

## EXPLANATORY NOTE

*(This note is not part of the Order)*

Article 2 of this Order designates for the purposes of section 32(3) of the Data Protection Act 1998 the codes of practice listed in the Schedule to this Order. Compliance with any of the designated codes may be taken into account when considering for the purposes of section 32(1)(b) of the Act whether the belief of a data controller that the publication of any journalistic, literary or artistic material would be in the public interest was reasonable.

This Order revokes and replaces the Data Protection (Designated Codes of Practice) Order 2000. That Order sought to refer to each code by reference to the date of issue. In relation to one code the issue referred to had been superseded by a subsequent issue by the date on which the Order was made. This Order does not refer to dates of issue.

A Regulatory Impact Assessment was prepared for the Data Protection Bill as it was then and the statutory instruments to be made under it, and was placed in the libraries of both Houses of Parliament. The Regulatory Impact Assessment is now available on the internet at [www.homeoffice.gov.uk](http://www.homeoffice.gov.uk). Alternatively, copies can be obtained by post from the Home Office, LGDP Unit, 50 Queen Anne's Gate, London SW1H 9AT.