

# WELSH GOVERNMENT PRIVACY NOTICE

In accordance with General Data Protection Regulation (GDPR) which comes into force on 25 May 2018, this notice sets out what the Welsh Government does with the education related information that it receives from Schools and/or Local Authorities about Children and Young People.

The information in this notice will be kept under review to incorporate any further changes communicated by the Information Commissioner's Office. The information should contribute to wider notices issued by the School/Early Years Provider and Local Authority.

## 1. Background

The **Welsh Government** receives information on pupils directly from schools normally as part of statutory data collection which consists of the following:

- Post-16 data collection
- Pupil Level Annual School Census (PLASC)
- Educated other than at school (EOTAS) pupil level collection
- National data collection (NDC)
- Attendance collection
- Welsh National Tests (WNT) data collection

In addition to the data collected as part of PLASC, the Welsh Government and Local Authorities also receives information regarding National Curriculum assessments, public examination results, and attendance data at individual pupil level which comes from Schools and /or Awarding Bodies (e.g. WJEC).

Upon receipt of the information from [School/Early Years Provider] and Local Authority, the Welsh Government becomes the data controller.

## 2. What information is received by Welsh Government?

Personal and special category information that will be collected and held includes:

- ✓ Some personal information about you, such as:
  - Name
  - Address
  - Date of birth
  - Gender
  - Ethnic group
  - Disability status
  - other health information

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- ✓ Information on any additional learning needs;
- ✓ Information on performance in national assessments and examinations;
- ✓ Information from your school about your education
- ✓ Information on attendance

## 3. What is Welsh Government doing with your information?

As data controller, the Welsh Government uses the information received for the below purposes to enable us to carry out data processing necessary for the performance of a task carried out in the public interest and in the exercise of official authority:

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| <ul style="list-style-type: none"><li>✓ For school performance reporting purposes, identifiable data will be shared back with the relevant schools</li><li>✓ For statistical and research purposes which will help to inform, influence and improve education policy for the with planning services for people in Wales</li><li>✓ To monitor the performance and how well the education services are being provided so that they can be improved</li><li>✓ To help monitor and target funding effectively</li><li>✓ For publication purposes which includes a range of statistical outputs on the Welsh Government website</li><li>✓ School information published on My Local School website</li><li>✓ Production of school and local authority level analysis for schools, LA's and consortia</li><li>✓ Link with other datasets, including non-educational data sets, in order to inform wider education and social policies. Examples of data sets that we may link include data on students in further or higher education institutions, or employment and welfare data from The Department of Work and Pensions. We will only link data sets where the law allows us to do so</li></ul> | <ul style="list-style-type: none"><li>✗ <b>No</b> action will be taken in relation to you personally</li><li>✗ Information will <b>not</b> be shared or combined in a way that could lead to you being identified, unless we are legally able to do so</li><li>✗ <b>No</b> data could ever be published that would identify individual pupils</li></ul> |
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- ✓ For research purposes wider than education we will use techniques that ensure the data are anonymised before any research takes place

A full list of statistical publications can be viewed at:

[www.statswales.gov.wales](http://www.statswales.gov.wales)

## 4. Who does Welsh Government share your information with?

Information held by the **Welsh Government** about children and young people, their parents, or legal guardians, may be shared upon request and where the law allows, with organisations linked to education and training and specified in Regulations made under section 537A of the Education Act. The Welsh Government will only share or link data where there is a legal requirement to do so.

Persons or Organisations Welsh Government share your personal information with:

- ✓ The local authority that maintains the school at which a pupil is or was registered
- ✓ The Office of Her Majesty's Chief Inspector of Education and Training in Wales (Estyn)
- ✓ Careers Wales
- ✓ Qualifications Wales
- ✓ Any body recognised by Qualifications Wales as a body awarding qualifications in Wales
- ✓ The Office for National Statistics
- ✓ The Education and Skills Funding Agency
- ✓ The Office of Qualifications and Examinations Regulation (Ofqual)
- ✓ Any body recognised by Ofqual in respect of the award or authentication of a specified qualification or description of qualification
- ✓ Any persons conducting research into the educational achievements of pupils and who require individual pupil information for that purpose
- ✓ Information collators which, for the purposes of or in connection with the functions of the Welsh Ministers relating to education, is responsible for collating or checking information relating to pupils

Welsh Government will only provide data for a specific purpose and for a limited time period, after which the organisation must confirm that it has been destroyed. Any analysis produced must follow Welsh Government disclosure rules to ensure that individual pupils cannot be identified.

For research purposes wider than education, Welsh Government will use techniques that ensure the data are anonymised before any research takes place. Sharing of anonymised data is outside of the GDPR.

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Further information can be found on our website at: [www.gov.wales/School Data](http://www.gov.wales/School Data)

## 5. How long will we keep this data?

Welsh Government will keep this data until the pupil's 25<sup>th</sup> birthday or for the duration of the criteria which underpin the statutory regulation. After this point the data will be anonymised in line with best practices and used only for statistical and research purposes.

## 6. Your rights under the GDPR

You have the right to:

- ✓ Have access to the personal data that Welsh Government are processing about you;
- ✓ Require Welsh Government to rectify inaccuracies in that data;
- ✓ The right (in some circumstances) to object to processing on grounds relating to your particular situation;
- ✓ The right to restrict processing (in some circumstances)
- ✓ Lodge a complaint with the Information Commissioner who is the independent regulator for data protection.

For further information about the information which Welsh Governments holds and its use, or if you wish to exercise your rights under the GDPR, please see contact details below:

Data Protection Officer: Welsh Government  
Cathays Park  
CARDIFF  
CF10 3NQ  
Email Address: [Data.ProtectionOfficer@gov.wales](mailto:Data.ProtectionOfficer@gov.wales)

To contact the Information Commissioner's Office, please see details below:

Information Commissioner's Office: Wycliffe House  
Water Lane  
Wilmslow  
Cheshire  
SK9 5AF  
Telephone - Helpline: 029 2067 8400 (Wales helpline) or 0303 123 1113 (UK helpline)  
Website: [www.ico.gov.uk](http://www.ico.gov.uk)