



Data Protection Act 2018

2018 CHAPTER 12

PART 2

GENERAL PROCESSING

CHAPTER 1

SCOPE AND DEFINITIONS

5 Definitions

- (1) Terms used in ^{F1}... this Part and in the [^{F2}UK GDPR] have the same meaning in [^{F3}this Part as] they have in the [^{F2}UK GDPR].
- (2) In subsection (1), the reference to a term's meaning in the [^{F4}UK GDPR] is to its meaning in the [^{F4}UK GDPR] read with any provision of [^{F5}this Part] which modifies the term's meaning for the purposes of the [^{F4}UK GDPR].
- (3) Subsection (1) is subject to any provision in [^{F6}this Part] which provides expressly for the term to have a different meaning and to section 204.
- ^{F7}(4)
- ^{F7}(5)
- ^{F7}(6)
- (7) A reference in ^{F8}... this Part to the processing of personal data is to processing to which [^{F9}this Part] applies.
- (8) Sections 3 and 205 include definitions of other expressions used in this Part.

Changes to legislation: Data Protection Act 2018, Section 5 is up to date with all changes known to be in force on or before 13 April 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

Textual Amendments

- F1** 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)
- F2** 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)
- F3** 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)
- F4** 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)
- F5** 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)
- F6** 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)
- F7** 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)
- F8** 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)
- F9** 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, Section 5 is up to date with all changes known to be in force on or before 13 April 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):

- Sch. 3 para. 8(1)(y) added by [2022 c. 18 \(N.I.\) Sch. 3 para. 78\(3\)](#)