



Protection of Freedoms Act 2012

2012 CHAPTER 9

PART 1

REGULATION OF BIOMETRIC DATA

CHAPTER 2

PROTECTION OF BIOMETRIC INFORMATION OF CHILDREN IN SCHOOLS ETC.

27 Exceptions and further provision about consent and notification

- (1) For the purposes of section 26(2) and (3), the relevant authority is not required to notify a parent, or obtain the consent of a parent, if the relevant authority is satisfied that—
 - (a) the parent cannot be found,
 - (b) the parent lacks capacity (within the meaning of the Mental Capacity Act 2005) to object or (as the case may be) consent to the processing of the child's biometric information,
 - (c) the welfare of the child requires that the parent is not contacted, or
 - (d) it is otherwise not reasonably practicable to notify the parent or (as the case may be) obtain the consent of the parent.
- (2) A notification under section 26(2) must be given in writing, and any objection to the processing of a child's biometric information must be made in writing.
- (3) Consent under section 26(3) may be withdrawn at any time.
- (4) Consent under section 26(3) must be given, and (if withdrawn) withdrawn, in writing.
- (5) Section 26 and this section are in addition to the requirements of the Data Protection Act 1998.