

Mo Scéal: Moving from Preschool to Primary

Data sharing agreement

This document is a Data Sharing Agreement which preschools and primary schools can use to agree to share copies of children's Mo Scéal reports. It summarises data protection responsibilities of each setting.

The Preschool _____

The Primary School _____

Background

1. The above parties wish to share certain information (including personal data) relating to the learning and development of children who are moving on to junior infants ("Shared Data"). This information is on each child's *Mo Scéal: Moving from Preschool to Primary* report for this purpose (the "Agreed Purpose"). The parties are entering into this Agreement in consideration of each other's obligations set out below.

Joint obligations

Preschool obligations

2. The Pre-school shall ensure that it has explicit consent from the parents of all children whose personal data is being shared with the Primary School for the Agreed Purpose.

Primary School obligations

3. The Primary School takes full responsibility for complying with the obligations to provide information to children and their parents, relating to the processing of Shared Data for the Agreed Purpose.

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- 4. The parties shall ensure that they each have a valid legal basis to process the Shared Data for the Agreed Purpose in line with applicable data protection and e-privacy legislation (“DP Legislation”).
- 5. Each party shall be responsible, as joint controller, for its own processing of the Shared Data, which means that they jointly determine the purposes and means of processing of the Shared Data. Each party must fully comply with its respective obligations as joint controller under DP Legislation in respect of the Shared Data. This Agreement constitutes the parties’ joint controller arrangement referred to in Article 26 of GDPR. If either party processes Shared Data other than for the Agreed Purpose then it shall do so as an independent controller.

General

- 6. This Agreement shall enter into force on the date that it is signed and shall continue in force for so long as Shared Data is shared between the parties, unless they agree in writing to terminate this Agreement.
- 7. This Agreement shall be governed by and construed in accordance with the laws of Ireland, and shall be subject to the exclusive jurisdiction of the Irish courts.

Agreed by:

For and on behalf of the preschool []

For and on behalf of the primary school []