

## INTRODUCTION

All staff members of Bairnsdale Secondary College are responsible for supporting the safety, participation, wellbeing and empowerment of children. Our College values of Respect, Responsibility and Resilience provide a strong foundation for this policy.

## AIM

The purpose of this policy is to explain to parents/carers how Bairnsdale Secondary College will collect, use and disclose photographs, video and recordings of students, how parent/carer consent can be provided and how it can be withdrawn.

## SCOPE

This policy applies to the general collection, use and disclosure of photographs, video and recordings (images) of students. It does not cover the use of Closed Circuit Television (CCTV). The use of CCTV is covered in our school's CCTV policy.

## POLICY

This policy outlines the practices that Bairnsdale Secondary College has in place for the collection, use and disclosure of images of students to ensure compliance with the *Privacy and Data Protection Act 2014* (Vic). It also explains the circumstances in which Bairnsdale Secondary College will seek parent/carer consent and how consent can be provided and/or withdrawn.

As a general rule, use relates to images which are shared and distributed only within the school for school purposes (e.g. ID photos, Compass), while disclosure is used for images which are shared and distributed outside of the school staff and are available to other students, parents/carers and the wider school community.

## IMPLEMENTATION

Bairnsdale Secondary College will ensure that parents/carers are notified upon enrolment and at the commencement of each school year of the ways in which our school may use images of students. There are many occasions during the school year where staff photograph, film or record students participating in school activities or events, for example classroom activities, sports events, concerts, excursions and camps. We do this for many reasons including the celebration of student participation and achievement, showcasing particular learning programs, documenting a student's learning journey/camps/excursions/sports events, communicating with parents/carers and the school community in newsletters.

Bairnsdale Secondary College will use student images reasonably, appropriately and sensitively, consistent with our obligations under the Child Safe Standards and our *BSC Child Safe Environment Policy*. If at any time a parent/carer or student has a concern about the use of any images they should contact the relevant Learning Hub.

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In addition to the processes outlined below, parents/carers can contact the College at any time to withdraw their consent for any future collection, use or disclosure of images of their child. However:

- if the images have already been published and are in the public domain, it may not be possible for consent to be withdrawn
- there may be occasions when the school will record whole of school or large groups such as assemblies, Presentation Night, concerts and sports events. If your child participates, they may appear in these recordings which will be available to the whole school community
- The school can still collect, use and disclose images in circumstances where consent is not required (see below for more information).

### **Official school photographs**

Each year Bairnsdale Secondary College will arrange for a professional photographer to take official school photographs of students. This will generally involve individual photos being taken. Official school photographs may be:

- purchased by parents/carers
- used for school identification cards
- stored on CASES21 and Compass for educational and administrative purposes.

Bairnsdale Secondary College will notify parents/carers in advance of the official school photographs being taken to give them an opportunity to decide whether their child will be included in the official school photographs.

Parents/carers who choose to opt-out of having their child participate in official school photographs must contact the College before the date photos are scheduled to be taken to advise that their child will not participate. There is no obligation on any parent or carer to purchase any photographs taken.

### **Images for use and disclosure within the school community and ordinary school communications**

From time-to-time Bairnsdale Secondary College may photograph, film or record students to use within the school community, including:

- in the school's communication, learning and teaching tools (e.g. emails, classroom blogs or apps that can only be accessed by students, parents or school staff using a password, such as Compass)
- for display in school classrooms (e.g. on noticeboards)
- to support student's health and wellbeing (e.g. Anaphylaxis Action Plans).

An Annual Consent Form and Collection Notice will be distributed to parents/carers on enrolment and also in June/July each school year.

### **Images to be used or disclosed outside the school community**

#### *External use or disclosure by the school*

Photographs, video or recordings of students may also be used in publications that are accessible to the public, including:

- on the school's website including in the school newsletter
- on the school's social media accounts (e.g. the College's Facebook page)
- in the school magazine.

The Annual Consent Form and Collection Notice also covers these types of uses and will be distributed to parents/carers on enrolment and also in June/July each school year. The College will notify parents/carers individually if the use images of a child for specific advertising or promotional purposes is being considered.

#### *Media*

The media, or the Department of Education media team may seek to photograph, film or record students for a news story or school event. This may include broadcast media, online or social media or print media, including newspapers and magazine publications.

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When our school receives such requests we will:

- provide parents/carers with information about the organisation involved and when/for what purposes the photography, filming or recording will occur
- seek prior, express parent/carer consent in writing.

Students will only be photographed, filmed or recorded by the media at school if express consent is provided for that specific media event. Neither the school nor the Department own or control any photographs, video or recordings of students taken by the media.

#### *Other external collection, use or disclosure*

If there is a situation which will involve the collection, use or disclosure of images of students by or to third parties which is not otherwise covered by this policy, Bairnsdale Secondary College will:

- provide parents/carers with information about the event or activity, the organisation involved and when the photography, filming or recording will occur
- seek prior, express parent/carer consent in writing.

#### **School performances, sporting events and other school approved activities**

Bairnsdale Secondary College permits parents/carers, students and invited guests to photograph, film or record school performances, sporting events and other school-approved activities. Bairnsdale Secondary College requests that parents/carers, students and invited guests who photograph, film or record school activities only do so for their own personal use and do not publish the images in any form, including on social media, without the prior consent of persons whose children also appear in the images.

Neither the school nor the Department own or control any images of students taken by parents/carers, students or their invited guests at school activities.

#### **Images to manage student behaviour or fulfil our College's legal obligations**

On occasion it may be necessary for school staff to photograph, film or record students when necessary to:

- fulfil legal obligations, including to:
  - take reasonable steps to reduce the risk of reasonably foreseeable harm to students, staff and visitors (duty of care)
  - provide a safe and suitable workplace (occupational health and safety law)
- for identification purposes, when necessary to implement discipline and/or behaviour management policies.

Bairnsdale Secondary College does not require or obtain consent from parents/carers or students to photograph, film or record students for these reasons. However, when Bairnsdale Secondary College photographs, films or records a student for any of these purposes, staff will only collect and use such images in a way that is reasonable and appropriate in the circumstances.

#### **Staff use of personal devices**

School staff may use their own personal devices to capture images of students for reasonable and legitimate educational purposes. If this occurs, staff are expected to upload the images to the school database and delete the images from their device within a week of the images being captured.

#### **FURTHER INFORMATION AND RESOURCES**

- the Department's Policy and Advisory Library: [Photographing, Filming and Recording Students](#)
  - Annual Consent Form - Photographing filming and recording students
  - Specific Event and Media Consent Form
- The *BSC CCTV Privacy Notice*

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