



Data Protection Act 2018

2018 CHAPTER 12

PART 2

GENERAL PROCESSING

CHAPTER 2

THE GDPR

Transfers of personal data to third countries etc

18 Transfers of personal data to third countries etc

- (1) The Secretary of State may by regulations specify, for the purposes of Article 49(1) (d) of the GDPR—
 - (a) circumstances in which a transfer of personal data to a third country or international organisation is to be taken to be necessary for important reasons of public interest, and
 - (b) circumstances in which a transfer of personal data to a third country or international organisation which is not required by an enactment is not to be taken to be necessary for important reasons of public interest.
- (2) The Secretary of State may by regulations restrict the transfer of a category of personal data to a third country or international organisation where—
 - (a) the transfer is not authorised by an adequacy decision under Article 45(3) of the GDPR, and
 - (b) the Secretary of State considers the restriction to be necessary for important reasons of public interest.
- (3) Regulations under this section—
 - (a) are subject to the made affirmative resolution procedure where the Secretary of State has made an urgency statement in respect of them;

Status: Point in time view as at 23/05/2018. This version of this provision has been superseded.

Changes to legislation: Data Protection Act 2018, Section 18 is up to date with all changes known to be in force on or before 03 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)

(b) are otherwise subject to the affirmative resolution procedure.

(4) For the purposes of this section, an urgency statement is a reasoned statement that the Secretary of State considers it desirable for the regulations to come into force without delay.

Commencement Information

II [S. 18](#) in force at Royal Assent for specified purposes, see [s. 212\(2\)\(f\)](#)

Status:

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