



Data Protection Act 2018

2018 CHAPTER 12

PART 5

THE INFORMATION COMMISSIONER

Fees

134 Fees for services

The Commissioner may require a person other than a data subject or a data protection officer to pay a reasonable fee for a service provided to the person, or at the person's request, which the Commissioner is required or authorised to provide under the data protection legislation.

Commencement Information

II S. 134 in force at 25.5.2018 by S.I. 2018/625, reg. 2(1)(e)

135 Manifestly unfounded or excessive requests by data subjects etc

- (1) Where a request to the Commissioner from a data subject or a data protection officer is manifestly unfounded or excessive, the Commissioner may—
 - (a) charge a reasonable fee for dealing with the request, or
 - (b) refuse to act on the request.
- (2) An example of a request that may be excessive is one that merely repeats the substance of previous requests.
- (3) In any proceedings where there is an issue as to whether a request described in subsection (1) is manifestly unfounded or excessive, it is for the Commissioner to show that it is.

Status: Point in time view as at 25/05/2018.

Changes to legislation: Data Protection Act 2018, Cross Heading: Fees is up to date with all changes known to be in force on or before 07 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)

- (4) Subsections (1) and (3) apply only in cases in which the Commissioner does not already have such powers and obligations under Article 57(4) of the GDPR.

Commencement Information

I2 [S. 135](#) in force at 25.5.2018 by [S.I. 2018/625](#), [reg. 2\(1\)\(e\)](#)

136 Guidance about fees

- (1) The Commissioner must produce and publish guidance about the fees the Commissioner proposes to charge in accordance with—
- (a) section 134 or 135, or
 - (b) Article 57(4) of the GDPR.
- (2) Before publishing the guidance, the Commissioner must consult the Secretary of State.

Commencement Information

I3 [S. 136](#) in force at 25.5.2018 by [S.I. 2018/625](#), [reg. 2\(1\)\(e\)](#)

Status:

Point in time view as at 25/05/2018.

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