

New non-consensual data flows in Wales

subject to change
v2 May 15 2025

Data use and access for direct
and indirect care are not
distinguished in the laws

Clause 31: 436E(3) (436B)
From: Providers
To: Local Authorities
About: Children and parents (who have not chosen to register in breach of parents' duty as set out in the CWS Bill)

This happens to school pupil data today — will it to children in Wales?
From: Department for Education
To: Other government departments (DWP fraud detection, Home Office immigration enforcement, Police in one-offs and bulk.)
About: Children and their home address and used to confirm parental details

This happens to school pupil data today in England — will it also in future to children in Wales?
From: Department for Education
To: Wide range of third party reuse incl. commercial, press, think tanks, research
About: Current and ex-state school pupils (now aged up to 48) information sharing at individual, identifiable level

Clause 31: 436F(1)(2) Information Sharing
From: Local Authorities
To: Department for Education
About: Children in Home Ed at child level

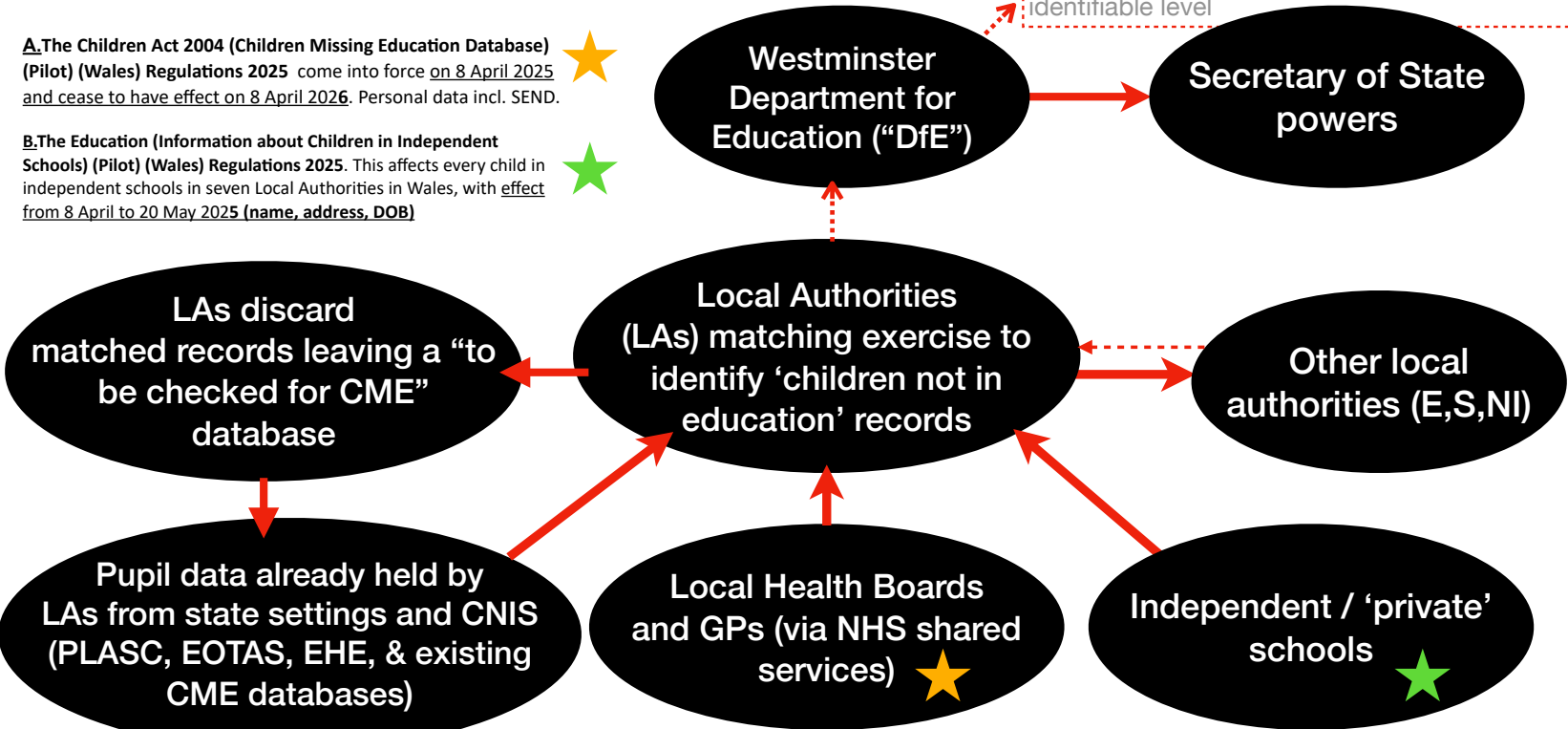
Clause 4: 16LA (1-10) information sharing
From: “designated persons” (SS10 TBC)
To: “designated persons” still TBC; and others designed as a childcare or education agency for the purposes of 16E and broad definitions
About: “the information” (undefined) about children on and not on the NIS register for the purposes of for safeguarding and welfare purposes “does not breach obligation of confidence owed to the person”.

Clauses 4/31: 16LB unique ID & 436F(6-8)
From: Local Authorities in Wales
To: Local Authorities in England, Scotland, NI and “designated persons” still TBC
About: Children for the purposes of promoting or safeguarding the education or welfare, not only on the register but any other (unspecified) person under 18 (mandated) **436F(3)(b)**

Clause 31: 436C/D/B
From: Parents and others
To: Local Authorities in Wales
About: Parents, children and providers giving EHE still (details to be confirmed). Unlimited data (436C(3)) from subjects or provided by others to create and retain in “registers”.

A.The Children Act 2004 (Children Missing Education Database) (Pilot) (Wales) Regulations 2025 come into force on 8 April 2025 and cease to have effect on 8 April 2026. Personal data incl. SEND. ★

B.The Education (Information about Children in Independent Schools) (Pilot) (Wales) Regulations 2025. This affects every child in independent schools in seven Local Authorities in Wales, with effect from 8 April to 20 May 2025 (name, address, DOB) ★



Families are not re-asked for data that has already been taken