



# Acceptable Usage Policy

- Effective: September 2023
  - Review: September 2026
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## [ANNEX: Laptops for Teachers Initiative - November 2003](#)

### Purpose

The policy has been developed to advise employees of if, when and under what conditions they may use the school's/Council's communications and information systems for personal reasons. It sets standards to ensure that employees understand the position and do not inadvertently use communications and information in inappropriate circumstances.

The school/Council recognises employees' rights to privacy but needs to balance this with the requirement on the school/Council (as a public service) to act appropriately, with probity, to safeguard its business systems, and to be seen to be doing so.

In applying the policy, the school/Council will act in accordance with the Human Rights Act 1998 and other relevant legislation and will recognise the need of employees to maintain work/life balance.

### Scope

This policy covers all forms of communication, information retrieval (from any source), media and equipment, used for official business and regardless of origin, ownership or place of use, for example:

- mail systems (internal and external)
- internet and intranet (email, web access and video conferencing)
- telephones (hard wired and mobile)
- pagers
- computers - *this covers ANY computer used for work purposes, whether at the place of work or elsewhere (see Annex on Laptops For Teachers)*
- photocopying, printing and reproduction equipment
- recording / playback equipment
- documents and publications (any type or format)

The policy applies to all employees (as a contractual term), agency staff and to other people acting in a similar capacity to an employee. It will also apply to staff of Contractors and other individuals providing services/support to the

school/Council (e.g. volunteers). It takes account of the requirements and expectations of all relevant legislation.

Headteachers/Managers will discuss the policy with their teams and agree parameters within which team members will act. This will take into account for example, whether or not there is a public phone in the building, whether or not employees are able to leave the premises during break periods, etc, and should be in writing. Every employee will have the policy explained to them at induction, and be given a copy for future reference. If at any stage employees require further clarification, they should speak to their Headteacher/manager in the first instance.

Where an employee needs to discuss personal information with Occupational Health, Schools' HR Consultancy or their Trade Union, they will be given privacy to do this.

Headteachers/Managers will agree with Trade Union representatives the arrangements for using school/Council communication and information systems which will be provided in accordance with trade union facilities agreement and the ACAS Code of Practice. *See also Sections B6 and C3.*

## Use of Equipment and Materials

### Use of Facilities

The school's/Council's Code of Conduct for Officers (A27) states that staff must not carry out personal activities during working hours, nor mix private business with official duties. Official equipment and materials should not be used for general private purposes without prior permission from the Headteacher or an appropriate line manager. This will usually be in writing or may be covered by the parameters agreed by the Headteacher/manager with the team.

### Facilities for Private Use

To encourage employees to use and learn about ICT methods and means and to meet reasonable private needs, the Council have provided computing equipment for personal use during an employee's own time at some establishments (e.g. the cybercafes). Use of this equipment is on the terms specified at the sites.

If an employee needs to use a school/Council phone (e.g. at their desk) for private purposes that are permissible within this policy, the call should be timed and the switchboard given the details immediately to enable the cost to be charged to the employee. The preferable alternative is for the employee to transfer the cost to

their own telephone account, using a charge card. Payment is not required where employees need to phone to notify someone they have been delayed at work or in other emergencies.

In terms of using other equipment and materials, the decision to allow such use is at the Headteacher's/Manager's discretion. However the following are provided as examples to illustrate where it might be reasonable for permission to be given for reasonable use for private purposes, under the conditions shown and after getting prior approval, in writing if this is required. The Headteacher or a senior manager may veto private use at any time if they consider that circumstances justify this in general or particular cases, e.g. because of improper use or overuse. A charge may be made for materials if the values are significant.

- Social or recreational activities associated with school/Council employment.
- Regular activity for a legitimate voluntary body or charity - but prior written approval from a senior manager must be obtained.
- Training or development associated with school/Council employment.
- Occasional and brief essential family communications or other personal messages. In emergencies permission might need to be obtained retrospectively or again this may be covered by the general parameters agreed with the team.

If given permission, approved acceptable private use should normally take place in the employee's own time but where this is not practicable or sensible, any disruption to the employee's official work or that of colleagues must be minimal. Official work will always take precedence.

All uses, whether for private or official purposes, must observe:

- the law
- Financial Regulations and Codes of Practice on Financial Management
- Terms of employment, especially the Code of Conduct for Employees
- Communications & Information Technology (ICT) Code of Practice

It is not acceptable to use school/Council equipment and materials or an employee's own equipment/materials in the workplace in any of the following contexts:

- Illegal activity.
- Activities for private gain.
- Personal shopping.
- Excessive personal messages.
- Playing games.\*

- Gambling.
- Political comment or any campaigning.
- Personal communications to the media.
- Use of words or visual images that are offensive, distasteful or sexually explicit.
- Insulting, offensive malicious or defamatory messages or behaviour.
- Harassment or bullying.
- Random searching of the web.
- Accessing sites which could be regarded as sexually explicit pornographic or otherwise distasteful or offensive.
- Using message encryption or anonymised web search, except where encryption is required for official school/CCC business purposes.
- Racist, sexist or other conduct or messages which contravene the Council's employment diversity policies.
- Actions which could embarrass the school/Council or bring it into disrepute.

\* except those games pre-loaded as part of the Microsoft programme suite, which may be accessed in the employee's own time.

## **Inadvertent Access To Inappropriate Sites And Inappropriate Emails**

If an employee inadvertently accesses an inappropriate website, they should leave it immediately but notify their school/manager of the incident, giving the date and time, web address (or general description) of the site and the action taken. This will help safeguard their position in circumstances where disciplinary action would otherwise result.

Employees may find themselves receiving emails which contravene this policy. In the case of comparatively innocuous material (e.g. 'clean jokes'), the recipient should point out to the sender that they do not wish to receive such messages at their workplace because they believe they contravene the school's/Council's policy. If there is repetition, the employee should retain the messages and notify their Headteacher/manager. If the emails are racist or sexist or could otherwise be regarded as offensive, they should be left in the inbox and the Headteacher/manager notified immediately. Employees should notify the sender that they do not wish to receive further such material and keep a record of doing so.

## School/Council Monitoring

Monitoring information will not be accessible (or distributed) any more widely than is necessary for the purposes for which it is needed.

All employees should be made aware at induction, at intervals thereafter and possibly through automatic messages on school/Council equipment, that, in relation to any electronic communication, there can be no expectation of absolute privacy when using school/County equipment provided for official/ work purposes; and that the school/Council reserves the right to monitor all communications including their content. This monitoring is carried out to ensure that equipment and systems are used efficiently and effectively, to maintain systems security and to detect any breaches of this policy or the law. Normally monitoring consists of the following:

- **Telephones and fax.** The school/Council reserves the right to monitor communication content selectively if abuse is suggested. However such monitoring would only take place following an assessment that such steps are necessary to further a particular investigation or concern. It would only be authorised following the advice of the Council's Statutory Officers. Where calls are made via the Cheshire East Borough Council network, an automatic record is kept of every number called, from where and the duration of the call. Further action is taken where particular numbers called or the frequency and duration of calls suggest abuse of this policy.

Telephone response times will be sampled from time to time.

- **Emails.** When using the Cheshire East Borough Council network, every incoming and outgoing email message is automatically swept for key words which could indicate misuse. The school reserves the right to apply similar screening to its own email systems.
- **Web access.** When using the Cheshire East Borough Council network, access to some web sites is automatically prevented (e.g. pornographic, racist and violent sites) and others are restricted (e.g. MP3 music sites and Web Chat) and a message warns that these types of sites are strictly for business purposes. However, an automatic record is made of all sites visited and a sweep made of site names and content against predetermined criteria, to identify inappropriate sites together with attempts made to access such sites. The school reserves the right to apply similar restrictions and screening to its own web access systems.
- **Mail.** The privacy of internal and external postal communications marked 'personal' will normally be respected (unless abuse of this policy is

suspected) but all other communications may be opened for good reason by a Headteacher, manager, secretary or colleague.

## **Access To And Retention Of Monitoring Information**

In the case of Cheshire East Borough Council systems, access to routine monitoring information is restricted to specified employees in Information & Communication Technology Services and Audit. If they identify a potential issue of abuse the relevant Headteacher/senior manager will be given access to the information to enable appropriate action to be taken. They will respect the confidentiality of all communications and disclose the contents of communications only where there are grounds for suspecting abuse of this policy. Where this is the case, other senior managers may then be involved and are likely to be made aware of the contents of communications. At Bosley St Mary's our Network manager, Headteacher and Bursar have access to information.

## **Surveillance**

Permanently fitted surveillance cameras are installed by the Council only for security and safety reasons and will always be visible to people within their range. Video recording tapes will be kept secure, the information used only for security purposes. No automatic connections will be made between information from security cameras and other monitoring sources. At Bosley St Mary's CE Primary School, the CCTV system records to a hard drive and then records over itself after 90 days. This information can be accessed by the Headteacher/Bursar

Covert monitoring will only be used in connection with a criminal investigation or where abuse of terms of employment, e.g. the sickness scheme, is being investigated. This will always be in accordance with the statutory safeguards applicable to such activity (the Regulation of Investigatory Powers Act and the Human Rights Act) and only authorised following careful consideration of the need for such action in accordance with the attached policy entitled "Surveillance under the Regulation of Investigatory Powers Act 2000".

This policy provides safeguards in relation to who can sanction covert surveillance (only the Monitoring Officer (Borough Solicitor) or his authorised deputy), the reasons it can be undertaken and how long it can continue.

## Security

Every employee must observe the school's/Council's communications and information technology security requirements (as detailed in the ICT Code of Practice) and act responsibly when using equipment and materials. Employees will be provided with the necessary briefing and training to enable them to comply with this requirement. The Headteacher will take the most serious view of any action or inaction on the part of an employee who deliberately, recklessly or carelessly jeopardises the security of records or systems. Any employee detecting a potential security problem (e.g. a virus or unauthorised access) must immediately take any action within their authorised power to safeguard or resolve the situation (e.g. disconnect any infected machine from the network (remove the cable) and, if appropriate, notify the person responsible for ICT) and notify the Headteacher or a senior manager.

## Reporting Misuse

If any employee suspects activity which may constitute misuse or activities which could jeopardise system security, they must report this immediately to the Headteacher or a senior manager or use the Confidential Reporting Procedure (see Section A27). The Headteacher or senior manager must consider whether it would be appropriate to involve Internal Audit and must always ensure that all relevant records and documents (paper and electronic) are safeguarded and retained securely. If necessary, a strategy for investigation will be agreed between the Headteacher/manager, Internal Audit and Schools' HR Consultancy, taking legal advice as necessary.

## Consequences Of Breach: Disciplinary Action

Breaches of this policy may result in the application of the Disciplinary Procedure and may, if deemed sufficiently serious, be treated as gross misconduct. In the case of Contractors, agency staff, volunteers or partnership employees, breach may result in termination of the contract or relevant arrangement and/or withdrawal of the relevant facility. Police involvement and prosecution may follow if the conduct in question constitutes possible criminal activity.



## Laptops for Teacher Initiative

An information note on the acceptable use of laptop computers acquired through the initiative.

1. The acceptable use of laptops has generated some discussion. The following is intended to provide guidance to Headteachers as they allocate the laptops to their staff. For further detail complete notes and policies can be obtained from the Council Intranet.
2. The Guidance document relating to the initiative outlines the rationale for the scheme and makes a number of specific points about the allocation and use of the laptops.
3.
  - 1.4 says ..... ‘Laptop computers are being supplied to ***facilitate the flexible use of the equipment both at home or at school.*** Schools will be asked to nominate named teachers to receive the equipment under the initiative on long-term loan. Ownership will remain with the school and the teacher will be required to return the equipment if employment at the school ceases. Unlike the previous scheme, teachers will not be required to make a monetary contribution’.
  - 7.22 says ...’ Any laptop computer provided to a teacher under this initiative will be made available on a long-term loan basis for ***his or her own professional use.*** ***It is expected that this will include use at various locations including the teacher’s home and school.*** However, no expectation may be placed on the teacher to make the laptop available for regular use in school as part of the school’s general ICT provision (*Cheshire East Council highlight these points*). Laptops supplied to teachers under this initiative may not be counted towards the school’s ICT provision for NGfL baseline purposes.
  - 7.23 goes on ..... ‘LAs and schools should ensure that teachers are aware of local policies on computer use and may wish to draw attention to:
    - The dangers of virus infection
    - The Data Protection Act 1998: The Act requires, amongst other things, that all personal data should be protected by appropriate security safeguards against unauthorised use or unlawful processing of personal data and against accidental loss or destruction or damage.
    - Copyright, Design and Patents Act 1988: All software must be used only in accordance with the terms of the licence. Generally, the making of copies is forbidden and is a criminal offence.



- Computer misuse Act 1989: Identifies three main offences concerning unauthorised access to system, software or data. The punishment depends upon whether the intent of the hacker was merely to gain access, to commit further offences after gaining access or to make a modification to ‘computer material’ e.g. inject a virus.
- School and LA policies on the inappropriate use of computers.
- Health and Safety issues

4. The Council has clearly established policies and practices guiding the use of computer and other equipment which can be accessed from the Council Intranet:

<http://centranet.ourcheshire.cccusers.com/council/policies/Pages/CorporatePolicies.aspx>

- **The ICT Code of Practice** outlines duties and responsibilities, and
- **Communications and Information Acceptable Use Policy** and the
- **Integrity Code - Managing Public Funds** comments on mixing private and official duties.

These documents, amongst other things say:

- Use of Facilities

‘The Council’s Code of Conduct states that staff must not mix private business with official duties. In common with all equipment, Council Internet facilities must not be used for private purposes without prior written permission from your manager’.

‘Users are prohibited from seeking access to inappropriate websites (e.g. pornography) or to engage in games or gambling. Users must not engage in any activities or debates on the Internet which might bring the Council into disrepute, make it a target for Internet abuse or attack, infringe the Data Protection Act or compromise the political impartiality of employees of the Council’.

- Inspection and audit

“The Council, through its internal and external auditors, reserves the right to inspect any files and equipment to ensure compliance with the Policy and statutory obligations.”

- Private use of Internet facilities

‘Private use of the Council’s ICT facilities is not allowed unless agreed by the individual’s manager. Breach of this guidance could lead to disciplinary procedures being invoked’.

5. Given the DCSF and Council guidance it is felt that Head teachers, as line managers of their staff, are in the best position to interpret the usage rules and to provide written approval to those teachers allocated machines through the scheme.

Advising teachers who receive the laptops to install their own ISP connection will overcome many of the problems associated with personal use as long as the practices of the Council Policies and Codes are also adhered to.

Headteachers may also wish to consider the issues surrounding equitable use of ICT equipment in order to avoid disadvantaging members of staff not in receipt of laptops under the scheme.

6. Draft guidance on the production of a policy document - **Acceptable use policy for all employees who have access to ICT equipment in schools**