



# Data Protection Act 2018

## 2018 CHAPTER 12

### PART 5

#### THE INFORMATION COMMISSIONER

##### *Codes of practice*

#### **128 Other codes of practice**

- (1) The Secretary of State may by regulations require the Commissioner—
  - (a) to prepare appropriate codes of practice giving guidance as to good practice in the processing of personal data, and
  - (b) to make them available to such persons as the Commissioner considers appropriate.
- (2) Before preparing such codes, the Commissioner must consult such of the following as the Commissioner considers appropriate—
  - (a) trade associations;
  - (b) data subjects;
  - (c) persons who appear to the Commissioner to represent the interests of data subjects.
- (3) Regulations under this section—
  - (a) must describe the personal data or processing to which the code of practice is to relate, and
  - (b) may describe the persons or classes of person to whom it is to relate.
- (4) Regulations under this section are subject to the negative resolution procedure.
- (5) In this section—

“good practice in the processing of personal data” means such practice in the processing of personal data as appears to the Commissioner to be desirable having regard to the interests of data subjects and others, including compliance with the requirements of the data protection legislation;

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*Status: This is the original version (as it was originally enacted).*

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“trade association” includes a body representing controllers or processors.