



Data Protection Act 2018

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DATA PROTECTION ACT 2018

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Status: This is the original version (as it was originally enacted).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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- 17 Section 3 of Chapter III of the GDPR (rights of the data subject: rectification and erasure)
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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)
- 32 In Article 41 (monitoring of approved codes of conduct), omit...
- 33 In Article 42 (certification)— (a) in paragraph 1—
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- 35 Chapter V of the GDPR (transfers of data to third countries or international organisations)
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- 38 In Article 49 (derogations for specific situations)—
- 39 In Article 50 (international co-operation for the protection of personal...
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- 42 Omit Article 53 (general conditions for the members of the...
- 43 Omit Article 54 (rules on the establishment of the supervisory...
- 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...
 - 52 In Article 79 (right to an effective judicial remedy against...
 - 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).
 - 71 Omit Article 98 (Commission reviews).
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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.
- 25 The Director of the Serious Fraud Office.
- 26 The Director of Border Revenue.
- 27 The Financial Conduct Authority.
- 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.
- 52 The Information Commissioner.
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- 55 The Crown agent.
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- 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)

Status: This is the original version (as it was originally enacted).

- 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)