



# Healthy Eating in Schools (Wales) Measure 2009

## 2009 nawm 3

### 7 Protection of the identity of pupils receiving free school lunches or milk

After section 512ZB of the 1996 Act insert—

#### **“512ZC Protection of identity of pupils receiving free school lunches or milk**

- (1) This section applies when a school lunch or milk is provided for a pupil in Wales free of charge by a [F1local authority] under section 512ZB or by the governing body of a maintained school by virtue of section 512A.
- (2) A [F1local authority] or governing body in Wales must take reasonable steps to ensure that the pupil cannot be identified as a pupil who receives a school lunch or milk free of charge by any person other than an authorised person.
- (3) A [F1local authority] or governing body in Wales must take reasonable steps to ensure that none of the persons mentioned in subsection (4) discloses to any person other than an authorised person the fact that the pupil receives school lunches or milk free of charge.
- (4) The persons referred to in subsection (3) are—
  - (a) a teacher in the school,
  - (b) any person (other than a teacher) who is—
    - (i) employed (whether by the [F1local authority] or by another person) in the school, or
    - (ii) working there on an unpaid basis, and
  - (c) any other person employed by the [F1local authority] or governing body.
- (5) In subsections (2) and (3), “authorised person” means—
  - (a) a parent of the pupil, and

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**Status:** Point in time view as at 02/09/2013.

**Changes to legislation:** Healthy Eating in Schools (Wales) Measure 2009, Section 7 is up to date with all changes known to be in force on or before 26 May 2023. There are changes that may be brought into force at a future date. Changes that have been made appear in the content and are referenced with annotations. (See end of Document for details)

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- (b) a person mentioned in subsection (4) who is authorised by the [F1local authority] or governing body to have access to information about a pupil's entitlement to receive school lunches free of charge.
- (6) When deciding what steps to take in order to comply with their duties under subsections (2) and (3) a [F1local authority] or governing body in Wales must have regard to any guidance issued by the Welsh Ministers under this section.”.

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**Textual Amendments**

- F1** Words in s. 7 substituted (5.5.2010) by [Local Education Authorities and Children's Services Authorities \(Integration of Functions\) \(Wales\) Order 2010 \(S.I. 2010/1148\)](#), arts. 1, **4(2)**
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**Commencement Information**

- I1** S. 7 in force at 2.9.2013 by [S.I. 2013/1985](#), **art. 2(b)**

**Status:**

Point in time view as at 02/09/2013.

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