



Data Protection Act 2018

2018 CHAPTER 12

PART 3

LAW ENFORCEMENT PROCESSING

CHAPTER 5

TRANSFERS OF PERSONAL DATA TO THIRD COUNTRIES ETC

General principles for transfers

74 Transfers on the basis of an adequacy decision

A transfer of personal data to a third country or an international organisation is based on an adequacy decision where—

- (a) the European Commission has decided, in accordance with Article 36 of the Law Enforcement Directive, that—
 - (i) the third country or a territory or one or more specified sectors within that third country, or
 - (ii) (as the case may be) the international organisation, ensures an adequate level of protection of personal data, and
- (b) that decision has not been repealed or suspended, or amended in a way that demonstrates that the Commission no longer considers there to be an adequate level of protection of personal data.