

## [<sup>F1</sup>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**Status:** Point in time view as at 25/05/2018.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, Paragraph 1. (See end of Document for details)

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

**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Point in time view as at 25/05/2018.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, Paragraph 1.