
Status: Point in time view as at 25/05/2018.

Changes to legislation: Data Protection Act 1998 is up to date with all changes known to be in force on or before 09 May 2024. There are changes that may be brought into force at a future date. Changes that have been made appear in the content and are referenced with annotations. (See end of Document for details)



Data Protection Act 1998

1998 CHAPTER 29

^{F1}PART I

PRELIMINARY

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Textual Amendments

- F1** Act repealed (except s. 62, Sch. 15 paras. 13, 15, 16, 18, 19) (25.5.2018) by [Data Protection Act 2018](#) (c. 12), s. 212(1), **Sch. 19 para. 44** (with ss. 117, 209, 210, Sch. 20 paras. 2-9, 17-25, 27-46, 53, 54, 58); S.I. 2018/625, reg. 2(1)(g)

^{F1}PART II

RIGHTS OF DATA SUBJECTS AND OTHERS

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^{F1}PART III

NOTIFICATION BY DATA CONTROLLERS

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^{F1}PART IV

EXEMPTIONS

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^{F1} PART V

ENFORCEMENT

PART VI

MISCELLANEOUS AND GENERAL

Modifications etc. (not altering text)

C1 Pt. VI applied (with modifications) (3.12.2014) by [The Criminal Justice and Data Protection \(Protocol No. 36\) Regulations 2014 \(S.I. 2014/3141\)](#), regs. 1(b), **51(1)(b)**

^{F1} Functions of Commissioner

^{F1} Unlawful obtaining et cetera et c. of personal data

^{F1} Monetary penalties

^{F1} Records obtained under data subject’s right of access

^{F1} Information provided to Commissioner or Tribunal

^{F1} General provisions relating to offences

Amendments of Consumer Credit Act 1974

62 Amendments of Consumer Credit Act 1974.

- (1) In section 158 of the ^{M1}Consumer Credit Act 1974 (duty of agency to disclose filed information)—
 - (a) in subsection (1)—
 - (i) in paragraph (a) for “individual” there is substituted “ partnership or other unincorporated body of persons not consisting entirely of bodies corporate ”, and
 - (ii) for “him” there is substituted “ it ”,
 - (b) in subsection (2), for “his” there is substituted “ the consumer’s ”, and
 - (c) in subsection (3), for “him” there is substituted “ the consumer ”.

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(2) In section 159 of that Act (correction of wrong information) for subsection (1) there is substituted—

“(1) Any individual (the “objector”) given—

- (a) information under section 7 of the Data Protection Act 1998 by a credit reference agency, or
- (b) information under section 158,

who considers that an entry in his file is incorrect, and that if it is not corrected he is likely to be prejudiced, may give notice to the agency requiring it either to remove the entry from the file or amend it.”

(3) In subsections (2) to (6) of that section—

- (a) for “consumer”, wherever occurring, there is substituted “ objector ”, and
- (b) for “Director”, wherever occurring, there is substituted “ the relevant authority ”.

(4) After subsection (6) of that section there is inserted—

“(7) The Data Protection Commissioner may vary or revoke any order made by him under this section.

(8) In this section “the relevant authority” means—

- (a) where the objector is a partnership or other unincorporated body of persons, the Director, and
- (b) in any other case, the Data Protection Commissioner.”

(5) In section 160 of that Act (alternative procedure for business consumers)—

- (a) in subsection (4)—
 - (i) for “him” there is substituted “ to the consumer ”, and
 - (ii) in paragraphs (a) and (b) for “he” there is substituted “ the consumer ” and for “his” there is substituted “ the consumer’s ”, and
- (b) after subsection (6) there is inserted—

“(7) In this section “consumer” has the same meaning as in section 158.”

Marginal Citations

M1 1974 c. 39.

F1 General

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