

Schools Bill [HL]

AMENDMENTS
TO BE MOVED
ON REPORT

[Supplementary to the Marshalled List]

Clause 49

BARONESS JONES OF MOULSECOOMB

Leave out Clause 49

Clause 50

BARONESS JONES OF MOULSECOOMB

Leave out Clause 50

Clause 51

BARONESS JONES OF MOULSECOOMB

Leave out Clause 51

Clause 52

BARONESS JONES OF MOULSECOOMB

Leave out Clause 52

After Clause 67

LORD WOOLLEY OF WOODFORD

After Clause 67, insert the following new Clause—

“School inspections: equality and diversity, and extracurricular activities

- (1) Section 5 of the Education Act 2005 (duty to inspect certain schools at prescribed intervals) is amended as follows.

- (2) In subsection (5A), at the end insert –
- “(e) the compliance of the school with the public sector equality duty under section 149 of the Equality Act 2010, and the steps being taken by the school to comply with Part 6 of that Act.”
- (3) In subsection (5B) –
- (a) omit the “and” at the end of paragraph (b)(i), and
- (b) at the end insert “, and
- “(iii) pupils who have any other protected characteristic or combination of protected characteristics for the purposes of the Equality Act 2010;
- (c) the quality and nature of any before and after-school activities and clubs provided on school premises as a contiguous part of the school day, including those provided by a third party.””

BARONESS CHAPMAN OF DARLINGTON
BARONESS WILCOX OF NEWPORT
BARONESS LAWRENCE OF CLARENDON

After Clause 67, insert the following new Clause –

“Mandatory curriculum subjects

- (1) All academies must follow the national curriculum.
- (2) The Secretary of State must work with the devolved administrations to launch a review into teaching about diversity in school curriculums and how it can include and inspire all young people, and to ensure that teaching of British history includes but is not limited to –
- (a) Black British history,
- (b) colonialism, and
- (c) Britain’s role in the transatlantic slave trade.
- (3) The Secretary of State must publish this review once completed.
- (4) All academies and maintained schools, as part of their curriculum, must teach –
- (a) digital skills,
- (b) financial literacy, including but not limited to how to apply for a mortgage and an understanding of credit scores,
- (c) life skills, including but not limited to understanding employment, rental and mortgage contracts.”

BARONESS JONES OF MOULSECOOMB

After Clause 67, insert the following Clause –

“Data processing

- (1) The Education Act 1996 is amended as follows.

(2) After section 30 insert –

“30A Code of practice

- (1) The Information Commissioner must issue a code of practice about –
 - (a) obligations and rights when personal information of parents and children is processed under this Act or the Schools Act 2022 by local education authorities and their further processors, and disclosure to the Secretary of State, or any other prescribed person under this Act or the Schools Act 2022;
 - (b) a local authority duty to maintain a transparency register of third-party data processing about children and families under this Act or the Schools Act 2022;
 - (c) the right of parents and children to make a subject access request without charge for the purposes of receiving a copy and validating the accuracy of personal data controlled or processed by the local authority under this Act or the Schools Act 2022 on no less than an annual basis, and to request correction where necessary;
 - (d) the nature and frequency of data processing demands by the local authority under this Act or the Schools Act 2022 in respect of school-age children.
- (2) The code of practice must be consistent with the code of practice prepared under section 121 of the Data Protection Act 2018 (data-sharing code) and issued under section 125(4) of that Act.
- (3) A public authority must have regard to the code of practice in processing and disclosing personal information.
- (4) A data processor or data controller must have regard to the code of practice for the processing of information under this Act by –
 - (a) any person who is entrusted with tasks under section 71(1)(a) of the Digital Economy Act 2017,
 - (b) any prescribed person under this Act,
 - (c) any person prescribed under the Education (Individual Pupil Information) (Prescribed Persons) (England) Regulations 2009 (S.I. 2009/1563), or
 - (d) any other person.
- (5) The Information Commissioner may from time to time revise and re-issue the code of practice after consultation with –
 - (a) a Minister of the Crown,
 - (b) the Statistics Board,
 - (c) the Welsh Ministers,
 - (d) organisations that represent the interests of children and families and such other persons as the Information Commissioner considers appropriate.

- (6) The Information Commissioner may not issue the code of practice unless a draft of the code has been laid before, and approved by a resolution of, each House of Parliament.
- (7) In disclosing information about parents and children processed under this Act or the Schools Act 2022, a person must have regard to the further codes of practice issued by the Information Commissioner under section 128 of the Data Protection Act 2018 (other codes of practice), so far as they apply to the information in question –
 - (a) any code which makes provision about the identification and reduction of the risks to privacy of a proposal to disclose information;
 - (b) any code which makes provision about the information to be provided to data subjects (within the meaning of that Act) about the use to be made of information collected from them.”

Member's explanatory statement

This amendment requires a Code of Practice for how the data of children must be collected and processed, as local authorities and the Department for Education collect and process extensive information about children regardless of whether they are registered as a pupil at a school. The Code of Practice will detail the rights and obligations of parents and children in this regard.

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