



All policies carrying the Bryanston logo apply to any other brands or operations of Bryanston including Bryanston Prep

TAKING, STORING AND USING IMAGES OF PUPILS POLICY

Author:	Data Protection Officer
Reviewer:	Digital, Data & Technology Director
Reviewed:	September 2024
Next Review:	September 2025

1. This Policy

This Policy is intended to provide information to pupils and their parents, carers or guardians (referred to in this Policy as “parents”) about how images of pupils are normally used by Bryanston (“the School”). It also covers Bryanston’s approach to the use of cameras and filming equipment at school events and on the premises by parents and pupils themselves, and the media.

It applies in addition to the School’s terms and conditions, and any other information the School may provide about a particular use of pupil images, e.g., signage about the use of CCTV; and more general information about the use of pupils’ personal data, (e.g., in the School’s Privacy Notice(s)).

This Policy reflects the School’s legal obligation to protect the privacy, and in some cases, personal safety of all our pupils and in recognition of the fact that not all pupils and their parents wish to have the pupil’s image published.

2. General Points to be aware of

Photographic and video images of pupils and staff are classed as ‘personal data’ under the definitions of the General Data Protection Regulation/Data Protection Act 2018.

Certain uses of images are necessary for the ordinary running of the School; other uses are in the legitimate interests of the School and its community and are unlikely to have a negative impact on children. The School is entitled to lawfully process such images and take decisions about how to use them, subject to reasonable objections raised.

Parents should be aware that certain uses of their child’s image may be necessary, such as for identification and security purposes, or are unavoidable, for example if they are included incidentally in CCTV or a photograph or film.

We hope parents will feel able to support the School in using pupil images to celebrate the achievements of pupils, promote the work of the School, and for important administrative purposes such as identification and security.



The School will always respect the wishes of parents (and indeed pupils themselves) where reasonably possible, and in accordance with this policy. Any parent who wishes to limit or amend their consent preferences for the use of images of a pupil for whom they are responsible should contact the Marketing Department who will hold a record of your consent.

Parents should be aware that, from around the age of 13 and upwards, the law recognises a pupil's own rights to have a say in how their personal information is used – including images. This means that there may be times where the pupil's decision may override yours except in exceptional circumstances.

Bryanston – Senior School

On joining the School, (i.e., by accepting a place), parents and pupils, are invited to indicate whether they consent or object to the use of images by the School for various different purposes via a written consent form – this is usually broken down into online, offline or press articles and stories. The School requests consent where the pupil features prominently (either on their own or with others) and is therefore easily identifiable for purposes related to Bryanston School. These purposes will include promotional activity and publicity through printed material such as the School prospectus or other literature, our website, school social media platforms and through press articles and stories.

From time to time, pupils' images may be captured incidentally such as in sports footage (including at inter-school events) or where a pupil may appear within a larger group, e.g., whole school or year photos, plays, concerts or other such events in which participating Bryanston pupils will be captured. In this respect the School relies upon its legitimate interests in processing such images. Bryanston will carefully review these images to ensure those who did not provide their consent do not appear prominently in the image.

Third parties will not take images of pupils unless prior consent has been obtained.

Bryanston Prep

On joining the School, (i.e., by accepting a place), parents are invited to indicate whether they consent or object to use of images by the School for various purposes via a written consent form – this is usually broken down into (i) school displays, (ii) school prospectus, promotional material, newspapers, social media, school website (iii) video recording, webcam for school website and (iv) third party.

Pupils of Bryanston Prep are not asked to provide their consent because they are considered, by law, to be not of sufficient age and understanding to have rights in respect of their personal data.

3. Use of Pupil Images in School Publications

Unless the relevant pupil or his or her parents have requested otherwise, the School will use images of its pupils to keep the School community updated on the activities of the School, and for marketing and promotional purposes including:

- On internal school displays (including clips of moving images) on digital and conventional notice boards within the School premises;
- In communications with the School community (parents, pupils, staff, Governors and alumni) including by email, on the School intranet and by post;



- On the School's website and, where appropriate, via the School's social media channels, e.g., Twitter, Instagram and Facebook. Such images would not normally be accompanied by the pupil's full name and;
- In the School's prospectus, and in online, press and other external advertisements for the School such as promotional material and newspapers. Such external advertising would not normally include pupils' names.
- Third parties, where consent has been provided.

The source of these images is predominantly the School's staff in relation to school events, sports and trips (who are subject to this policy), or a professional photographer used for marketing or promotional purposes, or occasionally pupils.

The School will only use images of pupils in suitable dress and images will be stored securely and centrally.

Pupils' full names will not be included with their image in School publications or on the School website or other publicity connected with the School without the consent of the parent and/or pupil.

4. Use of Pupil Images for Identification and Security

All pupils are photographed on entering the School and at necessary intervals thereafter for the purposes of identification. These photographs identify the pupil by name, year group, house and form/tutor group.

CCTV is in use on the School premises and will sometimes capture images of pupils. Images captured on the School's CCTV system are used in accordance with the School's Data Protection – CCTV Code of Conduct and any other information or policies concerning CCTV which may be published from time to time.

5. Use of Pupil Images in the Media (Press Articles and Stories)

Where practicably possible, the School will notify parents in advance when the media is expected to attend an event or school activity in which school pupils are participating, in order to obtain their consent, if consent has not previously been provided and if this is necessary. The School will make every reasonable effort to ensure that any pupil whose parent has refused permission, or where the child has refused permission, is not photographed or filmed by the media, nor such images provided for media purposes.

The media often asks for the names of the relevant pupils to go alongside the images, and these will only be provided where the parent and/or pupil has been informed about the media's visit and have consented.

6. Security of Pupil Images

Professional photographers and the media are accompanied at all times by a member of staff when on School premises. The School uses only reputable professional photographers and makes every effort to



ensure that any images of pupils are held by them securely, responsibly and in accordance with the School's instructions.

The School takes appropriate technical and organisational security measures to ensure that images of pupils held by the School are kept securely, and protected from loss or misuse, and in particular will take reasonable steps to ensure that members of staff take images and/or have access to images of pupils held by the School only where it is necessary for them to do so.

Staff are given guidance on the School's policy on Taking, Storing and Using Images of Pupils, and on the importance of ensuring that images are made and used responsibly, only for School purposes, and in accordance with the School's policies and the law.

7. Use of Cameras and Filming Equipment (including mobile phones and body devices) by Parents - including visiting parents from other schools.

Parents, guardians or close family members (hereafter, parents) are welcome to take photographs of (and where appropriate, film) their own children taking part in school events, subject to the following guidelines which the School expects all parents to follow:

- When an event is held indoors, such as a play or a concert, parents should be mindful of the need to use their cameras and filming devices with consideration and courtesy for cast members or performers on stage and the comfort of others. In particular, flash photography can disturb others in the audience or even cause distress for those who have medical conditions; the School asks that cameras or any other devices which can take images including film are not used at indoor events.
- Parents are asked not to take photographs of other pupils, except incidentally as part of a group shot, without the prior agreement of that pupil or their parents.
- Parents are reminded that such images are for personal use only. Images which may, expressly or not, identify other pupils should not be accessible to others via the internet (for example Facebook), or published in any other way.
- Parents are reminded that copyright issues may prevent the School from permitting photography, filming or the recording of some plays and concerts. The School will always print a reminder in the programme of events where issues of copyright apply.
- Parents may not film or take photographs in changing rooms, private areas/times in boarding houses (such as when pupils are dressing), the swimming pool or backstage during school productions, nor in any other circumstances in which photography or filming may embarrass or upset pupils.
- The School reserves the right to refuse or withdraw permission to film or take photographs (at a specific event or more generally) from any parent who does not follow these guidelines, or otherwise is reasonably felt to be taking inappropriate images.
- The School sometimes records plays and concerts professionally (or engages a professional photographer or film company to do so), in which case copies of the DVDs and CDs may be made



available to parents for purchase. Parents of pupils taking part in such plays and concerts will be consulted if it is intended to make such recordings available more widely.

8. Use of Cameras and Filming Equipment (including mobile phones and body devices) by Staff (Teaching and Support)

Photographs or video will only be taken by staff member(s) for official purposes, for example to give evidence of pupils' progress, or to record a trip or sporting event. Such images can only be taken on school-owned equipment. **Staff must not use their own camera, mobile phone or tablet or any other such device (bring your own device) capable of taking images unless in exceptional circumstances for example an emergency situation. Photographs or video cannot be used or passed on outside the School unless through official and approved channels.**

PLEASE NOTE: Welfare requirements (Statutory Framework for Early Years Foundation Stage) alongside advice from the Local Authority, require that there should be no photographs taken of EYFS children by staff or other adults on personal equipment. Cameras and mobile phones with cameras must not be used on Bryanston Prep premises except for, in an emergency situation.

When taking photographs or filming in school, staff must:

- Note that a list of pupils/parents who have not given consent for their child's image to be used is kept by the Marketing Department and is circulated periodically throughout the school year to relevant staff. It is each member of staff's responsibility to check this list if they intend to take any images of pupils.

ANY USE OF A PUPILS' IMAGE BY A MEMBER OF STAFF WITHOUT THE NECESSARY PERMISSIONS IN PLACE WILL AMOUNT TO A DATA PROTECTION BREACH see Personal Data Breach Notification Policy.

- Be clear about the purpose of the activity and what will happen to the photographs when the lesson/activity is concluded. It is not generally acceptable to use a photograph to illustrate sensitive or negative issues.
- Ensure that photographs are taken for valid educational purposes and, if in doubt, consult with their Head of Department;
- Ensure that all images are available for scrutiny in order to screen for acceptability;
- Be able to justify images of children in their possession;
- Avoid making images in one-to-one situations;
- Not to take/film or store images of pupils on personal cameras, devices or home computers;
- Not make images of pupils available on the internet, other than through official School network/website via the Marketing and Communications Department, or where specific authorisation has been provided by the Director of Marketing and Communications, to run official school social media accounts such as a departmental Twitter or house Instagram account.



- Report any concerns relating to any inappropriate or intrusive photography to the Designated Safeguarding Lead or Deputy for the respective school the pupil attends.
- Not use images of a pupil who is considered vulnerable or subject to a relevant court order, unless parents have given specific consent;
- Regularly review stored images and ensure that unwanted images are permanently deleted or securely destroyed when no longer needed in accordance with the School's Records Management Policy.

Copyright and the use of photographs is carefully controlled by and retained by the School.

9. Use of Cameras and Filming Equipment by Pupils

All pupils are encouraged to look after each other, and to report any concerns about the misuse of technology, or any worrying issues to a member of the pastoral staff.

The use of cameras or filming equipment (including on mobile phones) is not allowed in toilets, washing or changing areas, nor should photography or filming equipment be used by pupils in a manner that may offend, or cause upset.

Pupils should not film or take photographs of other members of the School community (pupils and staff), without their permission, other than where there is a justifiable or educational reason.

Using photographic or film material of any kind to bully, harass or intimidate others will not be tolerated and will constitute a serious breach of discipline.

Pupils should be aware that they must use acceptable and appropriate behaviour when photographing their peers. There may be incidents where pupils take inappropriate photographs, perhaps showing friends and other students inappropriately dressed. Staff must endeavour to discourage this practice, as it is open to abuse. More information about this can be located in the Youth Involved Sexual Imagery Policy on the School website.

Where there is an allegation about a pupil taking inappropriate images, the Designated Safeguarding Lead or Deputy Safeguarding Lead, for their respective school, may request access to the image(s) stored and ask the pupil to delete the images in question if they are deemed to be inappropriate in the circumstances.

Images of any member of the School community are not permitted to be displayed publicly around the School unless in accordance with this Policy.

The misuse of images, cameras or filming equipment by pupils (particularly at the senior school) in a way that breaches this Policy, is taken seriously, and may be the subject of disciplinary procedures or dealt with under the Safeguarding Policy and Child Protection Procedures as appropriate.

10. Inter-School Fixtures and other Events



This Policy applies to inter-school events. From time-to-time other schools will wish to photograph or film inter-school sports fixtures or other events in which images of participating Bryanston and Bryanston Prep pupils will be captured as a record of the event. If a pupil for whom consent has not been given, or has subsequently been withdrawn, is involved in one of these events, Bryanston will inform the other school to ensure, as far as reasonably practicable, that:

- if they are a Bryanston pupil, they do not feature prominently in any image or video footage;
- if they are a Bryanston Prep pupil, they do not appear in the footage at all.

Where the other school (or third party on behalf of the other school) wishes to use a prominent image(s) for a purpose other than as a record of the event, and which is not covered by the parents'/pupils' original consent, then that school is asked to make contact with the Data Protection Officer where further specific consent will be sought ahead of the event.

11. Filming and Photography by External Suppliers to the School

Where a commercial photographer/film maker is used by the School they will be considered to be a “data controller” under the General Data Protection Regulation (GDPR)/Data Protection Act 2018 and therefore the School will enter into a Data Processing Agreement with them which confirms both parties' compliance with the requirements of the General Data Protection Regulation/Data Protection Act 2018.

Bryanston Prep will use red wrist-bands to clearly indicate to external photographers which pupils image must not be taken.

The School will comply with Independent Schools Inspectorate guidance and where appropriate will carry out necessary safeguarding checks for the photographer/film maker and will require them to confirm that they are aware of and will comply with the School's Safeguarding Policy and Child Protection Procedures and the statutory guidance “Keeping Children Safe in Education”.

12. Filming and photography by visitors to the school (including visiting speakers)

Visitors to the school, (who are not staff or parents) are not permitted to take images of children on the school site without the necessary permissions and consent.

Should a visitor wish to take images of pupils, they will be required to notify the relevant Head of Department in advance of their visit so that, if necessary, the appropriate permissions can be sought from the pupils. As images taken by a visiting speaker will not usually be for the School's purpose, they will not be covered by the existing photo permissions that have been obtained from parents and pupils. Further specific permission is therefore required.

Generally, where photography or film is taken from the back of a room and does not identify pupils, consent is not required. For large congregations, this is the School's preferred method of taking images due to the administrative burden of obtaining consent from a large number of pupils.

Where visitors wish to take images which identify pupils, the process shall be as follows:



- The relevant Head of Department is required to send the Visiting Speaker Image Permission Form (Appendix A) to the visitor for completion and return no later than two weeks prior to the date of arrival of the speaker.
- The completed form should then be forwarded to the Data Protection Officer so that an appropriate permissions form can be drafted (if necessary) and then presented to the pupils by the Head of Department for their consent.
- The Head of Department will be responsible for ensuring any pupils who have not given their consent are not captured in the image.

Any consent forms will need to be retained by the Head of Department with a copy provided to the Data Protection Officer.

The School reserves the right to refuse images being taken of pupils by visitors where the school considers the administrative burden for obtaining consent is too great. Visitors will be given the option of taking images from the back of the congregation as set out above.

13. Naming of Pupils in Images for the School's Use

Pupils will not be identified by full name in photographs unless either parent or pupil has consented to this, except where it is required for internal identification purposes. The School may however refer to the pupil by first name only or alternatively first name and the first initial of the surname. Group images, for example team sports, may be referred to collectively by year, house or team.

The misuse of cameras or filming equipment in a way that breaches this Policy, or any of the School's other policies is always taken seriously and may be the subject of disciplinary procedures.

14. Related Policies

- Data Protection Policy for Staff
- Privacy Notice(s)
- BYOD Policy
- Personal Data Breach Notification Policy
- Code of Conduct for Staff
- Safeguarding Policy and Child Protection Procedures
- Youth Involved Sexual Imagery Policy

15. Queries and Complaints

Any comments or queries on this policy should be directed to the Data Protection Officer.

If an individual believes that the School has not complied with this policy, they should utilise the School grievance or complaints procedure.



Appendix A

VISITORS TO BRYANSTON SCHOOL - IMAGE PERMISSION FORM

Should visitors, including any visiting speakers, wish to take images of Bryanston and/or Bryanston Prep pupils, they will be required to notify the relevant Head of Department in advance of their visit so that, if necessary, the appropriate permissions can be sought from the pupils.

Images taken by visitors are not usually taken for the School's purpose, and as such the images will not be covered by the existing photo permissions that have been obtained from parents and pupils. Further specific permission is therefore required.

Where photography or film is taken from the back of a room/congregation and does not identify pupils, their consent is not required. For large congregations, this is the School's preferred method for visitors taking images due to the administrative burden of obtaining consent from a large number of pupils.

Where visitors wish to take images which identify pupils, this form must be completed and returned to the relevant Head of Department no later than two weeks prior to the date of your arrival. Pupils who have not given consent must not be captured on any film/photograph.

Name of visitor: -----

Email and phone
contact information: -----

Name of Head
of Department: -----

Date of proposed
Visit: -----

Purpose for
taking image(s): -----

Do you intend to
publish the images
and if so where? -----

Pease sign below and confirm:

- That the information you have provided is true and accurate.
- If photography/filming is approved by the School, that you will not use images of pupils for any other purpose other than outlined above.

Signature: ----- Date: -----