cashier locations, receiving areas for goods/services for the purpose of ***protecting school buildings and property.***
- Restricted access areas at entrances to buildings and other areas for the purpose of controlling access.
- Intrusion alarms exit door controls and areas covered by external alarm for the purpose of verifying such alarms.
- Parking areas, Main entrance/exit gates, Traffic Control for the purpose of video patrolling in the event that an incident occurs involving the wellbeing or students, Staff or individuals associated to the School.

## 7. Covert surveillance

The Athelstan Trust will not engage in covert surveillance.

The police may request to carry out covert surveillance on school premises, such covert surveillance will require the consent of a Justice of the Peace or Magistrate. Accordingly, any such request made by the police will be requested in writing and the school will seek legal advice.

## 8. Notification, Signage and Awareness

Adequate signage will be placed at each location in which a CCTV camera(s) is sited to indicate that CCTV is in operation. Adequate signage will also be prominently displayed at the entrance to The Athelstan Trust's property. Signage shall include the name and contact details of the data controller as well as the specific purpose(s) for which the CCTV camera is in place in each location.

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**WARNING**

**CCTV cameras in operation**

**Images are being monitored and recorded for the purpose of crime-prevention, the prevention of anti-social behaviour, the prevention of bullying, for the safety of our staff and students and for the protection of The Athelstan Trust and its property. This system will be in operation 24 hours a day, every day.**

**These images may be passed to the police.**

**This scheme is controlled by The Athelstan Trust and operated by** each school with the exception of Malmesbury School whose scheme is operated by G4S

**For more information contact the school office**

Appropriate locations for signage will include:

- At entrances to premises i.e. external doors, school gates.
- Reception area.
- At or close to each internal camera.

### 9. Storage & Retention

In accordance with the 6th Principle and The GDPR which states that data "shall not be kept for longer than is necessary for" the purposes for which it was obtained the CCTV security system should not retain general footage beyond a month (28 days), except where the images identify an issue – such as a break-in or theft and those particular images/recordings are retained specifically in the context of an investigation/prosecution of that issue.

The images/recordings will be stored in a secure environment. A log of access will be maintained that will show who accessed the system at what time and for what purpose. Access will be restricted to authorised personnel. Supervising the access and maintenance of the CCTV System is the responsibility of the Headteacher. The Athelstan Trust may delegate the administration of the CCTV System to another staff member.

Tapes/DVDs will be stored in a secure environment with a log of access to tapes kept. Access will be restricted to authorised personnel. Similar measures will be employed when using disk storage, with automatic logs of access to the images created.

## 10. Access

Unauthorised access to live feeds, equipment used to store images and any additional equipment that is used to support the system will not be permitted at any time. Such areas will be appropriately secured when not in use by authorised personnel. A log of access to tapes/images will be maintained.

CCTV footage may be accessed for the purposes defined in part 2 of this policy:

- By the police where The Athelstan Trust (or its agents) are required by law to make a report regarding the commission of a suspected crime; or
- Following a request by the police when a crime or suspected crime has taken place and/or when it is suspected that illegal/anti-social behaviour is taking place on The Trust's property, or
- To the HSE and/or any other statutory body charged with child safeguarding; or
- To assist the Headteacher in establishing facts in cases of unacceptable student behaviour, in which case, the parents/guardians will be informed; or
- To data subjects (or their legal representatives), in response to a Subject Access Request (SAR)
- To individuals (or their legal representatives) subject to a court order.
- To the school's insurance company where the insurance company requires same in order to pursue a claim for damage done to the insured property.

Requests by the police should be made formally using a Police request form. Any uncertainty regarding the validity of a request should be raised with the DPO.

Any person whose image has been recorded has a right to access the footage which relates to them as part of a Subject Access Request (SAR) Where the image/recording identifies another individual, those images may only be released where they can be redacted/anonymised or with the explicit consent of the other people identifiable in the footage. The School's SAR Guidance should be referred to if such a request is made.

A person should provide all the necessary information to assist The Athelstan Trust in locating the CCTV recorded data, such as the date, time and location of the recording.

In giving a person a copy of their data, the school may provide a still/series of still pictures, a tape, or a disk with relevant images. However, other images of other individuals must be redacted before the data is released unless they have provided explicit consent for its disclosure.

## 11. Responsibilities

The Headteacher or delegated person will:

- In collaboration with the DPO keep this policy up to date reflecting any changes to National guidance, best practice or statutory instruments that determine the use of CCTV or personal data.

- Ensure that the use of CCTV systems is implemented and controlled in accordance with the policy set down by The Athelstan Trust.
- Complete a Data Protection Impact Assessment (DPIA) for any CCTV system/s and carry out a review of the DPIA/s on an annual basis in conjunction with DPO.
- Be responsible for the release of any information or recorded CCTV materials stored in compliance with this policy
- Maintain a record of access (e.g. an access log) to or the release of tapes or any material recorded or stored in the system
- Ensure that monitoring recorded tapes are not duplicated for release
- Ensure that the field of view of cameras conforms to this policy both internally and externally
- Approve the location of temporary cameras to be used during special events that have particular security requirements and ensure their withdrawal following such events. *NOTE: [Temporary cameras do not include mobile video equipment or hidden surveillance cameras used for authorised criminal investigations by the Police].*
- Give consideration to both students and staff feedback/complaints regarding possible invasion of privacy or confidentiality due to the location of a particular CCTV camera or associated equipment
- Co-operate with the Head of Operations at The Athelstan Trust in reporting on the CCTV system in operation in the school
- Ensure that external cameras are non-intrusive in terms of their positions and views of neighbouring residential housing and comply with the principle of "Reasonable Expectation of Privacy"
- Ensure that monitoring tapes are stored in a secure place with access by authorised personnel only
- Ensure that images recorded on tapes/DVDs/digital recordings are stored for a period not longer than 28 days and are then erased unless required as part of a criminal investigation or court proceedings (criminal or civil) or other bona fide use as approved by the Chairperson of the Board
- Ensure that camera control is not infringing an individual's reasonable expectation of privacy in public areas
- Ensure that where the Police request to set up mobile video equipment for criminal investigations, legal advice has been obtained and such activities have the approval of the Chairperson of the Board

CCTV systems are managed by our schools but Malmesbury School's system is controlled by a security company contracted by the school

Malmesbury School has **a written contract with the security company in place** specifying the School as the Data Controller and the contractor as the Data Processor with the meaning stated in Article 4 (7) & (8) of the GDPR. Specific clauses within the contract detail the areas to be monitored, how long data is to be stored, what the security company may do with the data, what security standards should be in place and what verification procedures apply. The written contract also states that the security company will give the school all reasonable assistance with the compilation of a DPIA and any necessary support in responding to a Data Subject's exercise of their rights include a SAR.

## 12. Implementation & Review

The policy will be reviewed on a biennial basis or in the event of significant change to the system, national guidance, best practice of legislation relating to the capture of images by CCTV.