



# Data Protection Act 1998

## 1998 CHAPTER 29

### PART V

#### ENFORCEMENT

#### **47 Failure to comply with notice.**

- (1) A person who fails to comply with an enforcement notice, an information notice or a special information notice is guilty of an offence.
- (2) A person who, in purported compliance with an information notice or a special information notice—
  - (a) makes a statement which he knows to be false in a material respect, or
  - (b) recklessly makes a statement which is false in a material respect,is guilty of an offence.
- (3) It is a defence for a person charged with an offence under subsection (1) to prove that he exercised all due diligence to comply with the notice in question.

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

- C1** S. 47 applied (with modifications) (22.7.2016) by [The Electronic Identification and Trust Services for Electronic Transactions Regulations 2016 \(S.I. 2016/696\)](#), reg. 1, Sch. 2 paras. 1(g), 2

**Status:**

Point in time view as at 22/07/2016. This version of this provision has been superseded.

**Changes to legislation:**

Data Protection Act 1998, Section 47 is up to date with all changes known to be in force on or before 21 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.