

## So, who will be your DPO?

<b>Position</b>	<b>Pros</b>	<b>Cons</b>
<i>Network manager, Head, Designated Safeguarding Person, or Business/MIS manager</i>	<p><b>CANNOT</b> be a DPO as these duties lead to a conflict of interests of their own role.</p> <p>Article 38(6) allows DPOs to ‘fulfil other tasks and duties’. It requires, however, that the organisation ensure that ‘any such tasks and duties do not result in a conflict of interests’. The DPO cannot hold a position within the organisation that leads him or her to determine the purposes and the means of the processing of personal data. As a rule of thumb, conflicting positions may include senior management positions such as chief executive, chief operating, chief financial, chief medical officer, head of marketing department, head of human resources, or head of IT departments.</p>	
<i>Deputy head, other senior members of staff, or Governor</i>	<ul style="list-style-type: none"> <li>• Provided they can manage, train and direct staff an internal person may be appointed</li> <li>• Will be known and respected by school staff</li> <li>• Can assign some work to an administration person such as SARs and completion of SAQs</li> </ul>	<ul style="list-style-type: none"> <li>• Will need to be given sufficient time outside existing role, particularly until May 2018</li> <li>• <b>CANNOT</b> be a DPO if these duties lead to a conflict of interests of their own role – see regulations</li> <li>• May not understand the technical infrastructure</li> <li>• May not understand data flows within the school</li> <li>• Will find communication with data subjects very time consuming</li> <li>• Need to drop everything in the event of a serious data breach</li> <li>• Will still require input from school staff</li> </ul>
<i>External private professional DPO, or internal appointment for sole use in school</i>	<ul style="list-style-type: none"> <li>• Wholly objective</li> <li>• Understands the regulations</li> <li>• Has technical knowledge</li> <li>• Will be available whenever required</li> </ul>	<ul style="list-style-type: none"> <li>• Expensive</li> <li>• Will need time, thus cost, to understand the infrastructure in school</li> <li>• Will still require large input from school staff</li> </ul>
<i>DPO role and shared with other schools or LA support services</i>	<ul style="list-style-type: none"> <li>• Wholly objective</li> <li>• Understands the regulations</li> <li>• Has technical knowledge</li> <li>• Lower cost than private</li> </ul>	<ul style="list-style-type: none"> <li>• Unknown cost</li> <li>• Will need time to understand the infrastructure in school</li> <li>• Shared person must be available if a breach or other incident occurs</li> <li>• Will still require input from school staff although that will improve over time</li> </ul>