



An Oifig Oideachais agus Gaeilge

(Fóg.1916/Bun.1919)



Bernie McNally
Office of the Secretary General, Department of Education,
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4th of February, 2025

By Post and Email: secgen@education.gov.ie
Public Notice: <https://e-i-r-e.ie/ceannas/2024>

Ref: **BSDR-BMCN-24-02-04**

Subject: Infectious Diseases (Amendment) (No. 3) Regulations 2024 (SI 735 of 2024); Health (Provision of Information for Health Examination and Treatment Service) Regulations 2024 (SI 750 of 2024) (the “Act”)

Bernie, a Chara,

I write to advise that the Department of Education & Irish (the “DEI”), together with the Council of Education (the “CE”), have considered the above referenced Act.

It is noted that Professor Mary Horgan (CMO), in her letter of 13th January 2025 to your Assistant, Cliodhna O’Neill, states that the Regulations, “*will permit the sharing of class lists by schools to the HSE to enable the administration of immunisation to children in schools*” and “*for the purpose of carrying out the school health checks programme.*”

As you are aware, any Statutes or Legislation, proposed by any Corporate Department, requires the consent of the Living-Man/Woman for it to hold any power or effect. Any Living Man/Woman, as a Citizen of the Irish Republic, is of course entitled to, if they so wish, to give their express consent to any Statute or Legislation. Any sharing of information under assumptions of implied consent or otherwise, absent the actual express consent of the Living Man/Woman, as Mother/Father of their Son(s) or Daughter(s) is repugnant to the provisions and protections of the Constitution of the Republic of Ireland. **Please Note.**

I trust the above is in order but please don’t hesitate to contact the undersigned for any clarification.

Is mise le meas,

Barra S. de Róiste

Barra S. de Róiste,
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