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STATUTORY INSTRUMENTS

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**2019 No. 1188 (C. 38)**

**DATA PROTECTION**

**The Data Protection Act 2018  
(Commencement No. 2) Regulations 2019**

*Made - - - - 5th August 2019*

The Secretary of State makes the following Regulation in exercise of the powers conferred by section 212(1) of the Data Protection Act 2018(1).

**Citation**

1. These Regulations may be cited as the Data Protection Act 2018 (Commencement No. 2) Regulations 2019.

**Provisions coming into force on 16th September 2019**

2. The following provisions of Part 4 of the Data Protection Act 2018 (intelligence services processing), so far as not already in force, come into force on 16th September 2019—

- (a) section 93 (right to information);
- (b) section 102 (general obligations of the controller);
- (c) section 103 (data protection by design);
- (d) section 104 (joint controllers);
- (e) section 105 (processors);
- (f) section 108 (communication of a personal data breach).

5th August 2019

*Brandon Lewis*  
Minister of State  
Home Office

*Status: This is the original version (as it was originally made). This item of legislation is currently only available in its original format.*

## EXPLANATORY NOTE

*(This note is not part of the Regulations)*

These Regulations bring into force the remaining provisions of Part 4 of the Data Protection Act 2018 (c. 12) (“the 2018 Act”), which relates to data processing by the Intelligence Services, so far as they were not already in force.

Part 4 of the 2018 Act was brought into force on 25th May 2018 by the Data Protection Act 2018 (Commencement No. 1 and Transitional and Saving provisions) Regulations 2018 (S.I. 2018/625), with the exception of the sections specified in regulation 2 of these Regulations.

Section 212(2)(f) of the 2018 Act brought into force on 23rd May 2018 any provision of the 2018 Act so far as it conferred powers to make regulations or Tribunal Procedure Rules or it was otherwise necessary to enable the exercise of such a power.

## NOTE AS TO EARLIER COMMENCEMENT REGULATIONS

*(This note is not part of the Regulations)*

<i>Provision</i>	<i>Date of Commencement</i>	<i>S.I. No.</i>
Section 2	25.05.2018	2018/625
Sections 4 to 92	25.05.2018	2018/625
Sections 94 to 101	25.05.2018	2018/625
Sections 106 and 107	25.05.2018	2018/625
Sections 109 to 122	25.05.2018	2018/625
Section 123	23.07.2018	2018/625
Sections 125 to 127 (partially)	23.07.2018	2018/625
Sections 128 to 176	25.05.2018	2018/625
Section 180 to 181	25.05.2018	2018/625
Sections 183 to 187	25.05.2018	2018/625
Sections 188 to 195	23.07.2018	2018/625
Sections 196 to 203	25.05.2018	2018/625
Sections 207 to 208	25.05.2018	2018/625
Section 211	25.05.2018	2018/625
Section 213 (remainder)	25.05.2018	2018/625
Schedules 1 to 5	25.05.2018	2018/625
Schedule 6, paragraphs 1 to 61	25.05.2018	2018/625
Schedule 6, paragraphs 63 to 75	25.05.2018	2018/625
Schedules 7 to 18	25.05.2018	2018/625

<i>Provision</i>	<i>Date of Commencement</i>	<i>S.I. No.</i>
Schedule 19, paragraphs 1 to 75	25.05.2018	<a href="#">2018/625</a>
Schedule 19, paragraphs 77 to 200	25.05.2018	<a href="#">2018/625</a>
Schedule 19, paragraphs 202 to 210	25.05.2018	<a href="#">2018/625</a>
Schedule 19, paragraphs 212 to 226	25.05.2018	<a href="#">2018/625</a>
Schedule 19, paragraphs 228 to 434	25.05.2018	<a href="#">2018/625</a>
Schedule 20	25.05.2018	<a href="#">2018/625</a> .