

[^{F1}SCHEDULE 2

Information Commissioner's enforcement powers

Textual Amendments

- F1** Sch. 2 substituted (25.5.2018) by [Data Protection Act 2018 \(c. 12\), s. 212\(1\)](#), [Sch. 19 para. 406](#) (with ss. 117, 209, 210); [S.I. 2018/625, reg. 2\(1\)\(g\)](#) (with reg. 4)

Provisions applied for enforcement purposes

1 For the purposes of enforcing these Regulations and the eIDAS Regulation, the following provisions of Parts 5 to 7 of the Data Protection Act 2018 apply with the modifications set out in paragraphs 2 to 26—

- (a) section 140 (publication by the Commissioner);
- (b) section 141 (notices from the Commissioner);
- (c) section 142 (information notices);
- (d) section 143 (information notices: restrictions);
- (e) section 144 (false statements made in response to an information notice);
- (f) section 145 (information orders);
- (g) section 146 (assessment notices);
- (h) section 147 (assessment notices: restrictions);
- (i) section 148 (destroying or falsifying information and documents etc);
- (j) section 149 (enforcement notices);
- (k) section 150 (enforcement notices: supplementary);
- (l) section 152 (enforcement notices: restrictions);
- (m) section 153 (enforcement notices: cancellation and variation);
- (n) section 154 and Schedule 15 (powers of entry and inspection);
- (o) section 155 and Schedule 16 (penalty notices);
- (p) section 156(4)(a) (penalty notices: restrictions);
- (q) section 157 (maximum amount of penalty);
- (r) section 159 (amount of penalties: supplementary);
- (s) section 160 (guidance about regulatory action);
- (t) section 161 (approval of first guidance about regulatory action);
- (u) section 162 (rights of appeal);
- (v) section 163 (determination of appeals);
- (w) section 164 (applications in respect of urgent notices);
- (x) section 180 (jurisdiction);
- (y) section 182(1), (2), (5), (7) and (13) (regulations and consultation);
- (z) section 196 (penalties for offences);
- (z1) section 197 (prosecution);
- (z2) section 202 (proceedings in the First-tier Tribunal: contempt);

Status: Point in time view as at 25/05/2018.

Changes to legislation: There are currently no known outstanding effects for the The Electronic Identification and Trust Services for Electronic Transactions Regulations 2016, Cross
Heading: Provisions applied for enforcement purposes. (See end of Document for details)

(z3) section 203 (Tribunal Procedure Rules).]

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Changes to legislation:

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