



# Data Protection Act 2018

## 2018 CHAPTER 12

### PART 2

#### GENERAL PROCESSING

### CHAPTER 1

#### SCOPE AND DEFINITIONS

#### 4 Processing to which this Part applies

- (1) This Part is relevant to most processing of personal data.
- (2) [<sup>F1</sup>This Part]—
  - (a) applies to the types of processing of personal data to which the [<sup>F2</sup>UK GDPR] applies by virtue of Article 2 of the [<sup>F2</sup>UK GDPR], and
  - (b) supplements, and must be read with, the [<sup>F2</sup>UK GDPR].

<sup>F3</sup>(3) .....

#### Textual Amendments

- F1** Words in s. 4(2) substituted (31.12.2020) by [The Data Protection, Privacy and Electronic Communications \(Amendments etc\) \(EU Exit\) Regulations 2019 \(S.I. 2019/419\)](#), reg. 1(2), [Sch. 2 para. 5\(2\)\(a\)](#) (with reg. 5); 2020 c. 1, Sch. 5 para. 1(1)
- F2** Words in s. 4(2) substituted (31.12.2020) by [The Data Protection, Privacy and Electronic Communications \(Amendments etc\) \(EU Exit\) Regulations 2019 \(S.I. 2019/419\)](#), reg. 1(2), [Sch. 2 para. 5\(2\)\(b\)](#) (with reg. 5); 2020 c. 1, Sch. 5 para. 1(1)
- F3** S. 4(3) omitted (31.12.2020) by virtue of [The Data Protection, Privacy and Electronic Communications \(Amendments etc\) \(EU Exit\) Regulations 2019 \(S.I. 2019/419\)](#), reg. 1(2), [Sch. 2 para. 5\(3\)](#) (with reg. 5); 2020 c. 1, Sch. 5 para. 1(1)

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*Changes to legislation: Data Protection Act 2018, CHAPTER 1 is up to date with all changes known to be in force on or before 14 May 2024. There are changes that may be brought into force at a future date. Changes that have been made appear in the content and are referenced with annotations. (See end of Document for details) View outstanding changes*

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## 5 Definitions

- (1) Terms used in <sup>F4</sup>... this Part and in the [<sup>F5</sup>UK GDPR] have the same meaning in [<sup>F6</sup>this Part as] they have in the [<sup>F5</sup>UK GDPR].
- (2) In subsection (1), the reference to a term's meaning in the [<sup>F7</sup>UK GDPR] is to its meaning in the [<sup>F7</sup>UK GDPR] read with any provision of [<sup>F8</sup>this Part] which modifies the term's meaning for the purposes of the [<sup>F7</sup>UK GDPR].
- (3) Subsection (1) is subject to any provision in [<sup>F9</sup>this Part] which provides expressly for the term to have a different meaning and to section 204.
- <sup>F10</sup>(4) .....
- <sup>F10</sup>(5) .....
- <sup>F10</sup>(6) .....
- (7) A reference in <sup>F11</sup>... this Part to the processing of personal data is to processing to which [<sup>F12</sup>this Part] applies.
- (8) Sections 3 and 205 include definitions of other expressions used in this Part.

### Textual Amendments

- F4** Words in s. 5(1) omitted (31.12.2020) by virtue of The Data Protection, Privacy and Electronic Communications (Amendments etc) (EU Exit) Regulations 2019 (S.I. 2019/419), reg. 1(2), **Sch. 2 para. 6(2)(a)** (with reg. 5); 2020 c. 1, Sch. 5 para. 1(1)
- F5** Words in s. 5(1) substituted (31.12.2020) by The Data Protection, Privacy and Electronic Communications (Amendments etc) (EU Exit) Regulations 2019 (S.I. 2019/419), reg. 1(2), **Sch. 2 para. 6(2)(b)** (with reg. 5); 2020 c. 1, Sch. 5 para. 1(1)
- F6** Words in s. 5(1) substituted (31.12.2020) by The Data Protection, Privacy and Electronic Communications (Amendments etc) (EU Exit) Regulations 2019 (S.I. 2019/419), reg. 1(2), **Sch. 2 para. 6(2)(c)** (with reg. 5); 2020 c. 1, Sch. 5 para. 1(1)
- F7** Words in s. 5(2) substituted (31.12.2020) by The Data Protection, Privacy and Electronic Communications (Amendments etc) (EU Exit) Regulations 2019 (S.I. 2019/419), reg. 1(2), **Sch. 2 para. 6(3)(a)** (with reg. 5); 2020 c. 1, Sch. 5 para. 1(1)
- F8** Words in s. 5(2) substituted (31.12.2020) by The Data Protection, Privacy and Electronic Communications (Amendments etc) (EU Exit) Regulations 2019 (S.I. 2019/419), reg. 1(2), **Sch. 2 para. 6(3)(b)** (with reg. 5); 2020 c. 1, Sch. 5 para. 1(1)
- F9** Words in s. 5(3) substituted (31.12.2020) by The Data Protection, Privacy and Electronic Communications (Amendments etc) (EU Exit) Regulations 2019 (S.I. 2019/419), reg. 1(2), **Sch. 2 para. 6(4)** (with reg. 5); 2020 c. 1, Sch. 5 para. 1(1)
- F10** S. 5(4)(5)(6) omitted (31.12.2020) by virtue of The Data Protection, Privacy and Electronic Communications (Amendments etc) (EU Exit) Regulations 2019 (S.I. 2019/419), reg. 1(2), **Sch. 2 para. 6(5)** (with reg. 5); 2020 c. 1, Sch. 5 para. 1(1)
- F11** Words in s. 5(7) omitted (31.12.2020) by virtue of The Data Protection, Privacy and Electronic Communications (Amendments etc) (EU Exit) Regulations 2019 (S.I. 2019/419), reg. 1(2), **Sch. 2 para. 6(6)(a)** (with reg. 5); 2020 c. 1, Sch. 5 para. 1(1)
- F12** Words in s. 5(7) substituted (31.12.2020) by The Data Protection, Privacy and Electronic Communications (Amendments etc) (EU Exit) Regulations 2019 (S.I. 2019/419), reg. 1(2), **Sch. 2 para. 6(6)(b)** (with reg. 5); 2020 c. 1, Sch. 5 para. 1(1)

**Changes to legislation:**

Data Protection Act 2018, CHAPTER 1 is up to date with all changes known to be in force on or before 14 May 2024. There are changes that may be brought into force at a future date. Changes that have been made appear in the content and are referenced with annotations.

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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. 204(1)(l) inserted by [S.I. 2024/374 Sch. 5 para. 7](#)
- Sch. 3 para. 8(1)(y) added by [2022 c. 18 \(N.I.\) Sch. 3 para. 78\(3\)](#)