The Children's Code

Last Updated: June 2021

The Children's Code (or Age Appropriate Design Code to give its formal title) is a data protection code of practice for online services, such as apps, online games, and web and social media sites, likely to be accessed by children.

Before we address the ways in which eSchools meet the standards laid out in the code, it's worth reminding schools, parents and students the way in which we obtain data. It's also important to remind users that data is obtained depending on the eSchools package you have subscribed to. Data within the school's MIS (Management Information System) is imported to the eSchools platform via our integration partners at Wonde for those schools using the communication tools (email, text sender, parents evening etc.) or the Teaching and Learning package. We do not import data for schools that have the website only package.

As addressed in the Data Sharing Agreement (2.5);
"The School hereby instructs and authorises eSchools to process School Data for the purpose of providing its services to the school, to allow students, parents and guardians, and staff of the School to access certain School Data using eSchools, and as otherwise reasonably necessary for the provision of the Services by eSchools to the School."

And 2.6.;
"The School warrants and represents that it has obtained all consents from individuals (including students, parents and guardians, and staff at the School) whose Personal Data the School supplies to eSchools as part of the School Data which are necessary (whether under Data Protection Laws or otherwise) for the lawful processing of the School Data by the School and eSchools for the purposes set out in this clause 2. The School shall indemnify eSchools against all costs, claims, damages, expenses, losses and liabilities incurred by eSchools arising out of or in connection with any failure (or alleged failure) by the School to obtain such consents."

Therefore, depending on the package the school has chosen, the School should make it clear to their parents that eSchools are the provider for communications and/or the learning platform. If a parent has any objection to sharing their (or their child's) data, they can make this known to the school at any time. The school can then correct or halt the integration of data either via the MIS or through their dedicated Wonde portal.

If integration is necessary, eSchools will take the minimum amount of data from your MIS in order to ensure that the appropriate tools operate as expected. Only specifically selected third parties who have been approved by eSchools have direct access to limited data to fulfill the contract. For example, the third party we use to send text messages, will only take the minimum amount of data to deliver that service (in this case, the mobile telephone number). Data is only transferred within the EEA or with third parties with sufficient safeguards (i.e. SCCs) as in line with requirements under the UK GDPR. No other third party is permitted to access the school's data. We cannot take this data once it has been removed from your MIS, therefore when a child

leaves the school, their personal data ceases to be integrated with eSchools.

For schools using integrated data, the age of the student is established, purley to correctly place them in the correct class or year group rather than to adapt levels of privacy or data sharing. Default tools for students can be set via an administrator login. These tools can be turned on or off at any time. Anything that a student can add to their learning platform can be seen by any teacher attached to their class. Schools should make this clear to their students wherever possible.

Data passed to us via Wonde, is not of high risk to the rights and freedoms of children, neither does the company use the personal data of children or other vulnerable individuals for marketing purposes, profiling or other automated decision-making. However when a new or revised tool is considered in the specification stage, we will complete a DPIA (Data Protection Impact Assessment) to ensure that data is not compromised. Ensuring that the student's learning platform is age appropriate is a key factor when adapting existing tools or developing new ones and eSchools is committed to upholding the standards and boundaries within our Data Sharing Agreement and our additional policies.

Other standards within the Children's Code (Geolocation, Profiling, Nudge Techniques, Connected Devices) are not applicable in connection to Student data, but for more information please take a look at our Privacy and Cookie Policies.