



Transforming Learning Group Data Breach Policy January 2026

1. Introduction

This Policy sets out the obligations of Transforming Learning Group ('the TLG Companies') : turn IT on / School ICT / Vital York / SBM Services (UK) Ltd / Locker Technology Ltd / GDPR Sentry, a company registered in United Kingdom with the ICO under number TIO: Z1244119 / SICTS: Z1744726, Vital York: Z1290687, SBM Services UK Ltd: ZA324686 Locker Technology Ltd: ZB405559 GDPR Sentry: ZA752169 SalamanderSoft: ZA362914 EduFin ZA243265 whose registered office is at **TIO**: Unit 1F, Network Point, Range Road, Witney Oxfordshire, OX29 0YN / **SICTS**: The Courtyard, Swillington Lane, Swillington, Leeds, LS26 8BZ / **Vital York**: 480 Huntington Rd, Huntington, York YO32 9PX / **SBM Services (uk) Ltd**: 12 Park Lane Business Centre, Park Lane, Langham, Colchester, CO4 5WR / **Locker Technology Ltd**: Unit 434 Birch Park, Thorp Arch Estate, Wetherby, West Yorkshire, LS23 7FG / **GDPR Sentry**: Unit 434 Birch Park, Thorp Arch Estate, Wetherby, West Yorkshire, LS23 7FG/ **SalamanderSoft**: Unit 1F, Network Point, Range Road, Witney Oxfordshire, OX29 0YN/ **EduFin**: The Oast, EMT Center, New Road, West Malling, Kent ME19 6BJ, regarding the handling and reporting of data breaches and personal data breaches in accordance with UK Data Protection Legislation. 'Data Protection Legislation', in this Policy, means all legislation and regulations in force from time to time regulating the use of personal data including, but not limited to, the retained EU law version of the General Data Protection Regulation ((EU) 2016/679) (the 'UK GDPR'), as it forms part of the law of England and Wales, Scotland, and Northern Ireland by virtue of section 3 of the European Union (Withdrawal) Act 2018, the Data Protection Act 2018, and any successor legislation.

The UK GDPR defines:

- 'personal data' as any information relating to an identified or identifiable natural person (a 'data subject'); an identifiable natural person is one who can be identified, directly or indirectly, in particular by reference to an identifier such as a name, an identification number, location data, an online identifier, or to one or more factors specific to the physical, physiological, genetic, mental, economic, cultural, or social identity of that natural person.
- a 'personal data breach' as a breach of security leading to the accidental or unlawful destruction, loss, alteration, unauthorised disclosure of, or access to, personal data transmitted, stored, or otherwise processed.
- A 'data controller' as the person or organisation which, alone or jointly with others, determines the purposes and means of the processing of personal data, and a 'data processor' as a person or organisation which processes



personal data on behalf of a data controller.

The Company is under a duty to report certain types of personal data breach directly to the Information Commissioner's Office ('ICO'). The Company is also required to inform individual data subjects in the case of breaches that present a high risk of adversely affecting their rights and freedoms.

All personal data collected, held, and processed by the Company will be handled in accordance with the Company's Data Protection Policy.

The Company has in place procedures for the detection, investigation, and reporting of data breaches. This Policy applies to all data breaches (including personal data breaches) within the Company and is designed to assist in both the handling of such breaches and in determining whether or not they must be reported to the ICO and/or to data subjects. Parts 1 to 4 and Part 9 of this Policy apply to all staff and Parts 5 to 8 apply to staff authorised to handle data breaches.

The Company's Data Protection Officer, Steve Baines can be contacted a Steve.Baines@transforming-learning.co.uk and is responsible for the implementation of this Policy, for overseeing the handling of all data breaches, and for ensuring that this Policy is adhered to by all staff.

2. Scope of Policy

- 2.1 This Policy relates to all formats of data (including personal data and sensitive personal data (known as 'special category' under the Data Protection Legislation)) collected, held, and processed by the Company. Other types of data which are not personal data could include customer lists, technical data, pricing information or other data which should be kept within the Company's systems.
- 2.2 This Policy applies to all staff of the Company, including but not limited to employees, agents, contractors, consultants, temporary staff, casual or agency staff, or other suppliers or data processors working for or on behalf of the Company.
- 2.3 This Policy applies to all data breaches, whether suspected or confirmed.

3. Data Breaches

- 3.1 For the purposes of this Policy, a data breach means any event or action (accidental or deliberate) which presents a threat to the security, integrity, confidentiality, or availability of data.
- 3.2 Incidents to which this Policy applies may include, but not be limited to:
 - a) the loss or theft of a physical data record;
 - b) the loss or theft of computer equipment (e.g. laptop), mobile devices (e.g. smartphone or tablet), portable data storage devices (e.g. USB drive), or other data storage devices;



- c) equipment failure;
- d) unauthorised access to, use of, or modification of data (or inadequate access controls allowing unauthorised access, use, or modification);
- e) unauthorised disclosure of data;
- f) human error (e.g. sending data to the wrong recipient);
- g) unforeseen circumstances such as fire or flood;
- h) hacking, phishing, and other ‘blagging’ offences whereby information is obtained by deception;

4. Internal Reporting

- 4.1 If a data breach is discovered or suspected, members of staff should complete a Data Breach Report Form available from the Data Protection Officer and send the completed form to the Company's Data Protection Officer.
- 4.2 A completed Data Breach Form & Security Issues Report Form should include full and accurate details about the incident including, but not limited to (where applicable):
 - a) the time and date of the breach;
 - b) the time and date the breach was discovered;
 - c) who will complete the report;
 - d) who discovered the issue/data breach;
 - e) the type(s) of data involved;
 - f) where the breach involves personal data, the categories(s) of data subject to which the personal data relates (e.g. customers, employees etc.);
 - g) whether or not any sensitive personal data is involved;
 - h) how many data subjects are likely to be affected (if known);
 - i) location e.g. customer premises, internal office; And
 - j) if applicable and if known, whether the personal data is processed by a Company as a data controller or as a data processor.
- 4.3 Where appropriate, members of staff should liaise with the TLG Data Protection Service team when completing a Data Breach Report Form.
- 4.4 If a data breach occurs or is discovered outside of normal working hours, it should be reported as soon as is reasonably practicable. Where a data breach includes personal data and needs to be reported to the ICO, there are very tight deadlines that must be met (please see Part 7.5 below). Therefore, it is important to report the matter to the Company's Data Protection Officer even if full information about what has occurred is not



yet known.

- 4.5 Unless and until instructed to by the Company's Data Protection Lead or TLG Data Protection Officer members of staff should not take any further action with respect to a data breach. In particular, individual members of staff should not take it upon themselves to notify affected data subjects, the ICO, or any other individuals or organisations.

5. Initial Management and Recording

- 5.1 Upon receipt of a Data Breach Report Form (or upon being notified of a data breach in any other way), the Company's Data Protection Lead shall begin by determining whether the data breach is still occurring. If this is the case, appropriate steps shall be taken immediately to minimise the effects of the data breach and to stop it.
- 5.2 Having established the above, the following steps shall then be taken with respect to the data breach:
 - a) undertake an initial assessment of the data breach, liaising with the relevant staff and departments where appropriate, to establish the severity of the data breach;
 - b) evaluate if the personal data breach includes any personal data that is processed by the Company as a data processor;
 - c) contain the data breach and, to the extent reasonably practicable, recover, amend, or restrict the availability of (e.g. by changing or revoking access permissions or by temporarily making the data unavailable electronically) the affected data;
 - d) determine whether anything further can be done to recover the data and/or other losses, and to limit the damage caused by the breach;
 - e) establish who needs to be notified initially (including, if physical records or equipment have been lost or stolen, the police) as part of the initial containment;
 - f) determine, in liaison with the relevant staff and departments, the best course of action to resolve and remedy the data breach; and
 - g) record the breach and the initial steps taken above in the Company's Data Breach Register.
- 5.3 Having completed the initial steps described above, the Company's Data Protection Officer shall proceed with investigating and assessing the data breach as described in Part 6, below.

6. Investigation and Assessment

- 6.1 The Company's Data Protection Officer shall begin an investigation of a data breach as soon as is reasonably possible after receiving a Data



Breach Report Form (or being notified in any other way) and, in any event, within 24 hours of the data breach being discovered and/or reported.

- 6.2 Investigations and assessments must take the following into account:
 - a) the type(s) of data involved (and, in particular, whether the data is personal data or sensitive personal data);
 - b) the sensitivity of the data (both commercially and personally);
 - c) what the data breach involved;
 - d) what organisational and technical measures were in place to protect the data;
 - e) what might be done with the data as a result of a breach (including unlawful or otherwise inappropriate misuse);
 - f) where personal data is involved, what that personal data could tell a third party about the data subjects to whom the data relates;
 - g) the category or categories of data subject to whom any personal data relates;
 - h) the number of data subjects (or approximate number if calculating an exact number is not reasonably practicable) likely to be affected by the data breach;
 - i) the potential effects on the data subjects involved;
 - j) the potential consequences for the Company;
 - k) the broader consequences of the data breach, both for data subjects and for the Company;
- 6.3 The results of the investigation and assessment described above must be recorded in the Company's Data Breach Register.
- 6.4 Having completed the investigation and assessment described above, the Company's Data Protection Officer shall determine the parties to be notified of the breach as described in Part 7, below.

7. Notification

- 7.1 The Company's Data Protection Officer shall determine whether to notify one or more of the following parties of the breach:
 - a) where applicable, the relevant data controller;
 - b) affected data subjects;
 - c) the ICO;
 - d) the police;
 - e) the Company's insurers;
 - f) affected commercial partners;



7.2 When considering whether (and how) to notify individual data subjects in the event of a personal data breach, the following should be considered:

- a) the likelihood that data subjects' rights and freedoms as set out in the Data Protection Legislation (and the Company's Data Protection Policy) will be adversely affected;
- b) whether there is a legal or contractual requirement to notify;
- c) whether measures in place to protect the affected personal data (e.g. pseudonymisation or encryption) have been applied, thereby rendering the data unusable to any unauthorised parties;
- d) whether measures have been taken following the data breach that will ensure that a high risk to the rights and freedoms of affected data subjects is no longer likely to occur;
- e) the benefits to data subjects' of being notified (e.g. giving them the opportunity to mitigate the risks posed by the data breach);
- f) whether notifying individuals will involve disproportionate effort (in which case a public communication or other widely available notice may suffice, provided that affected data subjects will still be informed effectively);
- g) the best way of notifying data subjects, taking into account the urgency of the situation and the security of the possible methods;
- h) any special considerations applicable to certain categories of data subject (e.g. children or vulnerable people);
- i) the information that should be provided to affected data subjects;
- j) how to make it easy for affected data subjects to contact the Company to find out more about the data breach;
- k) further assistance that the Company should provide to the affected data subjects, where appropriate;
- l) the risks of over-notifying – not all data breaches require notification and excessive notification may result in disproportionate work and numbers of enquiries from individuals;

7.3 If the relevant personal data is processed by the Company as a data processor, the Company will have legal and contractual duties to notify the data controller of the personal data breach. The data controller should be notified as soon as possible, taking into account any contractual timescales.

7.4 When individual data subjects are to be informed of a data breach, those individuals must be informed of the breach without undue delay. Individuals shall be provided with the following information:

- a) a user-friendly description of the data breach, including how and when it occurred, the personal data involved, and the likely consequences;



- b) clear and specific advice, where relevant, on the steps individuals can take to protect themselves;
- c) a description of the measures taken (or proposed to be taken) to address the data breach including, where relevant, measures taken to mitigate any possible adverse effects;
- d) contact details for the Company's Data Protection Officer or the people and Culture Team within the Company from whom affected individuals can obtain further information about the data breach.

7.5 When considering whether (and how) to notify the ICO of a data breach, the following should be considered:

- a) the risk and potential harm to data subjects, their rights, and freedoms – harm can include (but is not limited to) financial harm, physical harm, loss of control over personal data, discrimination, identity theft or fraud, damage to reputation, and emotional distress. The ICO should be notified of a data breach involving personal data unless the breach is unlikely to result in a risk to the individuals' rights and freedoms;
- b) the volume of personal data involved – the ICO should be notified if a large volume of data is involved and there is a real risk of data subjects suffering harm as a result, however it may also be appropriate to notify the ICO if a smaller amount of high-risk data is involved;
- c) the sensitivity of the data involved – the more sensitive the personal data is, the less the volume of it is relevant and if the data breach presents a significant risk of data subjects suffering substantial detriment or distress, the ICO should be notified.

7.6 If the ICO is to be notified of a data breach, this must be done within 72 hours of becoming aware of the breach, where feasible. This time limit applies even if complete details of the data breach are not yet available. The ICO must be provided with the following information:

- a) the category or categories and the approximate number of data subject whose personal data is affected by the data breach;
- b) the category or categories and the approximate number of personal data records involved;
- c) the name and contact details of Data Protection Officer or the people and Culture Team from which the ICO can obtain further information about the data breach;
- d) a description of the likely consequences of the data breach; and
- e) a description of the measures taken (or proposed to be taken) to address the data breach including, where relevant, measures taken to mitigate any possible adverse effects.

7.7 If all of this information is not available within 72 hours of becoming aware



of the breach, the ICO must be provided with as much of the above information as possible, and then further information should be sent to the ICO as it becomes available.

- 7.8 The police may have been contacted at an earlier point in the data breach procedure (see 5.2), however further investigation may reveal that the data breach resulted from a criminal act, in which case the police should be further informed.
- 7.9 Records must be kept of all data breaches, regardless of whether notification is required. The decision-making process surrounding notification should be documented and recorded in the Company's Data Breach Register.

8. Evaluation and Response

- 8.1 When the steps set out above have been completed, the data breach has been contained, and all necessary parties notified, the Company's Data Protection Officer shall conduct a complete review of the causes of the data breach, the effectiveness of the measures taken in response, and whether any systems, policies, or procedures can be changed to prevent data breaches from occurring in the future.
- 8.2 Such reviews shall, in particular, consider the following with respect to data (and in particular, personal data) collected, held, and processed by the Company:
 - a) where and how data is held and stored;
 - b) the current organisational and technical security measures in place to protect data and the risks and possible weaknesses of those measures;
 - c) the methods of data transmission for both physical and electronic data and whether or not such methods are secure;
 - d) the level of data sharing that takes place and whether or not that level is necessary;
 - e) whether any data protection impact assessments need to be conducted or updated;
 - f) staff awareness and training concerning data protection;
- 8.3 Where possible improvements and/or other changes are identified, the Company's Data Protection Officer shall liaise with the relevant staff and/or departments with respect to the implementation of such improvements and/or changes.

9. Policy Review and Implementation

- 9.1 This Policy will be updated as necessary to reflect current best practice, official guidance, and in line with current legislation.



9.2 This Policy shall be deemed effective as of January 2025. No part of this Policy shall have retroactive effect and shall thus apply only to matters occurring on or after this date.

This Policy has been approved and authorised by:

Name: Steve Baines

Position: Data Protection Officer

Date: 28.01.2026

Due for Review by: 28.01.2027

Signature: *Steve Baines*