



Data Protection Act 2018

2018 CHAPTER 12

PART 3

LAW ENFORCEMENT PROCESSING

CHAPTER 2

PRINCIPLES

34 Overview and general duty of controller

- (1) This Chapter sets out the six data protection principles as follows—
- (a) section 35(1) sets out the first data protection principle (requirement that processing be lawful and fair);
 - (b) section 36(1) sets out the second data protection principle (requirement that purposes of processing be specified, explicit and legitimate);
 - (c) section 37 sets out the third data protection principle (requirement that personal data be adequate, relevant and not excessive);
 - (d) section 38(1) sets out the fourth data protection principle (requirement that personal data be accurate and kept up to date);
 - (e) section 39(1) sets out the fifth data protection principle (requirement that personal data be kept for no longer than is necessary);
 - (f) section 40 sets out the sixth data protection principle (requirement that personal data be processed in a secure manner).
- (2) In addition—
- (a) each of sections 35, 36, 38 and 39 makes provision to supplement the principle to which it relates, and
 - (b) sections 41 and 42 make provision about the safeguards that apply in relation to certain types of processing.

Status: This is the original version (as it was originally enacted).

- (3) The controller in relation to personal data is responsible for, and must be able to demonstrate, compliance with this Chapter.