

## SCHEDULES

### SCHEDULE 19

#### MINOR AND CONSEQUENTIAL AMENDMENTS

#### PART 2

##### AMENDMENTS OF OTHER LEGISLATION

*Scottish Parliamentary Corporate Body (Crown Status) Order 1999 (S.I. 1999/677)*

237 For article 7 of the Scottish Parliamentary Corporate Body (Crown Status) Order 1999 substitute—

#### **Data Protection Act 2018**

- “7 (1) The Parliamentary corporation is to be treated as a Crown body for the purposes of the Data Protection Act 2018 to the extent specified in this article.
- (2) The Parliamentary corporation is to be treated as a government department for the purposes of the following provisions—
- (a) section 8(d) (lawfulness of processing under the GDPR: public interest etc),
  - (b) section 209 (application to the Crown),
  - (c) paragraph 6 of Schedule 1 (statutory etc and government purposes),
  - (d) paragraph 7 of Schedule 2 (exemptions from the GDPR: functions designed to protect the public etc), and
  - (e) paragraph 8(1)(o) of Schedule 3 (exemptions from the GDPR: health data).
- (3) In the provisions mentioned in paragraph (4)—
- (a) references to employment by or under the Crown are to be treated as including employment as a member of staff of the Parliamentary corporation, and
  - (b) references to a person in the service of the Crown are to be treated as including a person so employed.
- (4) The provisions are—
- (a) section 24(3) (exemption for certain data relating to employment under the Crown), and
  - (b) section 209(6) (application of certain provisions to a person in the service of the Crown).

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*Status: This is the original version (as it was originally enacted).*

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- (5) In this article, references to a provision of Chapter 2 of Part 2 of the Data Protection Act 2018 have the same meaning as in Parts 5 to 7 of that Act (see section 3(14) of that Act).”