



Data Protection Act 2018

2018 CHAPTER 12

PART 5

THE INFORMATION COMMISSIONER

Records of national security certificates

130 Records of national security certificates

- (1) A Minister of the Crown who issues a certificate under section 27, 79 or 111 must send a copy of the certificate to the Commissioner.
- (2) If the Commissioner receives a copy of a certificate under subsection (1), the Commissioner must publish a record of the certificate.
- (3) The record must contain—
 - (a) the name of the Minister who issued the certificate,
 - (b) the date on which the certificate was issued, and
 - (c) subject to subsection (4), the text of the certificate.
- (4) The Commissioner must not publish the text, or a part of the text, of the certificate if—
 - (a) the Minister determines that publishing the text or that part of the text—
 - (i) would be against the interests of national security,
 - (ii) would be contrary to the public interest, or
 - (iii) might jeopardise the safety of any person, and
 - (b) the Minister has notified the Commissioner of that determination.
- (5) The Commissioner must keep the record of the certificate available to the public while the certificate is in force.
- (6) If a Minister of the Crown revokes a certificate issued under section 27, 79 or 111, the Minister must notify the Commissioner.