



Data Protection Act 2018

CHAPTER 12

DATA PROTECTION ACT 2018

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Status: This is the original version (as it was originally enacted).

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Status: This is the original version (as it was originally enacted).

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Status: This is the original version (as it was originally enacted).

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- 8 For Article 3 substitute— Article 3 Territorial application Subsections (1),...
- 9 In Article 4 (definitions)— (a) in paragraph (7) (meaning of...
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- 11 In Article 8 (conditions applicable to child’s consent in relation...
- 12 In Article 9 (processing of special categories of personal data)—...
- 13 In Article 10 (processing of personal data relating to criminal...
- 14 Section 1 of Chapter III of the GDPR (rights of the data subject: transparency and modalities)
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- 19 Section 4 of Chapter III of the GDPR (rights of the data subject: right to object and automated individual decision-making)
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- 21 Section 5 of Chapter III of the GDPR (rights of the data subject: restrictions)
- 22 Section 1 of Chapter IV of the GDPR (controller and processor: general obligations)
- 23 Omit Article 27 (representatives of controllers or processors not established...
- 24 In Article 28 (processor)— (a) in paragraph 3, in point...
- 25 In Article 30 (records of processing activities)—
- 26 In Article 31 (co-operation with the supervisory authority), omit “and,...
- 27 Section 3 of Chapter IV of the GDPR (controller and processor: data protection impact assessment and prior consultation)
- 28 In Article 36 (prior consultation)— (a) for paragraph 4 substitute—...
- 29 Section 4 of Chapter IV of the GDPR (controller and processor: data protection officer)
- 30 In Article 39 (tasks of the data protection officer), in...
- 31 Section 5 of Chapter IV of the GDPR (controller and processor: codes of conduct and certification)
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- 33 In Article 42 (certification)— (a) in paragraph 1—
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- 44 Section 2 of Chapter VI of the GDPR (independent supervisory authorities: competence, tasks and powers)

- 45 Omit Article 56 (competence of the lead supervisory authority).
 - 46 In Article 57 (tasks)— (a) in paragraph 1, in the...
 - 47 In Article 58 (powers)— (a) in paragraph 1, in point...
 - 48 In Article 59 (activity reports)— (a) for “, the government...
 - 49 Chapter VII of the GDPR (co-operation and consistency)
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 - 51 In Article 78 (right to an effective judicial remedy against...
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 - 53 In Article 80 (representation of data subjects)—
 - 54 Omit Article 81 (suspension of proceedings).
 - 55 In Article 82 (right to compensation and liability), for paragraph...
 - 56 In Article 83 (general conditions for imposing administrative fines)—
 - 57 In Article 84 (penalties)— (a) for paragraph 1 substitute— The rules on other penalties applicable to infringements of this...
 - 58 Chapter IX of the GDPR (provisions relating to specific processing situations)
 - 59 In Article 86 (processing and public access to official documents),...
 - 60 Omit Article 87 (processing of national identification number).
 - 61 Omit Article 88 (processing in the context of employment).
 - 62 In Article 89 (safeguards and derogations relating to processing for...
 - 63 Omit Article 90 (obligations of secrecy).
 - 64 Omit Article 91 (existing data protection rules of churches and...
 - 65 Chapter X of the GDPR (delegated acts and implementing acts)
 - 66 Omit Article 93 (committee procedure).
 - 67 Chapter XI of the GDPR (final provisions)
 - 68 Omit Article 95 (relationship with Directive 2002/58/EC).
 - 69 In Article 96 (relationship with previously concluded Agreements), for “by...
 - 70 Omit Article 97 (Commission reports).
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- 3 Any Northern Ireland department.
- 4 The Welsh Ministers.
- 5 Chief officers of police and other policing bodies
- 6 The Commissioner of Police of the Metropolis.
- 7 The Commissioner of Police for the City of London.
- 8 The Chief Constable of the Police Service of Northern Ireland....
- 9 The chief constable of the Police Service of Scotland.
- 10 The chief constable of the British Transport Police.
- 11 The chief constable of the Civil Nuclear Constabulary.
- 12 The chief constable of the Ministry of Defence Police.
- 13 The Provost Marshal of the Royal Navy Police.
- 14 The Provost Marshal of the Royal Military Police.
- 15 The Provost Marshal of the Royal Air Force Police.

Status: This is the original version (as it was originally enacted).

- 16 The chief officer of— (a) a body of constables appointed...
- 17 A body established in accordance with a collaboration agreement under...
- 18 The Director General of the Independent Office for Police Conduct....
- 19 The Police Investigations and Review Commissioner.
- 20 The Police Ombudsman for Northern Ireland.
- 21 Other authorities with investigatory functions
- 22 The Welsh Revenue Authority.
- 23 Revenue Scotland.
- 24 The Director General of the National Crime Agency.
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- 26 The Director of Border Revenue.
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- 28 The Health and Safety Executive.
- 29 The Competition and Markets Authority.
- 30 The Gas and Electricity Markets Authority.
- 31 The Food Standards Agency.
- 32 Food Standards Scotland.
- 33 Her Majesty's Land Registry.
- 34 The Criminal Cases Review Commission.
- 35 The Scottish Criminal Cases Review Commission.
- 36 Authorities with functions relating to offender management
- 37 The Youth Justice Board for England and Wales.
- 38 The Parole Board for England and Wales.
- 39 The Parole Board for Scotland.
- 40 The Parole Commissioners for Northern Ireland.
- 41 The Probation Board for Northern Ireland.
- 42 The Prisoner Ombudsman for Northern Ireland.
- 43 A person who has entered into a contract for the...
- 44 A person who has entered into a contract with the...
- 45 A person who is, under or by virtue of any...
- 46 A youth offending team established under section 39 of the...
- 47 Other authorities
- 48 The Director of Public Prosecutions for Northern Ireland.
- 49 The Lord Advocate.
- 50 A Procurator Fiscal.
- 51 The Director of Service Prosecutions.
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- 54 The Scottish Courts and Tribunal Service.
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- 2 The processing is necessary— (a) for the performance of a...
- 3 The processing is necessary for compliance with a legal obligation...
- 4 The processing is necessary in order to protect the vital...
- 5 The processing is necessary— (a) for the administration of justice,...
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- 3 Parliamentary Commissioner Act 1967 (c. 13)
- 4 Local Government Act 1974 (c. 7)
- 5 In section 33A(1) (disclosure of information by Local Commissioner to...
- 6 In section 34O(1) (disclosure of information by Local Commissioner to...
- 7 Consumer Credit Act 1974 (c. 39)
- 8 In section 157(2A) (duty to disclose name etc of agency)—...
- 9 In section 159(1)(a) (correction of wrong information) for “section 7...
- 10 In section 189(1) (definitions), at the appropriate place insert— “the...
- 11 Pharmacy (Northern Ireland) Order 1976 (S.I. 1976/1213 (N.I. 22))
- 12 In article 2(2) (interpretation), omit the definition of “Directive 95/46/EC”....
- 13 In article 8D (European professional card), after paragraph (3) insert —...
- 14 In article 22A(6) (Directive 2005/36/EC: functions of competent authority etc.),...
- 15 (1) Schedule 2C (Directive 2005/36/EC: European professional card) is amended...
- 16 (1) The table in Schedule 2D (functions of the Society...
- 17 (1) Paragraph 2 of Schedule 3 (fitness to practice: disclosure...
- 18 Representation of the People Act 1983 (c. 2)
- 19 Medical Act 1983 (c. 54)
- 20 (1) Section 29E (evidence) is amended as follows.
- 21 (1) Section 35A (General Medical Council’s power to require disclosure...
- 22 In section 49B(7) (Directive 2005/36: designation of competent authority etc.),...
- 23 In section 55(1) (interpretation), omit the definition of “Directive 95/46/EC”....
- 24 (1) Paragraph 9B of Schedule 1 (incidental powers of the...
- 25 (1) Paragraph 5A of Schedule 4 (professional performance assessments and...

Status: This is the original version (as it was originally enacted).

- 26 (1) The table in Schedule 4A (functions of the General...
- 27 Dentists Act 1984 (c. 24)
- 28 (1) Section 33B (the General Dental Council's power to require...
- 29 In section 36ZA(6) (Directive 2005/36: designation of competent authority etc),...
- 30 (1) Section 36Y (the General Dental Council's power to require...
- 31 In section 53(1) (interpretation), omit the definition of "Directive 95/46/EC"....
- 32 (1) The table in Schedule 4ZA (Directive 2005/36: functions of...
- 33 Companies Act 1985 (c. 6)
- 34 Access to Medical Reports Act 1988 (c. 28)
- 35 Opticians Act 1989 (c. 44)
- 36 Access to Health Records Act 1990 (c. 23)
- 37 For section 2 substitute— Health professionals In this Act, "health professional" has the same meaning as...
- 38 (1) Section 3 (right of access to health records) is...
- 39 Human Fertilisation and Embryology Act 1990 (c. 37)
- 40 Trade Union and Labour Relations (Consolidation) Act 1992 (c. 52)
- 41 Tribunals and Inquiries Act 1992 (c. 53)
- 42 Industrial Relations (Northern Ireland) Order 1992 (S.I. 1992/807 (N.I. 5))
- 43 Health Service Commissioners Act 1993 (c. 46)
- 44 Data Protection Act 1998 (c. 29)
- 45 Crime and Disorder Act 1998 (c. 37)
- 46 Food Standards Act 1999 (c. 28)
- 47 Immigration and Asylum Act 1999 (c. 33)
- 48 Financial Services and Markets Act 2000 (c. 8)
- 49 In section 86(9) (exempt offers to the public), for "the..."
- 50 In section 391A(6)(b) (publication: special provisions relating to the capital...
- 51 In section 391C(7)(a) (publication: special provisions relating to the UCITS...
- 52 In section 391D(9)(a) (publication: special provisions relating to the markets...
- 53 In section 417 (definitions), at the appropriate place insert— "the..."
- 54 Terrorism Act 2000 (c. 11)
- 55 Freedom of Information Act 2000 (c. 36)
- 56 In section 2(3) (absolute exemptions), for paragraph (f) substitute—
- 57 In section 18 (the Information Commissioner), omit subsection (1).
- 58 (1) Section 40 (personal information) is amended as follows.
- 59 Omit section 49 (reports to be laid before Parliament).
- 60 For section 61 (appeal proceedings) substitute— Appeal proceedings (1) Tribunal Procedure Rules may make provision for regulating the...
- 61 In section 76(1) (disclosure of information between Commissioner and ombudsmen),...
- 62 After section 76A insert— Disclosure of information to Tribunal (1) No enactment or rule of law prohibiting or restricting...
- 63 In section 77(1)(b) (offence of altering etc records with intent...
- 64 In section 84 (interpretation), at the appropriate place insert— "the..."
- 65 Political Parties, Elections and Referendums Act 2000 (c. 41)
- 66 Public Finance and Accountability (Scotland) Act 2000 (asp 1)
- 67 In section 26B(3)(a) (voluntary disclosure of data to Audit Scotland),...
- 68 In section 26C(3)(a) (power to require disclosure of data), for...

- 69 In section 29(1) (interpretation), at the appropriate place insert— “the...
- 70 Criminal Justice and Police Act 2001 (c. 16)
- 71 In section 57(1) (retention of seized items)—
- 72 In section 65(7) (meaning of “legal privilege”)—
- 73 In Schedule 1 (powers of seizure)— (a) omit paragraph 65,...
- 74 Anti-terrorism, Crime and Security Act 2001 (c.24)
- 75 (1) Section 19 (disclosure of information held by revenue departments)...
- 76 (1) Part 1 of Schedule 4 (extension of existing disclosure...
- 77 Health and Personal Social Services Act (Northern Ireland) 2001 (c. 3 (N.I.))
- 78 Justice (Northern Ireland) Act 2002 (c. 26)
- 79 Proceeds of Crime Act 2002 (c. 29)
- 80 In section 333C(2)(d) (other permitted disclosures between institutions etc), for...
- 81 In section 436(3)(a) (disclosure of information to certain Directors), for...
- 82 In section 438(8)(a) (disclosure of information by certain Directors), for...
- 83 In section 439(3)(a) (disclosure of information to Lord Advocate and...
- 84 In section 441(7)(a) (disclosure of information by Lord Advocate and...
- 85 After section 442 insert— Data protection legislation In this Part, “the data protection legislation” has the same...
- 86 Enterprise Act 2002 (c. 40)
- 87 Scottish Public Services Ombudsman Act 2002 (asp 11)
- 88 Freedom of Information (Scotland) Act 2002 (asp 13)
- 89 In section 2(2)(e)(ii) (absolute exemptions), omit “by virtue of subsection...
- 90 (1) Section 38 (personal information) is amended as follows.
- 91 Courts Act 2003 (c. 39)
- 92 (1) Paragraph 9C (disclosure of information in connection with making...
- 93 (1) Paragraph 10A (attachment of earnings orders (Justice Act (Northern...))
- 94 Sexual Offences Act 2003 (c. 42)
- 95 Criminal Justice Act 2003 (c. 44)
- 96 In section 327A(9) (disclosure of information about convictions etc of...
- 97 In section 327B (disclosure of information about convictions etc of...
- 98 Mental Health (Care and Treatment) (Scotland) Act 2003 (asp 13)
- 99 Public Audit (Wales) Act 2004 (c. 23)
- 100 Companies (Audit, Investigations and Community Enterprise) Act 2004 (c. 27)
- 101 (1) Section 15A (disclosure of information by tax authorities) is...
- 102 (1) Section 15D (permitted disclosure of information obtained under compulsory...
- 103 Domestic Violence, Crime and Victims Act 2004 (c. 28)
- 104 Children Act 2004 (c. 31)
- 105 (1) Section 12 (information databases) is amended as follows.
- 106 (1) Section 29 (information databases: Wales) is amended as follows....
- 107 Constitutional Reform Act 2005 (c. 4)
- 108 Mental Capacity Act 2005 (c. 9)
- 109 Public Services Ombudsman (Wales) Act 2005 (c. 10)
- 110 Commissioners for Revenue and Customs Act 2005 (c. 11)

- 111 Gambling Act 2005 (c. 19)
- 112 Commissioner for Older People (Wales) Act 2006 (c. 30)
- 113 National Health Service Act 2006 (c. 41)
- 114 (1) Section 251 (control of patient information) is amended as...
- 115 (1) Section 264C (provision and disclosure of information about health...
- 116 In paragraph 7B(3) of Schedule 1 (further provision about the...
- 117 National Health Service (Wales) Act 2006 (c. 42)
- 118 (1) Section 201C (provision of information about medical supplies: supplementary)...
- 119 In paragraph 7B(3) of Schedule 1 (further provision about the...
- 120 Companies Act 2006 (c. 46)
- 121 In section 458(2) (disclosure of information by tax authorities)—
- 122 In section 461(7) (permitted disclosure of information obtained under compulsory...
- 123 In section 948(9) (restrictions on disclosure) for “the Data Protection...
- 124 In section 1173(1) (minor definitions: general), at the appropriate place...
- 125 In section 1224A(7) (restrictions on disclosure), for “the Data Protection...
- 126 In section 1253D(3) (restriction on transfer of audit working papers...
- 127 In section 1261(1) (minor definitions: Part 42), at the appropriate...
- 128 In section 1262 (index of defined expressions: Part 42), at...
- 129 In Schedule 8 (index of defined expressions: general), at the...
- 130 Tribunals, Courts and Enforcement Act 2007 (c. 15)
- 131 In section 11(5)(b) (right to appeal to Upper Tribunal), for...
- 132 In section 13(8)(a) (right to appeal to the Court of...
- 133 Statistics and Registration Service Act 2007 (c. 18)
- 134 (1) Section 45 (information held by HMRC) is amended as...
- 135 (1) Section 45A (information held by other public authorities) is...
- 136 (1) Section 45B(3) (access to information held by Crown bodies...
- 137 (1) Section 45C(13) (power to require disclosures by other public...
- 138 In section 45D(9)(b) (power to require disclosure by undertakings), for...
- 139 (1) Section 45E (further provision about powers in sections 45B,...
- 140 (1) Section 53A (disclosure by the Statistics Board to devolved...
- 141 (1) Section 54 (Data Protection Act 1998 and Human Rights...
- 142 In section 67 (general interpretation: Part 1), at the appropriate...
- 143 Serious Crime Act 2007 (c. 27)
- 144 (1) Section 5A (verification and disclosure of information) is amended...
- 145 (1) Section 68 (disclosure of information to prevent fraud) is...
- 146 (1) Section 85 (disclosure of information by Revenue and Customs)...
- 147 Legal Services Act 2007 (c. 29)
- 148 Adoption and Children (Scotland) Act 2007 (asp 4)
- 149 Criminal Justice and Immigration Act 2008 (c. 4)
- 150 Omit— (a) section 77 (power to alter penalty for unlawfully...
- 151 (1) Section 114 (supply of information to Secretary of State...
- 152 Regulatory Enforcement and Sanctions Act 2008 (c. 13)
- 153 Health and Social Care Act 2008 (c. 14)
- 154 Counter-Terrorism Act 2008 (c. 28)
- 155 Public Health etc. (Scotland) Act 2008 (asp 5)
- 156 Banking Act 2009 (c. 1)
- 157 Borders, Citizenship and Immigration Act 2009 (c. 11)
- 158 Marine and Coastal Access Act 2009 (c. 23)

- 159 (1) Paragraph 13 of Schedule 7 (further provision about civil...
- 160 (1) Paragraph 9 of Schedule 10 (further provision about fixed...
- 161 Coroners and Justice Act 2009 (c. 25)
- 162 Broads Authority Act 2009 (c. i)
- 163 Health and Social Care (Reform) Act (Northern Ireland) 2009 (c. 1 (N.I.))
- 164 Terrorist Asset-Freezing etc. Act 2010 (c. 38)
- 165 Marine (Scotland) Act 2010 (asp 5)
- 166 Charities Act 2011 (c. 25)
- 167 Welsh Language (Wales) Measure 2011 (nawm 1)
- 168 (1) Section 22 (power to disclose information) is amended as...
- 169 (1) Paragraph 8 of Schedule 2 (inquiries by the Commissioner:...
- 170 Safeguarding Board Act (Northern Ireland) 2011 (c. 7 (N.I.))
- 171 Health and Social Care Act 2012 (c. 7)
- 172 In section 250(7) (power to publish information standards), for the...
- 173 (1) Section 251A (consistent identifiers) is amended as follows.
- 174 (1) Section 251B (duty to share information) is amended as...
- 175 Protection of Freedoms Act 2012 (c. 9)
- 176 (1) Section 27 (exceptions and further provision about consent and...
- 177 In section 28(1) (interpretation: Chapter 2), for the definition of...
- 178 In section 29(7) (code of practice for surveillance camera systems),...
- 179 HGV Road User Levy Act 2013 (c. 7)
- 180 Crime and Courts Act 2013 (c. 22)
- 181 (1) Section 42 (other interpretive provisions) is amended as follows....
- 182 (1) Paragraph 1 of Schedule 7 (statutory restrictions on disclosure)...
- 183 Marine Act (Northern Ireland) 2013 (c. 10 (N.I.))
- 184 Local Audit and Accountability Act 2014 (c. 2)
- 185 Anti-social Behaviour, Crime and Policing Act 2014 (c. 12)
- 186 Immigration Act 2014 (c. 22)
- 187 Care Act 2014 (c. 23)
- 188 Social Services and Well-being (Wales) Act 2014 (anaw 4)
- 189 Counter-Terrorism and Security Act 2015 (c. 6)
- 190 Small Business, Enterprise and Employment Act 2015 (c. 26)
- 191 Modern Slavery Act 2015 (c. 30)
- 192 Human Trafficking and Exploitation (Criminal Justice and Support for Victims) Act (Northern Ireland) 2015 (c. 2 (N.I.))
- 193 In section 13(5) (duty to notify National Crime Agency about...
- 194 In section 25(1) (interpretation of this Act), at the appropriate...
- 195 In paragraph 18(5) of Schedule 3 (supply of information to...
- 196 Justice Act (Northern Ireland) 2015 (c. 9 (N.I.))
- 197 Immigration Act 2016 (c. 19)
- 198 Investigatory Powers Act 2016 (c. 25)
- 199 In section 1(5)(b), for sub-paragraph (ii) substitute—
- 200 In section 199 (bulk personal datasets: interpretation), for subsection (2)...
- 201 In section 202(4) (restriction on use of class BPD warrants),...
- 202 In section 206 (additional safeguards for health records), for subsection...
- 203 (1) Section 237 (information gateway) is amended as follows.
- 204 Public Services Ombudsman Act (Northern Ireland) 2016 (c. 4 (N.I.))
- 205 Health and Social Care (Control of Data Processing) Act (Northern Ireland) 2016 (c. 12 (N.I.))
- 206 Mental Capacity Act (Northern Ireland) 2016 (c. 18 (N.I.))

- 207 Justice Act (Northern Ireland) 2016 (c. 21 (N.I.))
- 208 (1) Section 17 (disclosure of information) is amended as follows....
- 209 In section 44(3) (disclosure of information)— (a) in paragraph (a),...
- 210 Policing and Crime Act 2017 (c. 3)
- 211 Children and Social Work Act 2017 (c. 12)
- 212 Higher Education and Research Act 2017 (c. 29)
- 213 (1) Section 63 (cooperation and information sharing by the Office...
- 214 (1) Section 112 (cooperation and information sharing between the
Office...
- 215 Digital Economy Act 2017 (c. 30)
- 216 (1) Section 40 (further provisions about disclosures under sections 35...
- 217 (1) Section 43 (codes of practice) is amended as follows....
- 218 (1) Section 49 (further provision about disclosures under section 48)...
- 219 (1) Section 52 (code of practice) is amended as follows....
- 220 (1) Section 57 (further provision about disclosures under section 56)...
- 221 (1) Section 60 (code of practice) is amended as follows....
- 222 (1) Section 65 (supplementary provision about disclosures under
section 64)...
- 223 (1) Section 70 (code of practice) is amended as follows....
- 224 Omit sections 108 to 110 (charges payable to the Information...
- 225 Landfill Disposals Tax (Wales) Act 2017 (anaw 3)
- 226 Additional Learning Needs and Educational Tribunal (Wales) Act 2018
(anaw 2)
- 227 This Act
- PART 2 — AMENDMENTS OF OTHER LEGISLATION
- 228 Estate Agents (Specified Offences) (No. 2) Order 1991 (S.I. 1991/1091)
- 229 Channel Tunnel (International Arrangements) Order 1993 (S.I.
1993/1813)
- 230 Access to Health Records (Northern Ireland) Order 1993 (S.I.
1993/1250 (N.I. 4))
- 231 In Article 4 (health professionals), for paragraph (1) substitute—
- 232 In Article 5(4)(a) (fees for access to health records), for...
- 233 Channel Tunnel (Miscellaneous Provisions) Order 1994 (S.I.
1994/1405)
- 234 European Primary and Specialist Dental Qualifications Regulations
1998 (S.I. 1998/811)
- 235 (1) Regulation 2(1) (interpretation) is amended as follows.
- 236 (1) The table in Schedule A1 (functions of the GDC...
- 237 Scottish Parliamentary Corporate Body (Crown Status) Order 1999 (S.I.
1999/677)
- 238 Northern Ireland Assembly Commission (Crown Status) Order 1999
(S.I. 1999/3145)
- 239 Data Protection (Corporate Finance Exemption) Order 2000 (S.I.
2000/184)
- 240 Data Protection (Conditions under Paragraph 3 of Part II of Schedule 1)
Order 2000 (S.I. 2000/185)
- 241 Data Protection (Functions of Designated Authority) Order 2000 (S.I.
2000/186)
- 242 Data Protection (International Co-operation) Order 2000 (S.I. 2000/190)
- 243 Data Protection (Subject Access) (Fees and Miscellaneous Provisions)
Regulations 2000 (S.I. 2000/191)
- 244 Consumer Credit (Credit Reference Agency) Regulations 2000 (S.I.
2000/290)

- 245 Data Protection (Subject Access Modification) (Health) Order 2000 (S.I. 2000/413)
- 246 Data Protection (Subject Access Modification) (Education) Order 2000 (S.I. 2000/414)
- 247 Data Protection (Subject Access Modification) (Social Work) Order 2000 (S.I. 2000/415)
- 248 Data Protection (Crown Appointments) Order 2000 (S.I. 2000/416)
- 249 Data Protection (Processing of Sensitive Personal Data) Order 2000 (S.I. 2000/417)
- 250 Data Protection (Miscellaneous Subject Access Exemptions) Order 2000 (S.I. 2000/419)
- 251 Data Protection (Designated Codes of Practice) (No. 2) Order 2000 (S.I. 2000/1864)
- 252 Representation of the People (England and Wales) Regulations 2001 (S.I. 2001/341)
- 253 In regulation 3(1) (interpretation), at the appropriate places insert—
“Article...
- 254 In regulation 26(3)(a) (applications for registration), for “the Data Protection...
- 255 In regulation 26A(2)(a) (application for alteration of register in respect...
- 256 In regulation 32ZA(3)(f) (annual canvass), for “the Data Protection Act...
- 257 In regulation 61A (conditions on the use, supply and inspection...
- 258 (1) Regulation 92(2) (interpretation and application of Part VI etc)...
- 259 In regulation 96(2A)(b)(i) (restriction on use of the full register),...
- 260 In regulation 97(5) and (6) (supply of free copy of...
- 261 In regulation 97A(7) and (8) (supply of free copy of...
- 262 In regulation 99(6) and (7) (supply of free copy of...
- 263 In regulation 109A(9) and (10) (supply of free copy of...
- 264 In regulation 119(2) (conditions on the use, supply and disclosure...
- 265 Representation of the People (Scotland) Regulations 2001 (S.I. 2001/497)
- 266 In regulation 3(1) (interpretation), at the appropriate places, insert—
“Article...
- 267 In regulation 26(3)(a) (applications for registration), for “the Data Protection...
- 268 In regulation 26A(2)(a) (application for alteration of register in respect...
- 269 In regulation 32ZA(3)(f) (annual canvass), for “the Data Protection Act...
- 270 In regulation 61(3) (records and lists kept under Schedule 4),...
- 271 In regulation 61A (conditions on the use, supply and inspection...
- 272 (1) Regulation 92(2) (interpretation of Part VI etc) is amended...
- 273 In regulation 95(3)(b)(i) (restriction on use of the full register),...
- 274 In regulation 96(5) and (6) (supply of free copy of...
- 275 In regulation 98(6) and (7) (supply of free copy of...
- 276 In regulation 108A(9) and (10) (supply of full register to...
- 277 In regulation 119(2) (conditions on the use, supply and disclosure...
- 278 Financial Services and Markets Act 2000 (Disclosure of Confidential Information) Regulations 2001 (S.I. 2001/2188)
- 279 Nursing and Midwifery Order 2001 (S.I. 2002/253)
- 280 (1) Article 3 (the Nursing and Midwifery Council and its...
- 281 (1) Article 25 (the Council’s power to require disclosure of...

- 282 In article 39B (European professional card), after paragraph (2) insert
—...
- 283 In article 40(6) (Directive 2005/36/EC: designation of competent
authority etc),...
- 284 (1) Schedule 2B (Directive 2005/36/EC: European professional card) is
amended...
- 285 (1) The table in Schedule 3 (functions of the Council...
- 286 In Schedule 4 (interpretation), omit the definition of “Directive 95/46/
EC”....
- 287 Electronic Commerce (EC Directive) Regulations 2002 (S.I. 2002/2013)
- 288 In paragraph (1)(b) for “the Data Protection Directive and the...
- 289 In paragraph (3)— (a) omit the definitions of “Data Protection...
- 290 Data Protection (Processing of Sensitive Personal Data) (Elected
Representatives) Order 2002 (S.I. 2002/2905)
- 291 Privacy and Electronic Communications (EC Directive) Regulations
2003 (S.I. 2003/2426)
- 292 In regulation 2(1) (interpretation), in the definition of “the Information...
- 293 (1) Regulation 4 (relationship between these Regulations and the Data...
- 294 Nationality, Immigration and Asylum Act 2002 (Juxtaposed Controls)
Order 2003 (S.I. 2003/2818)
- 295 In article 8(2) (exercise of powers by French officers in...
- 296 In article 11(4) (exercise of powers by UK immigration officers...
- 297 Pupils’ Educational Records (Scotland) Regulations 2003 (S.S.I.
2003/581)
- 298 (1) Regulation 2 (interpretation) is amended as follows.
- 299 (1) Regulation 6 (circumstances where information should not be
disclosed)...
- 300 In regulation 9 (fees), for paragraph (1) substitute—
- 301 European Parliamentary Elections (Northern Ireland) Regulations 2004
(S.I. 2004/1267)
- 302 (1) Paragraph 74(1) (interpretation) is amended as follows.
- 303 In paragraph 77(2)(b) (conditions on the use, supply and disclosure...
- 304 Freedom of Information and Data Protection (Appropriate Limit and
Fees) Regulations 2004 (S.I. 2004/3244)
- 305 Environmental Information Regulations 2004 (S.I. 2004/3391)
- 306 (1) Regulation 2 (interpretation) is amended as follows.
- 307 (1) Regulation 13 (personal data) is amended as follows.
- 308 In regulation 14 (refusal to disclose information), in paragraph (3)(b),...
- 309 In regulation 18 (enforcement and appeal provisions), in
paragraph (5),...
- 310 Environmental Information (Scotland) Regulations 2004 (S.S.I.
2004/520)
- 311 (1) Regulation 2 (interpretation) is amended as follows.
- 312 (1) Regulation 11 (personal data) is amended as follows.
- 313 Licensing Act 2003 (Personal Licences) Regulations 2005 (S.I.
2005/41)
- 314 Education (Pupil Information) (England) Regulations 2005 (S.I.
2005/1437)
- 315 In regulation 3(5) (meaning of educational record) for “section 1(1)...
- 316 (1) Regulation 5 (disclosure of curricular and educational records) is...
- 317 Civil Contingencies Act 2004 (Contingency Planning) Regulations 2005
(S.I. 2005/2042)

- 318 Register of Judgments, Orders and Fines Regulations 2005 (S.I. 2005/3595)
- 319 Civil Contingencies Act 2004 (Contingency Planning) (Scotland) Regulations 2005 (S.S.I. 2005/494)
- 320 (1) Regulation 39 (sensitive information) is amended as follows.
- 321 Data Protection (Processing of Sensitive Personal Data) Order 2006 (S.I. 2006/2068)
- 322 National Assembly for Wales (Representation of the People) Order 2007 (S.I. 2007/236)
- 323 Mental Capacity Act 2005 (Loss of Capacity during Research Project) (England) Regulations 2007 (S.I. 2007/679)
- 324 National Assembly for Wales Commission (Crown Status) Order 2007 (S.I. 2007/1118)
- 325 Mental Capacity Act 2005 (Loss of Capacity during Research Project) (Wales) Regulations 2007 (S.I. 2007/837 (W.72))
- 326 Representation of the People (Absent Voting at Local Elections) (Scotland) Regulations 2007 (S.S.I. 2007/170)
- 327 Representation of the People (Post-Local Government Elections Supply and Inspection of Documents) (Scotland) Regulations 2007 (S.S.I. 2007/264)
- 328 Education (Pupil Records and Reporting) (Transitional) Regulations (Northern Ireland) 2007 (S.R. (N.I.) 2007 No. 43)
- 329 In regulation 2 (interpretation), at the appropriate place insert— “the...
- 330 In regulation 10(2) (duties of Boards of Governors), for “documents...
- 331 Representation of the People (Northern Ireland) Regulations 2008 (S.I. 2008/1741)
- 332 Companies Act 2006 (Extension of Takeover Panel Provisions) (Isle of Man) Order 2008 (S.I. 2008/3122)
- 333 Controlled Drugs (Supervision of Management and Use) (Wales) Regulations 2008 (S.I. 2008/3239 (W.286))
- 334 In regulation 2(1) (interpretation)— (a) at the appropriate place in...
- 335 (1) Regulation 25 (duty to co-operate by disclosing information as...
- 336 (1) Regulation 26 (responsible bodies requesting additional information be disclosed...
- 337 (1) Regulation 29 (occurrence reports) is amended as follows.
- 338 Energy Order 2003 (Supply of Information) Regulations (Northern Ireland) 2008 (S.R. (N.I.) 2008 No. 3)
- 339 Companies (Disclosure of Address) Regulations 2009 (S.I. 2009/214)
- 340 Overseas Companies Regulations 2009 (S.I. 2009/1801)
- 341 Data Protection (Processing of Sensitive Personal Data) Order 2009 (S.I. 2009/1811)
- 342 Provision of Services Regulations 2009 (S.I. 2009/2999)
- 343 INSPIRE Regulations 2009 (S.I. 2009/3157)
- 344 INSPIRE (Scotland) Regulations 2009 (S.S.I. 2009/440)
- 345 Controlled Drugs (Supervision of Management and Use) Regulations (Northern Ireland) 2009 (S.R (N.I.) 2009 No. 225)
- 346 In regulation 2(2) (interpretation), at the appropriate place insert— “the...
- 347 (1) Regulation 25 (duty to co-operate by disclosing information as...
- 348 (1) Regulation 26 (responsible bodies requesting additional information be disclosed...
- 349 (1) Regulation 29 (occurrence reports) is amended as follows.

- 350 Data Protection (Monetary Penalties) (Maximum Penalty and Notices) Regulations 2010 (S.I. 2010/31)
- 351 Pharmacy Order 2010 (S.I. 2010/231)
- 352 In article 3(1) (interpretation), omit the definition of “Directive 95/46/EC”....
- 353 (1) Article 9 (inspection and enforcement) is amended as follows....
- 354 In article 33A (European professional card), after paragraph (2) insert —...
- 355 (1) Article 49 (disclosure of information: general) is amended as...
- 356 (1) Article 55 (professional performance assessments) is amended as follows....
- 357 In article 67(6) (Directive 2005/36/EC: designation of competent authority etc.),...
- 358 (1) Schedule 2A (Directive 2005/36/EC: European professional card) is amended...
- 359 (1) The table in Schedule 3 (Directive 2005/36/EC: designation of...
- 360 Data Protection (Monetary Penalties) Order 2010 (S.I. 2010/910)
- 361 National Employment Savings Trust Order 2010 (S.I. 2010/917)
- 362 In article 2 (interpretation)— (a) omit the definition of “data”...
- 363 (1) Article 10 (disclosure of requested data to the Secretary...
- 364 Local Elections (Northern Ireland) Order 2010 (S.I. 2010/2977)
- 365 Pupil Information (Wales) Regulations 2011 (S.I. 2011/1942 (W.209))
- 366 Debt Arrangement Scheme (Scotland) Regulations 2011 (S.S.I. 2011/141)
- 367 Police and Crime Commissioner Elections Order 2012 (S.I. 2012/1917)
- 368 (1) Schedule 2 (absent voting in Police and Crime Commissioner...
- 369 (1) Schedule 10 (access to marked registers and other documents...
- 370 Data Protection (Processing of Sensitive Personal Data) Order 2012 (S.I. 2012/1978)
- 371 Neighbourhood Planning (Referendums) Regulations 2012 (S.I. 2012/2031)
- 372 (1) Paragraph 29(1) (interpretation of Part 8) is amended as...
- 373 In paragraph 32(3)(b)(i), for “section 11(3) of the Data Protection...
- 374 In paragraph 33(6) and (7) (supply of copy of business...
- 375 In paragraph 34(6) and (7) (supply of copy of business...
- 376 In paragraph 39(8) and (97) (supply of copy of business...
- 377 In paragraph 45(2) (conditions on the use, supply and disclosure...
- 378 Controlled Drugs (Supervision of Management and Use) Regulations 2013 (S.I. 2013/373)
- 379 Communications Act 2003 (Disclosure of Information) Order 2014 (S.I. 2014/1825)
- 380 Criminal Justice and Data Protection (Protocol No. 36) Regulations 2014 (S.I. 2014/3141)
- 381 Data Protection (Assessment Notices) (Designation of National Health Service Bodies) Order 2014 (S.I. 2014/3282)
- 382 The Control of Explosives Precursors etc Regulations (Northern Ireland) 2014 (S.R. (N.I.) 2014 No. 224)
- 383 Control of Poisons and Explosives Precursors Regulations 2015 (S.I. 2015/966)
- 384 Companies (Disclosure of Date of Birth Information) Regulations 2015 (S.I. 2015/1694)
- 385 Small and Medium Sized Business (Credit Information) Regulations 2015 (S.I. 2015/1945)

- 386 (1) Regulation 12 (criteria for the designation of a credit...
- 387 (1) Regulation 15 (access to and correction of information for...
- 388 European Union (Recognition of Professional Qualifications)
Regulations 2015 (S.I. 2015/2059)
- 389 (1) Regulation 2(1) (interpretation) is amended as follows.
- 390 In regulation 5(5) (functions of competent authorities in the United...
- 391 In regulation 45(3) (processing and access to data regarding the...
- 392 In regulation 46(1) (processing and access to data regarding the...
- 393 In regulation 48(2) (processing and access to data regarding the...
- 394 In regulation 66(3) (exchange of information), for “Directives 95/46/
EC” substitute...
- 395 Scottish Parliament (Elections etc) Order 2015 (S.S.I. 2015/425)
- 396 (1) Schedule 3 (absent voting) is amended as follows.
- 397 (1) Schedule 8 (access to marked registers and other documents...
- 398 Recall of MPs Act 2015 (Recall Petition) Regulations 2016 (S.I.
2016/295)
- 399 Register of People with Significant Control Regulations 2016 (S.I.
2016/339)
- 400 (1) Paragraph 6 (disclosure to a credit reference agency) is...
- 401 In paragraph 12A (disclosure to a credit institution or a...
- 402 In Part 3 (interpretation), after paragraph 13 insert— In this Schedule,
“data protection obligations”, in relation to a...
- 403 Electronic Identification and Trust Services for Electronic Transactions
Regulations 2016 (S.I. 2016/696)
- 404 In regulation 2(1) (interpretation), omit the definition of “the 1998...
- 405 In regulation 3(3) (supervision), omit “under the 1998 Act”.
- 406 For Schedule 2 substitute— SCHEDULE 2 Information
Commissioner’s enforcement powers...
- 407 Court Files Privileged Access Rules (Northern Ireland) 2016 (S.R. (N.I.)
2016 No. 123)
- 408 In rule 5 (information that may released) for “Schedule 1...
- 409 In rule 7(2) (provision of information) for “Schedule 1 of...
- 410 Money Laundering, Terrorist Financing and Transfer of Funds
(Information on the Payer) Regulations 2017 (S.I. 2017/692)
- 411 In regulation 3(1) (interpretation), at the appropriate places insert—
“the...
- 412 In regulation 16(8) (risk assessment by the Treasury and Home...
- 413 In regulation 17(9) (risk assessment by supervisory authorities), for
“the...
- 414 For regulation 40(9)(c) (record keeping) substitute— (c) “data subject”
has...
- 415 (1) Regulation 41 (data protection) is amended as follows.
- 416 (1) Regulation 84 (publication: the Financial Conduct Authority) is
amended...
- 417 (1) Regulation 85 (publication: the Commissioners) is amended as
follows....
- 418 For regulation 106(a) (general restrictions) substitute— (a) a disclosure
in...
- 419 After paragraph 27 of Schedule 3 (relevant offences) insert— An
offence under the Data Protection Act 2018, apart from...
- 420 Scottish Partnerships (Register of People with Significant Control)
Regulations 2017 (S.I. 2017/694)

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- 421 Data Protection (Charges and Information) Regulations 2018 (S.I.
2018/480)
- 422 National Health Service (General Medical Services Contracts)
(Scotland) Regulations 2018 (S.S.I. 2018/66)
- 423 (1) Regulation 1 (citation and commencement) is amended as follows....
- 424 In regulation 3(1) (interpretation)— (a) omit the definition of “the...
425 (1) Schedule 6 (other contractual terms) is amended as follows....
- 426 National Health Service (Primary Medical Services Section 17C
Agreements) (Scotland) Regulations 2018 (S.S.I. 2018/67)
- 427 (1) Regulation 1 (citation and commencement) is amended as follows....
- 428 In regulation 3(1) (interpretation)— (a) omit the definition of “the...
429 (1) Schedule 1 (content of agreements) is amended as follows....
- PART 3 — MODIFICATIONS
- 430 Introduction
- 431 General modifications
- 432 Specific modification of references to terms used in the Data Protection
Act 1998
- PART 4 — SUPPLEMENTARY
- 433 Definitions
- 434 Provision inserted in subordinate legislation by this Schedule
- SCHEDULE 20 — Transitional provision etc
- PART 1 — GENERAL
- 1 Interpretation
- PART 2 — RIGHTS OF DATA SUBJECTS
- 2 Right of access to personal data under the 1998 Act
- 3 Right to prevent processing likely to cause damage or distress under the
1998 Act
- 4 Right to prevent processing for purposes of direct marketing under the
1998 Act
- 5 Automated processing under the 1998 Act
- 6 Compensation for contravention of the 1998 Act or Part 4 of the 2014
Regulations
- 7 Rectification, blocking, erasure and destruction under the 1998 Act
- 8 Jurisdiction and procedure under the 1998 Act
- 9 Exemptions under the 1998 Act
- 10 Prohibition by this Act of requirement to produce relevant records
- 11 Avoidance under this Act of certain contractual terms relating to health
records
- PART 3 — THE GDPR AND PART 2 OF THIS ACT
- 12 Exemptions from the GDPR: restrictions of rules in Articles 13 to 15 of
the GDPR
- 13 Manual unstructured data held by FOI public authorities
- PART 4 — LAW ENFORCEMENT AND INTELLIGENCE SERVICES PROCESSING
- 14 Logging
- 15 Regulation 50 of the 2014 Regulations (disapplication of the 1998 Act)
- 16 Maximum fee for data subject access requests to intelligence services
- PART 5 — NATIONAL SECURITY CERTIFICATES
- 17 National security certificates: processing of personal data under the
1998 Act
- 18 National security certificates: processing of personal data under the
2018 Act
- PART 6 — THE INFORMATION COMMISSIONER

- 19 Appointment etc
- 20 Accounts
- 21 Annual report
- 22 Fees etc received by the Commissioner
- 23 Paragraph 10 of Schedule 12 to this Act applies only...
- 24 Functions in connection with the Data Protection Convention
- 25 Co-operation with the European Commission: transfers of personal data outside the EEA
- 26 Charges payable to the Commissioner by controllers
- 27 Requests for assessment
- 28 Codes of practice
 - PART 7 — ENFORCEMENT ETC UNDER THE 1998 ACT
- 29 Interpretation of this Part
- 30 Information notices
- 31 Special information notices
- 32 Assessment notices
- 33 Enforcement notices
- 34 Determination by Commissioner as to the special purposes
- 35 Restriction on enforcement in case of processing for the special purposes
- 36 Offences
- 37 Powers of entry
- 38 Monetary penalties
- 39 Appeals
- 40 Exemptions
- 41 Tribunal Procedure Rules
- 42 Obstruction etc
- 43 Enforcement etc under the 2014 Regulations
 - PART 8 — ENFORCEMENT ETC UNDER THIS ACT
- 44 Information notices
- 45 Powers of entry
- 46 Tribunal Procedure Rules
 - PART 9 — OTHER ENACTMENTS
- 47 Powers to disclose information to the Commissioner
- 48 Codes etc required to be consistent with the Commissioner's data-sharing code
- 49 (1) This paragraph applies in relation to the original statement...
- 50 Consumer Credit Act 1974
- 51 Freedom of Information Act 2000
- 52 (1) This paragraph applies where a request for information was...
- 53 (1) Tribunal Procedure Rules made under paragraph 7(1)(b) of Schedule...
- 54 (1) The repeal of paragraph 8 of Schedule 6 to...
- 55 (1) The amendment of section 77 of the 2000 Act...
- 56 Freedom of Information (Scotland) Act 2002
- 57 Access to Health Records (Northern Ireland) Order 1993 (S.I. 1993/1250 (N.I. 4))
- 58 Privacy and Electronic Communications (EC Directive) Regulations 2003 (S.I. 2003/2450)
- 59 Health and Personal Social Services (Quality, Improvement and Regulation) (Northern Ireland) Order 2003 (S.I. 2003/431 (N.I. 9))
- 60 Environmental Information Regulations 2004 (S.I. 2004/3391)

- 61 Environmental Information (Scotland) Regulations 2004 (S.S.I. 2004/520)