



# Data Protection Act 1998

## 1998 CHAPTER 29

### PART VI

#### MISCELLANEOUS AND GENERAL

#### *[<sup>F1</sup>Monetary penalties<sup>F1F1F1</sup>]*

VALID FROM 01/10/2009

#### **[<sup>F1</sup>55E Notices under sections 55A and 55B: supplemental**

- (1) The Secretary of State may by order make further provision in connection with monetary penalty notices and notices of intent.
- (2) An order under this section may in particular—
  - (a) provide that a monetary penalty notice may not be served on a data controller with respect to the processing of personal data for the special purposes except in circumstances specified in the order;
  - (b) make provision for the cancellation or variation of monetary penalty notices;
  - (c) confer rights of appeal to the Tribunal against decisions of the Commissioner in relation to the cancellation or variation of such notices;
  - (d) make provision for the proceedings of the Tribunal in respect of appeals under section 55B(5) or appeals made by virtue of paragraph (c);
  - (e) make provision for the determination of such appeals;
  - (f) confer rights of appeal against any decision of the Tribunal in relation to monetary penalty notices or their cancellation or variation.
- (3) An order under this section may apply any provision of this Act with such modifications as may be specified in the order.
- (4) An order under this section may amend this Act.]

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*Status: Point in time view as at 19/05/2008. This version of this provision is not valid for this point in time.*

*Changes to legislation: Data Protection Act 1998, Section 55E is up to date with all changes known to be in force on or before 04 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)*

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#### **Textual Amendments**

- F1** S. 55E inserted (1.10.2009) by [Criminal Justice and Immigration Act 2008 \(c. 4\)](#), [ss. 144\(1\)](#), 153; [S.I. 2009/2606](#), [art. 2\(n\)](#)

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