

*Status: Point in time view as at 03/07/2017.*

*Changes to legislation: Data Protection Act 1998, Paragraph 15 is up to date with all changes known to be in force on or before 15 June 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)*

## SCHEDULES

### SCHEDULE 1

#### THE DATA PROTECTION PRINCIPLES

##### **Modifications etc. (not altering text)**

- C1** Sch. 1 applied (N.I.) (30.3.2016) by [The Court Files Privileged Access Rules \(Northern Ireland\) 2016 \(S.R. 2016/123\)](#), [rules 1, 5](#)
- C1** Sch. 1 applied (N.I.) (30.3.2016) by [The Court Files Privileged Access Rules \(Northern Ireland\) 2016 \(S.R. 2016/123\)](#), [rules 1, 7\(2\)](#)

### PART II

#### INTERPRETATION OF THE PRINCIPLES IN PART I

##### *The eighth principle*

- 15 (1) Where—
- (a) in any proceedings under this Act any question arises as to whether the requirement of the eighth principle as to an adequate level of protection is met in relation to the transfer of any personal data to a country or territory outside the European Economic Area, and
  - (b) a Community finding has been made in relation to transfers of the kind in question,
- that question is to be determined in accordance with that finding.
- (2) In sub-paragraph (1) “Community finding” means a finding of the European Commission, under the procedure provided for in Article 31(2) of the Data Protection Directive, that a country or territory outside the European Economic Area does, or does not, ensure an adequate level of protection within the meaning of Article 25(2) of the Directive.

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