
STATUTORY INSTRUMENTS

2014 No. 3141

**The Criminal Justice and Data Protection
(Protocol No. 36) Regulations 2014**

PART 4

Data Protection in relation to Police and Judicial Cooperation in Criminal Matters

CHAPTER 1

General

Interpretation

27.—(1) In this Part—

“the Act” means the Data Protection Act 1998⁽¹⁾;

“the Commissioner” means the Information Commissioner established by section 6 of the Act (the Commissioner);

“data” and “data subject” have the meanings given by section 1 of the Act (basic interpretative provisions);

“the Data Protection Framework Decision” means Council Framework Decision 2008/977/JHA of 27th November 2008 on the protection of personal data processed in the framework of police and judicial cooperation in criminal matters⁽²⁾;

“Member State” means an EEA State;

“non-UK competent authority” means—

- (a) any of the police, customs, judicial or other competent authorities of a Member State other than the United Kingdom authorised by that State’s national law to process personal data within the scope of the Data Protection Framework Decision; and
- (b) an agency or other body established by a legal instrument adopted under Title VI of the Treaty on European Union (as it had effect before 1st December 2009) or Chapter 1, 4 or 5 of Title V of Part Three of the Treaty on the Functioning of the European Union that is not in the UK;

“personal data” has the meaning given by section 1 of the Act;

“the relevant conditions” has the meaning given by section 33(1) of the Act (research, history and statistics);

“sensitive personal data” has the meaning given by section 2 of the Act (sensitive personal data); and

“UK competent authority” means an authority referred to in Schedule 4.

(1) 1998 c. 29.

(2) OJ No. L 350, 30.12.2008, p. 60.

(2) Other expressions used in this Part which are defined in the Data Protection Framework Decision have the same meaning as in that Decision.