



# Data Protection Act 1998

## 1998 CHAPTER 29

### PART III

#### NOTIFICATION BY DATA CONTROLLERS

#### 26 Fees regulations

- (1) Fees regulations prescribing fees for the purposes of any provision of this Part may provide for different fees to be payable in different cases.
- (2) In making any fees regulations, the Secretary of State shall have regard to the desirability of securing that the fees payable to the Commissioner are sufficient to offset—
  - (a) the expenses incurred by the Commissioner and the Tribunal in discharging their functions and any expenses of the Secretary of State in respect of the Commissioner or the Tribunal, and
  - (b) to the extent that the Secretary of State considers appropriate—
    - (i) any deficit previously incurred (whether before or after the passing of this Act) in respect of the expenses mentioned in paragraph (a), and
    - (ii) expenses incurred or to be incurred by the Secretary of State in respect of the inclusion of any officers or staff of the Commissioner in any scheme under section 1 of the Superannuation Act 1972.