

FOIP NOTIFICATION

Freedom of Information and Protection of Privacy (FOIP) Act
Collection of Personal Information Notice under s. 34 of the FOIP Act

The FOIP Act sets controls and standards on how public bodies, such as school boards, collect, use and disclose personal information that is in their custody or under their control.

The FOIP Act requires that school boards collect personal information directly from individuals the information is about, that these individuals be provided with the legal authority for the collection, be explained the purpose of the collection and how the information will be used, and be provided a contact person should they have any questions relating to this activity.

The information collected on this form as part of the school registration process is personal information as referred to in the FOIP Act. This personal information is collected pursuant to the provisions of the *Education Act* and its regulations (e.g. for the establishment of a student record, determination of residency) and pursuant to section 33(c) of the FOIP Act as the collection is related directly to and is necessary to a school board's obligation to provide students with an education program that meets their needs and to provide a safe and secure school environment (e.g. program placement, determination of eligibility and/or suitability for provincial or federal funding, contact and health related information in the event of problems or emergencies). Personal information may also be provided to the Minister of Education for the purpose of carrying out programs, activities, or policies under his administration (e.g. research, statistical analysis).

This information will be made available to employees of St. Albert Public Schools and the Board of Trustees within the scope of their roles and responsibilities, and to individuals working with the children in schools and Alberta Education, on a need to know basis. Please read the following information about the types of activities for which personal information is collected. The information will be used for authorized programs and activities that are vital to a healthy, well functioning school life. We realize that there may be occasions where you have concerns relating to the safety of your child with respect to any of the uses of this information. In such cases, please contact the principal of the school where your child attends to discuss your concerns.

The uses to which the personal information collected on the registration form may be put, which are considered part of a vital, healthy and well-functioning school are listed below.

- The use of student's name, photograph or comments about the student in the school calendar, newsletter, year book, graduation book or other internal school publications (not for external uses such as websites or brochures).
- The taking of individual, class, club or team photos for school purposes and the use of student photos for the issuance of student identification cards and student report cards.
- The use of student names on artwork or other creative work or material of students displayed at the school or division sites; provided that a copyright consent form has been signed respecting the works created by each student.
- The use of student names, related contact information and telephone numbers for absenteeism verification, for kindergarten parents' information or for distribution to parents regarding field trips.
- The use of family name and address information for the purpose of satisfaction surveys.
- The use of student names for recognition purposes on honour rolls, at graduation ceremonies, and for scholarships or receipt of other awards or for birthday recognition purposes within the school or division.
- The use of student names on class lists posted for the purpose of class placement for the coming school year.
- The use of student names and academic information necessary for determining eligibility or suitability for provincial federal or other types of awards or scholarships in the event the Board applies on the student's behalf.
- The use of student's name, address, parental and emergency contact information, for the provision of transportation services.

- The taking of photos and/or videos of classroom or other school sponsored activities and their use by the media or other organizations where students are not identified by name or face, or interviewed. Where individual students are identified or interviewed and the material will be used outside the school, a separate and specific consent will be required. You will be contacted prior to such events taking place. Please note that photos and/or videos of Education Activities that are open to the general public may be taken and used for purposes outside the school without consent.
- The taking of photos or videos of classroom or other Education Activities by school board personnel or agents for non-profit and educational purposes, where the material will be used within the school. Where individual students are identified or interviewed and the material is to be used outside the school, separate and specific consents will be required. You will be contacted prior to such events taking place.

The information collected on the student registration form is required to allow the Board, through its administrators to make such decisions as are necessary in order for it to fulfill its obligation to provide students with an appropriate education program, to provide a safe and secure environment, to protect the student's rights and to determine eligibility for particular programs and the funding available both under the *Education Act* and Regulations and through the *Charter of Rights and Freedoms*.

The information will be made available to employees of St. Albert Public Schools, its authorized agents, and the Board of Trustees, within the scope of their roles and responsibilities, and to individuals working with the students in schools and to Alberta Education on a need to know basis.

The information will be used for authorized programs and activities that are a part of normal school life. We realize that there may be occasions where you have concerns relating to the safety of your child with respect to any of the uses of this information. In this case, please contact the principal/administrator at the school where your child attends or the Division's FOIP Coordinator, Michael Brenneis, Associate Superintendent of Finance at 60 Sir Winston Churchill Avenue, St. Albert, AB, T8N 0G4, phone (780) 460-3712.

The Division is authorized and required under the provisions of the *Education Act* and its regulations, in accordance with the FOIP Act, to collect, use and disclose personal information necessary to provide an education program and ensure a safe and secure school environment. Your consent is not necessary for these purposes. As such, whether the St. Albert Public Schools FOIP Notification is signed or not, the Division will continue to use and disclose personal information necessary to provide an education program and ensure a safe school environment, as outlined above.

I have read St. Albert Public Schools FOIP Notification and understand that my child's personal information will be used to provide an educational program that meets their needs and provides a safe and secure school environment.

Student's Name:	Guardian's Name:
Guardian's Signature (or student's, if living independently):	Date (MM/DD/YYYY):

LEGAL GUARDIANSHIP

Pursuant to the *Education Act*, a “parent” is:

- the guardian as set out in section 20 of the Family Law Act (“FLA”); or
- the guardian appointed under Part 1 Division 5 of the Child, Youth and Family Enhancement Act, if the guardian notifies the board in writing of the guardian’s appointment; or
- the guardian appointed under Section 22 or Section 23 of the FLA, if the guardian notifies the board in writing of the guardian’s appointment.

(which definition governs the vast majority of situations); or

- the guardian of a student appointed under a temporary or permanent guardianship order under section 31 or 34 of the Child, Youth and Family Enhancement Act, a permanent guardianship agreement under section 11 of the Child, Youth and Family Enhancement Act or a private guardianship order under section 56 of the Child, Youth and Family Enhancement Act, if the guardian notifies the board in writing of the guardian’s appointment; or
- the Minister of Justice and Attorney General if the student is in custody under the Corrections Act, the Corrections and Conditional Release Act (Canada) or the Youth Criminal Justice Act (Canada).

While a parent is usually the legal guardian of their child, that is not always the case. Guardianship rights can be shared by parents or can be lost. As a student’s right to attend any particular school is based upon the residence of the “parent”, and as it is the parent who exercises the various powers, responsibilities and entitlements as a guardian under the Education Act, it is important that a school board determine who the legal guardians are for any particular child.

The FLA is provincial legislation that defines guardianship rights in Alberta. Parental rights may also be described using the terms of custody and access in cases where the parties are divorced or have commenced legal proceedings under the *Divorce Act*. The *Education Act* provides that where a person claims to be a parent or guardian, or claims the existence of any limitation on the authority of a parent or guardian, the onus is on that person to provide proof of the claim. Please provide copies of any current orders or agreements addressing guardianship rights, responsibilities, and entitlements or otherwise affecting the custody of or access to your child or child’s information to school administration.