



Data Protection Act 2018

2018 CHAPTER 12

PART 2

GENERAL PROCESSING

CHAPTER 1

SCOPE AND DEFINITIONS

4 Processing to which this Part applies

- (1) This Part is relevant to most processing of personal data.
- (2) [^{F1}This Part]—
 - (a) applies to the types of processing of personal data to which the [^{F2}UK GDPR] applies by virtue of Article 2 of the [^{F2}UK GDPR], and
 - (b) supplements, and must be read with, the [^{F2}UK GDPR].

^{F3}(3)

Textual Amendments

- F1** Words in s. 4(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. 5\(2\)\(a\)](#) (with reg. 5); 2020 c. 1, Sch. 5 para. 1(1)
- F2** Words in s. 4(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. 5\(2\)\(b\)](#) (with reg. 5); 2020 c. 1, Sch. 5 para. 1(1)
- F3** S. 4(3) 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. 5\(3\)](#) (with reg. 5); 2020 c. 1, Sch. 5 para. 1(1)

Changes to legislation: Data Protection Act 2018, CHAPTER 1 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

5 Definitions

- (1) Terms used in ^{F4}... this Part and in the [^{F5}UK GDPR] have the same meaning in [^{F6}this Part as] they have in the [^{F5}UK GDPR].
- (2) In subsection (1), the reference to a term's meaning in the [^{F7}UK GDPR] is to its meaning in the [^{F7}UK GDPR] read with any provision of [^{F8}this Part] which modifies the term's meaning for the purposes of the [^{F7}UK GDPR].
- (3) Subsection (1) is subject to any provision in [^{F9}this Part] which provides expressly for the term to have a different meaning and to section 204.
- ^{F10}(4)
- ^{F10}(5)
- ^{F10}(6)
- (7) A reference in ^{F11}... this Part to the processing of personal data is to processing to which [^{F12}this Part] applies.
- (8) Sections 3 and 205 include definitions of other expressions used in this Part.

Textual Amendments

- F4** 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)
- F5** 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)
- F6** 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)
- F7** 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)
- F8** 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)
- F9** 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)
- F10** 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)
- F11** 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)
- F12** 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, CHAPTER 1 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.

[View outstanding changes](#)

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\(3\)](#)