



# Data Protection Act 1998

## 1998 CHAPTER 29

An Act to make new provision for the regulation of the processing of information relating to individuals, including the obtaining, holding, use or disclosure of such information. [16th July 1998]

Be it enacted by the Queen's most Excellent Majesty, by and with the advice and consent of the Lords Spiritual and Temporal, and Commons, in this present Parliament assembled, and by the authority of the same, as follows:—

### Annotations:

#### Modifications etc. (not altering text)

- C1** Act: power to amend conferred (8.5.2008) by virtue of [Criminal Justice and Immigration Act 2008](#) (c. 4), [ss. 77\(5\)](#), 153
- C2** Act: Crown status for the purposes of the Act extended (6.5.1999) by [S.I. 1999/677](#), [art. 7\(3\)](#)  
Act applied (1.4.2000) by [1999 c. 28, s. 19\(2\)](#) (with s. 38); [S.I. 2000/1066](#), [art. 2](#)  
Act excluded (1.3.2000) by [S.I. 2000/416](#), [art. 2](#), [Sch.](#)  
Act: functions of the Secretary of State transferred to the Lord Chancellor (26.11.2001) by [S.I. 2001/3500](#), [arts. 3, 4](#), [Sch. 1 para. 11](#)  
Act applied by [S.I. 1993/1813](#), [art. 4\(2\)](#) (as substituted by [S.I. 2001/1544](#), [art. 3\(5\)\(6\)](#)) (the amendment coming into force in accordance with art. 1(2) of [S.I. 2001/1544](#))
- C3** Act (except ss. 6(4)(a)(b), 28, Sch. 5 para. 12(2) for certain purposes and Sch. 6 paras. 2, 3): functions of the Lord Chancellor transferred to the Secretary of State, and all property, rights and liabilities to which the Lord Chancellor is entitled or subject to in connection with any such function transferred to the Secretary of State for Constitutional Affairs (19.8.2003) by [The Secretary of State for Constitutional Affairs Order 2003](#) ([S.I. 2003/1887](#)), [arts. 4, 5](#), [Sch. 1](#) (with [art. 6](#))  
Act restricted by [The Nationality, Immigration and Asylum Act 2002 \(Juxtaposed Controls\) Order 2003](#) ([S.I. 2003/2818](#)), art. {8(2)} (the amendment coming into force in accordance with art. 1(2) of the amending S.I.)  
Act modified by [The Nationality, Immigration and Asylum Act 2002 \(Juxtaposed Controls\) Order 2003](#) ([S.I. 2003/2818](#)), art. {11(4)} (the amendment coming into force in accordance with art. 1(2) of the amending S.I.)

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**Changes to legislation:** There are outstanding changes not yet made by the [legislation.gov.uk](http://legislation.gov.uk) editorial team to Data Protection Act 1998. Any changes that have already been made by the team appear in the content and are referenced with annotations. (See end of Document for details)

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Act modified by [The National Assembly for Wales Commission \(Crown Status\) Order 2007 \(S.I. 2007/1118\)](#), **art. 5** (the amendment coming into force in accordance with art. 1(2) of the amending S.I.)

- C4** Act excluded (3.12.2014) by [The Criminal Justice and Data Protection \(Protocol No. 36\) Regulations 2014 \(S.I. 2014/3141\)](#), regs. 1(b), **50(1)**
- C5** Act applied (N.I.) (12.4.2016) by [Health and Social Care \(Control of Data Processing\) Act \(Northern Ireland\) 2016 \(c. 12\)](#), **s. 1(8)**

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**Changes and effects yet to be applied to the whole Act associated Parts and Chapters:**

Whole provisions yet to be inserted into this Act (including any effects on those provisions):

- s. 20(2)(aa) inserted by [2009 c. 25 Sch. 20 para. 4\(c\)](#)
- s. 31(4)(a)(va) inserted by [2016 c. 21 \(N.I.\) Sch. 3 para. 13](#)
- s. 55(2)(ca) inserted by [2008 c. 4 s. 78](#)
- Sch. 2 para. 7 inserted by [2017 c. 22 Sch. 5 para. 7](#)
- Sch. 3 para. 7B inserted by [2017 c. 22 Sch. 5 para. 8](#)