**Draft Legislation:** This is a draft item of legislation and has not yet been made as a UK Statutory Instrument. This draft has been replaced by a new draft, The Data Protection, Privacy and Electronic Communications (Amendments etc) (EU Exit) Regulations 2019 ISBN 978-0-11-117830-0

## SCHEDULE 1

## Amendments of the UK GDPR

## Chapter 3 (rights of the data subject)

- 19.—(1) Article 23 is amended as follows.
- (2) In paragraph 1—
  - (a) for "Union or Member State law to which the data controller or processor is subject may restrict by way of legislative measure" substitute "The Secretary of State may restrict";
  - (b) omit points (a) and (b);
  - (c) in point (e)—
    - (i) omit "of the Union or of a Member State" in the first place it occurs;
    - (ii) for "of the Union or of a Member State", in the second place it occurs, substitute "of the United Kingdom".
- (3) In paragraph 2, for "any legislative measure referred to in" substitute "provision made in exercise of the power under".
  - (4) After that paragraph insert—
    - "3. The Secretary of State may exercise the power under paragraph 1 only by making regulations under section 16 of the 2018 Act.".