

*Changes to legislation: There are currently no known outstanding effects for the Welsh Language (Wales) Measure 2011, Paragraph 8. (See end of Document for details)*

## SCHEDULE 2

### INQUIRIES BY THE COMMISSIONER

#### *Reports on inquiries*

- 8 (1) The Commissioner must prepare a report of his or her findings on any inquiry.
- (2) The report must not—
- (a) identify a failure to comply with a relevant requirement (within the meaning of Part 5) by a person who is, or may be, identified by virtue of the report, or
  - (b) otherwise refer to the activities of a person who is, or may be, identified by virtue of the report, unless the Commissioner thinks that the reference—
    - (i) will not cause the person harm, or
    - (ii) is necessary for the report to adequately reflect the results of the inquiry (having regard to its terms of reference).
- (3) The Commissioner must send a draft of the report to the Welsh Ministers.
- (4) If the terms of reference specify a particular person or category of person, the Commissioner must also send a draft of the report to each relevant person.
- (5) The Commissioner must—
- (a) give the Welsh Ministers, and any other person to whom a draft of a report is sent, an opportunity to make representations about the draft report, and
  - (b) consider any representations made.
- (6) After settling the report (having complied with sub-paragraph (5)), the Commissioner must publish it.
- (7) This paragraph does not affect the application of [<sup>F1</sup>the data protection legislation] to the Commissioner.
- (8) In this paragraph [<sup>F2</sup>—
- “the data protection legislation” (“*y ddeddfwriaeth diogelu data*”) has the same meaning as in the Data Protection Act 2018 (see section 3 of that Act);]
- “relevant person” has the same meaning as in paragraph 3.

#### **Textual Amendments**

- F1** Words in Sch. 2 para. 8(7) substituted (25.5.2018) by Data Protection Act 2018 (c. 12), s. 212(1), Sch. 19 para. 169(2)(a) (with ss. 117, 209, 210); S.I. 2018/625, reg. 2(1)(g)
- F2** Words in Sch. 2 para. 8(8) inserted (25.5.2018) by Data Protection Act 2018 (c. 12), s. 212(1), Sch. 19 para. 169(3)(a) (with ss. 117, 209, 210); S.I. 2018/625, reg. 2(1)(g)

#### **Commencement Information**

- I1** Sch. 2 para. 8(1) (2)(b) (3)-(8) in force at 1.4.2012 by S.I. 2012/969, art. 2(e)
- I2** Sch. 2 para. 8(2)(a) in force at 7.7.2015 by S.I. 2015/1413, art. 3(f)

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