

Changes to legislation: Data Protection Act 2018, SCHEDULE 13 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) View outstanding changes

SCHEDULES

SCHEDULE 13

Section 116

OTHER GENERAL FUNCTIONS OF THE COMMISSIONER

General tasks

- 1
- (1) The Commissioner must—

(a) monitor and enforce Parts 3 and 4 of this Act;

(b) promote public awareness and understanding of the risks, rules, safeguards and rights in relation to processing of personal data to which those Parts apply;

(c) advise Parliament, the government and other institutions and bodies on legislative and administrative measures relating to the protection of individuals' rights and freedoms with regard to processing of personal data to which those Parts apply;

(d) promote the awareness of controllers and processors of their obligations under Parts 3 and 4 of this Act;

(e) on request, provide information to a data subject concerning the exercise of the data subject's rights under Parts 3 and 4 of this Act and, if appropriate, co-operate with ^{F1}... foreign designated authorities to provide such information;

(f) co-operate with ^{F2}... foreign designated authorities with a view to ensuring the consistency of application and enforcement of ^{F2}... the Data Protection Convention, including by sharing information and providing mutual assistance;

(g) conduct investigations on the application of Parts 3 and 4 of this Act, including on the basis of information received from ^{F3}... a foreign designated authority or another public authority;

(h) monitor relevant developments to the extent that they have an impact on the protection of personal data, including the development of information and communication technologies;

^{F4}(i)

(2) Section 3(14)(c) does not apply to the reference to personal data in sub-paragraph (1)(h).

Textual Amendments

F1 Words in Sch. 13 para. 1(1)(e) 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. 97(2)(a) (with reg. 5); 2020 c. 1, Sch. 5 para. 1(1)

F2 Words in Sch. 13 para. 1(1)(f) 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. 97(2)(b) (with reg. 5); 2020 c. 1, Sch. 5 para. 1(1)

Changes to legislation: Data Protection Act 2018, SCHEDULE 13 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) View outstanding changes

- F3** Words in Sch. 13 para. 1(1)(g) 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. 97(2)(c)** (with reg. 5); 2020 c. 1, Sch. 5 para. 1(1)
- F4** Sch. 13 para. 1(1)(i) 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. 97(2)(d)** (with reg. 5); 2020 c. 1, Sch. 5 para. 1(1)

General powers

- 2 The Commissioner has the following investigative, corrective, authorisation and advisory powers in relation to processing of personal data to which Part 3 or 4 of this Act applies—
- (a) to notify the controller or the processor of an alleged infringement of Part 3 or 4 of this Act;
 - (b) to issue warnings to a controller or processor that intended processing operations are likely to infringe provisions of Part 3 or 4 of this Act;
 - (c) to issue reprimands to a controller or processor where processing operations have infringed provisions of Part 3 or 4 of this Act;
 - (d) to issue, on the Commissioner's own initiative or on request, opinions to Parliament, the government or other institutions and bodies as well as to the public on any issue related to the protection of personal data.

Definitions

- 3 In this Schedule—
- “foreign designated authority” means an authority designated for the purposes of Article 13 of the Data Protection Convention by a party, other than the United Kingdom, which is bound by that Convention;
- F5** ...

Textual Amendments

- F5** Words in Sch. 13 para. 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. 97(3)** (with reg. 5); 2020 c. 1, Sch. 5 para. 1(1)

Changes to legislation:

Data Protection Act 2018, SCHEDULE 13 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.

[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\(3\)](#)