

# Data Protection Bill [HL]

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THIRD  
MARSHALLED  
LIST OF AMENDMENTS  
TO BE MOVED  
ON REPORT

*The amendments have been marshalled in accordance with the Order of 4th December 2017, as follows –*

Clauses 1 to 9	Clauses 111 and 112
Schedule 1	Schedule 12
Clauses 10 to 14	Clauses 113 and 114
Schedules 2 to 4	Schedule 13
Clauses 15 and 16	Clauses 115 and 116
Schedule 5	Schedule 14
Clauses 17 to 20	Clauses 117 to 147
Schedule 6	Schedule 15
Clauses 21 to 28	Clause 148
Schedule 7	Schedule 16
Clauses 29 to 33	Clauses 149 to 171
Schedule 8	Schedule 17
Clauses 34 to 84	Clauses 172 to 194
Schedules 9 and 10	Schedule 18
Clauses 85 to 110	Clauses 195 to 198
Schedule 11	Title.

[Amendments marked ★ are new or have been altered]

**Amendment  
No.**

## **Schedule 6**

LORD CLEMENT-JONES  
LORD PADDICK

- 82** Page 166, line 17, at end insert –
- “(a) in paragraph 1 –
    - (i) for “decision” substitute “significant decision for the purposes of section 13 of the 2017 Act”;
    - (ii) omit “which produces legal effects concerning him or her or similarly significantly affects him or her”;
  - (b) ”

**Schedule 6 - continued**

- 83 Page 166, line 20, at end insert –  
 “() in paragraph 3, after “point of view” insert “, to obtain an explanation of the decision reached after such assessment”.”

**Clause 24**

BARONESS HAMWEE  
 LORD PADDICK

- 84 Page 15, line 6, leave out paragraph (b)

**Clause 25**

BARONESS HAMWEE  
 LORD PADDICK

- 85 Leave out Clause 25 and insert the following new Clause –

**“National security: certificate**

- (1) A Minister of the Crown must apply to a Judicial Commissioner for a certificate if exemptions are sought under section 24(2) from the specified provisions in relation to any personal data for the purpose of safeguarding national security.
- (2) The decision to issue the certificate must be approved by a Judicial Commissioner.
- (3) In deciding whether to approve an application under subsection (1), a Judicial Commissioner must review the Minister’s conclusions as to the following matters –
  - (a) whether the certificate is necessary, and
  - (b) whether the conduct that would be authorised by the certificate is proportionate, and
  - (c) whether it is necessary and proportionate to exempt all of the provisions specified in the certificate.
- (4) An application for a certificate under subsection (1) –
  - (a) must identify the personal data to which it applies by means of a general description, and
  - (b) may be expressed to have prospective effect.
- (5) Where a Judicial Commissioner refuses to approve a Minister’s application for a certificate under this Chapter, the Judicial Commissioner must give the Minister reasons in writing for the refusal.
- (6) Where a Judicial Commissioner refuses to approve a Minister’s application for a certificate under this Chapter, the Minister may apply to the Commissioner for a review of the decision.
- (7) Any person who believes they are directly affected by a certificate under subsection (1) may appeal to the Tribunal against the certificate and may rely upon section 173 of this Act.

**Clause 25 - continued**

- (8) If, on an appeal under subsection (7), the Tribunal finds that it was not necessary or proportionate to issue the certificate, the Tribunal may –
- (a) allow the appeal, and
  - (b) quash the certificate.
- (9) The power to apply for a certificate under subsection (1) is exercisable only by –
- (a) a Minister who is a member of the Cabinet, or
  - (b) the Attorney General or the Advocate General for Scotland.”

**Clause 26**

BARONESS HAMWEE  
LORD PADDICK

86 Page 16, line 40, leave out “or for defence purposes”

87 Page 17, line 5, leave out paragraph (b)

**After Clause 26**

LORD CLEMENT-JONES  
LORD STOREY

87A Insert the following new Clause –

**“Data protection officer: schools**

Where a school maintained by a local authority is unable to designate a data protection officer, the relevant local authority must designate a data protection officer for that school or any group of schools maintained by that local authority.”

**Clause 28**

BARONESS HAMWEE  
LORD PADDICK

88 Page 17, line 39, after “Schedule 7” insert “to the extent the person has functions for any of the law enforcement purposes”

**Clause 33**

BARONESS HAMWEE  
LORD PADDICK

89 Page 20, line 20, leave out “strictly”

LORD ASHTON OF HYDE  
BARONESS NEVILLE-ROLFE

90 Page 20, line 24, leave out “by adding, varying or omitting conditions” and insert “–

- (a) by adding conditions;
- (b) by omitting conditions added by regulations under paragraph (a).”

**Clause 43**

LORD CLEMENT-JONES  
LORD PADDICK

91 Page 25, line 43, at end insert –

“( ) the existence of automated decision-making, including profiling, and meaningful information about the logic involved, including explanation of the output of the system applied in relation to the data subject, as well as the significance and the envisaged consequences of such processing for the data subject.”

**Clause 47**

LORD CLEMENT-JONES  
LORD PADDICK

92 Page 28, line 34, leave out paragraph (b) and insert –

“(b) similarly significantly affects the data subject or a group sharing a protected characteristic, within the meaning of the Equality Act 2010, to which the data subject belongs.”

**Clause 48**

BARONESS JONES OF MOULSECOOMB

93 Page 28, line 39, at end insert –

“( ) it does not engage the rights of the data subject under the Human Rights Act 1998.”

LORD CLEMENT-JONES  
LORD PADDICK

94 Page 29, line 8, at end insert –

- “(c) the data subject may request the controller to provide an explanation of the decision reached.
- ( ) If a request is made to a controller for an explanation of a qualifying significant decision under subsection (2)(c), the information the controller must provide must include, at least –
- (a) the degree and the mode of contribution of the automated system’s output, or outputs, to the decision made;
  - (b) the provenance of the data that forms the basis of the automated system applied;
  - (c) the data of the relevant natural person processed by the automated system, in accordance, where applicable, with section 43;
  - (d) the model weightings or logic of the automated system, or, where appropriate, the output of a comparable explanation facility, applied to the situation of the person concerned.
- ( ) Where a controller takes or expects to take a qualifying significant decision in relation to a data subject based solely or partially on automated processing, the controller must ensure that the following information is made available to the public via electronic means –

**Clause 48 - continued**

- (a) information on activities undertaken to ensure the automated system's compliance with the public sector equality duty (within the meaning of section 149(1) of the Equality Act 2010);
  - (b) the appropriate metadata, including monitoring and evaluation of its effectiveness, concerning the model applied.
- ( ) Where a controller takes or expects to take a qualifying significant decision in relation to a data subject based only partially on automated processing, the controller must additionally publish and deposit with the Commissioner regularly updated information on the nature of meaningful human input involved, including at least—
- (a) a description of employed safeguards to prevent over-reliance on the automated system, and
  - (b) analysis concerning the frequency with which decisions by the data controller disagree with decisions of the automated system concerned.”

95 [Withdrawn]

**Clause 75**

BARONESS HAMWEE  
LORD PADDICK

96 Page 43, line 24, leave out “strictly”

**Clause 79**

LORD ASHTON OF HYDE

97 Page 47, line 12, at end insert—

- “( ) Until the repeal of Part 1 of the Regulation of Investigatory Powers Act 2000 by paragraphs 45 and 54 of Schedule 10 to the Investigatory Powers Act 2016 is fully in force, subsection (5) has effect as if it included a reference to that Part.”

**Clause 80**

BARONESS HAMWEE  
LORD PADDICK

98 Page 47, line 24, at end insert—

- “( ) This Part does not apply to the processing of personal data for defence purposes.”

**Clause 84**

LORD ASHTON OF HYDE  
BARONESS NEVILLE-ROLFE

99 Page 49, line 17, leave out “by adding, varying or omitting conditions” and insert “—

- (a) by adding conditions;
- (b) by omitting conditions added by regulations under paragraph (a).”

**Clause 94**

BARONESS JONES OF MOULSECOOMB

- 100** Page 54, line 31, at end insert “unless the decision engages an individual’s rights under the Human Rights Act 1998”
- 101** Page 54, line 34, leave out paragraph (c)

**Clause 95**

BARONESS JONES OF MOULSECOOMB

- 102** Page 55, line 5, leave out paragraph (b)

**Clause 111**LORD ASHTON OF HYDE  
BARONESS NEVILLE-ROLFE

- 103** Page 61, line 21, leave out subsections (1) and (2) and insert –  
 “(1) The Secretary of State may by regulations amend Schedule 11 –  
 (a) by adding exemptions from any provision of this Part;  
 (b) by omitting exemptions added by regulations under paragraph (a).”

**Schedule 12**LORD PUTTNAM  
LORD STEVENSON OF BALMACARA  
LORD CLEMENT-JONES  
LORD HOLMES OF RICHMOND

- 103A** Page 184, line 4, at end insert “and such remuneration and other conditions of service must be affordable, realistic and responsible”
- 103B** Page 184, line 14, at end insert –  
 “( ) In making a determination under sub-paragraph (2) or a payment under sub-paragraph (3) or otherwise in managing the Commissioner’s affairs, the Commissioner must have regard –  
 (a) to such rules and guidance concerning the management of the affairs of public bodies as the Commissioner considers appropriate; and  
 (b) subject to any such rules and guidance and only to the extent that they may reasonably be regarded as applicable in relation to a statutory corporation sole, to generally accepted principles of good corporate governance.”
- 103C** Page 185, line 2, leave out from “All” to “are” in line 3 and insert “penalties received by the Commissioner under a penalty notice served in accordance with section 148 and under Schedule 16”

**Clause 113**

LORD ASHTON OF HYDE

104 Page 62, line 3, at end insert—

“(and see also the Commissioner’s duty under section (*Protection of personal data*))”

**Clause 114**

LORD ASHTON OF HYDE

105 Page 63, line 2, at end insert “(and see also the Commissioner’s duty under section (*Protection of personal data*))”

**After Clause 114**

BARONESS NEVILLE-ROLFE  
LORD ARBUTHNOT OF EDROM  
LORD STEVENSON OF BALMACARA  
LORD CLEMENT-JONES

106 Insert the following new Clause—

**“Duty to support small organisations**

- (1) The Commissioner is to provide additional support to—
  - (a) small businesses,
  - (b) small charities, and
  - (c) parish councils,
 in meeting their obligations under the GDPR and this Act.
- (2) The additional support in subsection (1) may include, but is not limited to—
  - (a) advice on how to comply with the provisions of the GDPR and this Act;
  - (b) access to pro formas to demonstrate compliance with the GDPR and this Act; and
  - (c) in relation to fees to be paid to the Commissioner, discounted charges or no charges.
- (3) In this Act, “small businesses” has the same meaning as in section 2 of the Enterprise Act 2016.”

107 [*Withdrawn*]

LORD CLEMENT-JONES  
LORD PADDICK

107A Insert the following new Clause—

**“Registration by data controllers**

- (1) The Commissioner must—
  - (a) maintain a register of data controllers who have given registrable particulars,
  - (b) make an entry in the register in pursuance of each notification of registrable particulars received from each data controller,

**After Clause 114 - continued**

- (c) update the register on each working day, and
  - (d) ensure that a record of the register on each occasion it is updated is permanently maintained.
- (2) All data controllers are required to register their registrable particulars with the Commissioner before processing personal data under this Act.
- (3) Registration by a data controller is to be treated for the purposes of subsection (2) as having been made in the register on the date that the registrable particulars and payment of such registration fee or fees as apply have been deemed to be received by the Commissioner as follows—
  - (a) by personal delivery to the office of the Commissioner, on the date of delivery,
  - (b) by first class post, document exchange or other service which provides for delivery on the next business day, on the date of posting, or leaving with, delivering to or collection by the relevant service provider,
  - (c) by fax, on the date of completion of the transmission, or
  - (d) by other electronic method, on the date of the sending of the e-mail or other electronic transmission.
- (4) No entry is to be retained in the register for more than the relevant time except on payment of such fee as may be prescribed by fees regulations.
- (5) In subsection (4) “the relevant time” means twelve months.
- (6) The Commissioner—
  - (a) must provide facilities for making the information contained in the entries in the register available for inspection (in visible and legible form) by members of the public at all reasonable hours and free of charge, and
  - (b) may provide other facilities for making the information contained in those entries available to the public free of charge.
- (7) The Secretary of State may by regulations made by the affirmative resolution procedure (“registration regulations”) make provision imposing on every person in respect of whom an entry as a data controller is for the time being included in the register maintained by the Commissioner a duty to notify the Commissioner of any changes to the registrable particulars as soon as reasonably practicable and in any event within 21 days of such changes occurring.
- (8) Any person who as a data controller fails to comply with the duties imposed by this section is guilty of an offence.
- (9) A person guilty of an offence under subsection (8) is liable—
  - (a) on summary conviction in England and Wales, to a fine;
  - (b) on summary conviction in Scotland or Northern Ireland, to a fine not exceeding level 5 on the standard scale.
- (10) The Secretary of State may by regulations made by the affirmative resolution procedure make provision imposing fees on data controllers registering their registrable particulars with the Commissioner.

**After Clause 114 - continued**

- (11) In this section “the registrable particulars”, in relation to a data controller, means –
- (a) his or her name and address,
  - (b) if he or she has nominated a representative for the purposes of this Act, the name and address of the representative, and
  - (c) the principal activity or activities undertaken by him or her as set out by the registration regulations.
- (12) For the purposes of this section, so far as it relates to the addresses of data controllers –
- (a) the address of a registered company is that of its registered office, and
  - (b) the address of a person (other than a registered company) carrying on a business is that of his or her principal place of business in the United Kingdom.”

**Schedule 13**

LORD MITCHELL  
LORD CLEMENT-JONES

107B Page 186, line 23, at end insert –

- “(j) maintain a register of publicly controlled personal data of national significance;
  - (k) prepare a code of practice which contains practical guidance in relation to personal data of national significance.
- (2) For the purposes of sub-sub-paragraphs (j) and (k) of paragraph (1), personal data controlled by public bodies is data of national significance if, in the opinion of the Commissioner, –
- (a) the data furthers collective economic, social or environmental well-being,
  - (b) the data has the potential to further collective economic, social or environmental well-being in future, and
  - (c) financial benefit may be derived from processing the data or the development of associated software.”

**Before Clause 119**

LORD MITCHELL  
LORD CLEMENT-JONES  
LORD STEVENSON OF BALMACARA

108 Insert the following new Clause –

**“Code on personal data of national significance**

The Commissioner must prepare a code of practice which contains –

- (a) best practice guidance in relation to information sharing agreements between publicly funded data controllers and third parties;
- (b) guidance in relation to the calculation of value for money where publicly funded data controllers enter into information sharing agreements with third parties;

**Before Clause 119 - continued**

- (c) guidance about securing financial benefits from the sharing of such personal data with third parties for the purposes of processing or developing associated software, and
- (d) such other guidance as the Commissioner considers appropriate to promote best practice in the sharing and processing of personal data of national significance.”

**After Clause 120**

BARONESS KIDRON  
LORD ASHTON OF HYDE  
LORD STEVENSON OF BALMACARA  
BARONESS HARDING OF WINSCOMBE

109 Insert the following new Clause—

**“Age-appropriate design code**

- (1) The Commissioner must prepare a code of practice which contains such guidance as the Commissioner considers appropriate on standards of age-appropriate design of relevant information society services which are likely to be accessed by children.
- (2) Where a code under this section is in force, the Commissioner may prepare amendments of the code or a replacement code.
- (3) Before preparing a code or amendments under this section, the Commissioner must consult the Secretary of State and such other persons as the Commissioner considers appropriate, including—
  - (a) children,
  - (b) parents,
  - (c) persons who appear to the Commissioner to represent the interests of children,
  - (d) child development experts, and
  - (e) trade associations.
- (4) In preparing a code or amendments under this section, the Commissioner must have regard—
  - (a) to the fact that children have different needs at different ages, and
  - (b) to the United Kingdom’s obligations under the United Nations Convention on the Rights of the Child.
- (5) A code under this section may include transitional provision or savings.
- (6) Any transitional provision included in the first code under this section must cease to have effect before the end of the period of 12 months beginning with the day on which the code comes into force.
- (7) In this section—
  - “age-appropriate design” means the design of services so that they are appropriate for use by, and meet the development needs of, children;
  - “information society services” has the same meaning as in the GDPR, but does not include preventive or counselling services;

**After Clause 120 - continued**

“relevant information society services” means information society services which involve the processing of personal data to which the GDPR applies;

“standards of age-appropriate design of relevant information society services” means such standards of age-appropriate design of such services as appear to the Commissioner to be desirable having regard to the best interests of children;

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

“the United Nations Convention on the Rights of the Child” means the Convention on the Rights of the Child adopted by the General Assembly of the United Nations on 20 November 1989 (including any Protocols to that Convention which are in force in relation to the United Kingdom), subject to any reservations, objections or interpretative declarations by the United Kingdom for the time being in force.”

**Clause 121**

LORD ASHTON OF HYDE

**110** Page 66, line 13, leave out “or 120” and insert “, 120 or (*Age-appropriate design code*)”

BARONESS KIDRON

LORD ASHTON OF HYDE

LORD STEVENSON OF BALMACARA

BARONESS HARDING OF WINSCOMBE

**111** Page 66, line 16, at end insert –

“(1A) In relation to the first code under section (*Age-appropriate design code*) –

- (a) the Commissioner must prepare the code as soon as reasonably practicable and must submit it to the Secretary of State before the end of the period of 18 months beginning with the day on which this Act is passed, and
- (b) the Secretary of State must lay it before Parliament as soon as reasonably practicable.”

**112** Page 66, line 18, leave out first “the code” and insert “a code prepared under section 119, 120 or (*Age-appropriate design code*)”

LORD ASHTON OF HYDE

**113** Page 66, line 23, leave out “or 120” and insert “, 120 or (*Age-appropriate design code*)”

BARONESS KIDRON

LORD ASHTON OF HYDE

LORD STEVENSON OF BALMACARA

BARONESS HARDING OF WINSCOMBE

**114** Page 66, line 35, leave out “subsection (4)” and insert “subsections (1A) and (4)”

**Clause 121 - continued**

LORD ASHTON OF HYDE

115 Page 66, line 36, leave out “and 120” and insert “, 120 and (*Age-appropriate design code*)”

**Clause 122**

LORD ASHTON OF HYDE

116 Page 67, line 5, leave out “or 120(2)” and insert “, 120(2) or (*Age-appropriate design code*) (2)”

**After Clause 124**

THE EARL OF CLANCARTY

117 Insert the following new Clause –

**“Code on processing personal data in education where it concerns a child or pupil**

- (1) The Commissioner must consult on, prepare and publish a code of practice on standards to be followed in relation to the collection, processing, publication and other dissemination of personal data concerning children and pupils in connection with the provision of education services in England, within the meaning of the Education Act 1996, which relates to the rights of data subjects, appropriate to their capacity and stage of education.
- (2) For the purposes of subsection (1), “the rights of data subjects” must include –
  - (a) measures related to Articles 24(3) (responsibility of the controller), 25 (data protection by design and by default) and 32(3) (security of processing) of the GDPR;
  - (b) safeguards and suitable measures with regard to Articles 22(2)(b) (automated individual decision-making, including profiling) and 23 (restrictions) of the GDPR;
  - (c) the rights of data subjects to object to or restrict the processing of their personal data collected during their education, under Articles 21 (right to object to automated individual decision making, including profiling) and 18(2) (right to restriction of processing) of the GDPR; and
  - (d) matters related to the understanding and exercising of rights relating to personal data and the provision of education services.”

**After Clause 125**

LORD ASHTON OF HYDE  
LORD KENNEDY OF SOUTHWARK

118 Insert the following new Clause –

*“Records of national security certificates*

**Records of national security certificates**

- (1) A Minister of the Crown who issues a certificate under section 25, 77 or 109 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.

**After Clause 125 - continued**

- (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 25, 77 or 109, the Minister must notify the Commissioner.”

BARONESS HAMWEE

LORD PADDICK

*As an amendment to Amendment 118*

**118A** In subsection (4), after “if” insert “and for so long as”

*As an amendment to Amendment 118*

**118B** In subsection (4), leave out sub-paragraph (i)

**Clause 126**

LORD ASHTON OF HYDE

**119** Page 68, leave out lines 26 to 35 and insert—

- “(2) But this section does not authorise the making of a disclosure which is prohibited by any of Parts 1 to 7 or Chapter 1 of Part 9 of the Investigatory Powers Act 2016.
- (3) Until the repeal of Part 1 of the Regulation of Investigatory Powers Act 2000 by paragraphs 45 and 54 of Schedule 10 to the Investigatory Powers Act 2016 is fully in force, subsection (2) has effect as if it included a reference to that Part.”

**Clause 127**

LORD ASHTON OF HYDE

**120** Page 69, line 1, leave out from “Commissioner” to end of line 3 and insert “in the course of, or for the purposes of, the discharging of the Commissioner’s functions”

**121** Page 69, line 13, leave out “provided” and insert “obtained or provided as described in subsection (1)(a)”

**Clause 127 - continued**

- 122** Page 69, line 14, leave out from “manner)” to end of line 16
- 123** Page 69, line 18, leave out from “of” to end of line 19 and insert “one or more of the Commissioner’s functions”
- 124** Page 69, line 28, leave out subsection (4)

**Clause 129**

LORD PUTTNAM  
LORD STEVENSON OF BALMACARA  
LORD CLEMENT-JONES  
LORD HOLMES OF RICHMOND

- 124A** Page 70, line 23, after “fee” insert “set on the principle of cost recovery”

**Clause 132**

LORD PUTTNAM  
LORD STEVENSON OF BALMACARA  
LORD CLEMENT-JONES  
LORD HOLMES OF RICHMOND

- 124B** Page 71, line 5, leave out “may” and insert “must”

BARONESS NEVILLE-ROLFE  
LORD ARBUTHNOT OF EDROM  
LORD STEVENSON OF BALMACARA  
LORD CLEMENT-JONES

- 125** Page 71, line 16, at end insert –  
“( ) In making regulations under this section, the Secretary of State must consider making provision under subsection (3) for a discounted charge or no charge to be payable by small businesses, small charities and parish councils.”

LORD PUTTNAM  
LORD STEVENSON OF BALMACARA  
LORD CLEMENT-JONES  
LORD HOLMES OF RICHMOND

- 125A** Page 72, line 7, at end insert –  
“(9) At the end of the accounting year, the Commissioner may carry forward to the following accounting year any deficit or surplus in the charges, fees or other sums the Commissioner has received or which are receivable under section 129 and under regulations made under section 132, measured against the sums paid or payable by the Commissioner for that year that are necessary to exercise the Commissioner’s functions and powers.”

**Clause 133**

LORD ASHTON OF HYDE

126 Page 72, line 12, leave out from “appropriate” to end of line 13

**Clause 134**

BARONESS NEVILLE-ROLFE  
LORD ARBUTHNOT OF EDROM  
LORD CLEMENT-JONES

127 Page 73, line 9, at end insert –

“( ) The report must include an assessment of the economic consequences of the measures the Commissioner has taken for –

- (a) industry and commerce, in particular small businesses;
- (b) charities; and
- (c) public authorities, in particular parish councils.”

**Before Clause 137**

BARONESS HOLLINS  
LORD STEVENSON OF BALMACARA  
LORD MCNALLY  
LORD LIPSEY

*[Re-tabled version of Amendment 165]*

127A Insert the following new Clause –

**“Inquiry into issues arising from data protection breaches committed by or on behalf of news publishers**

- (1) The Secretary of State must, within the period of three months beginning on the day on which this Act is passed, establish an inquiry under the Inquiries Act 2005 into allegations of data protection breaches committed by, or on behalf of, news publishers.
- (2) The inquiry’s terms of reference must include, but are not limited to, –
  - (a) to inquire, in respect of personal data processing, into the extent of unlawful or improper conduct within news publishers and, as appropriate, other organisations within the media, and by those responsible for holding personal data;
  - (b) to inquire, in respect of personal data processing, into the extent of corporate governance and management failures at news publishers;
  - (c) in the light of these inquiries, to consider the implications for personal data protection in relation to freedom of speech; and
  - (d) to make recommendations on what action, if any, should be taken in the public interest.”

**Clause 138**

LORD BROWN OF EATON-UNDER-HEYWOOD

128 Page 75, line 10, at end insert –

“( ) The Commissioner may not give an information notice with respect to the processing of personal data for the purposes of proceedings in either House of Parliament.”

**Clause 141**

LORD BROWN OF EATON-UNDER-HEYWOOD

129 Page 77, line 40, at end insert –

“( ) The Commissioner may not give an assessment notice with respect to the processing of personal data for the purposes of proceedings in either House of Parliament.”

**Clause 142**

LORD ASHTON OF HYDE

130 Page 79, line 2, at end insert “to comply with the data protection legislation”

131 Page 79, line 3, leave out subsection (9)

**Clause 145**

LORD BROWN OF EATON-UNDER-HEYWOOD

132 Page 81, line 19, at end insert –

“( ) The Commissioner may not give an enforcement notice with respect to the processing of personal data for the purposes of proceedings in either House of Parliament.”

**Clause 148**

LORD ASHTON OF HYDE

133 Page 82, line 40, after “failures” insert “to comply with the data protection legislation”

134 Page 82, line 41, leave out paragraph (b) and insert –

“(b) provide for the maximum penalty that may be imposed in relation to such failures to be either the standard maximum amount or the higher maximum amount.”

135 Page 82, line 42, leave out subsection (6)

136 Page 82, line 48, at end insert –

“( ) In this section, “higher maximum amount” and “standard maximum amount” have the same meaning as in section 150 .”

**Clause 149**

LORD BROWN OF EATON-UNDER-HEYWOOD

137 Page 83, line 17, at end insert –

“( ) The Commissioner may not give a penalty notice with respect to the processing of personal data for the purposes of proceedings in either House of Parliament.”

**Clause 152**

LORD ASHTON OF HYDE

138 Page 84, line 40, leave out subsection (3)

**Clause 153**

LORD ASHTON OF HYDE

139 Page 85, line 27, leave out “prepared” and insert “produced”

140 Page 85, line 42, leave out “the guidance” and insert “guidance produced under this section”

141 Page 85, line 44, leave out “publishing” and insert “producing”

142 Page 86, line 1, at end insert –

“(7A) Section (*Approval of first guidance about regulatory action*) applies in relation to the first guidance under subsection (1).”

143 Page 86, line 2, after “for” insert “other”

**After Clause 153**

LORD ASHTON OF HYDE

144 Insert the following new Clause –

**“Approval of first guidance about regulatory action**

- (1) When the first guidance is produced under section 153(1) –
  - (a) the Commissioner must submit the final version to the Secretary of State, and
  - (b) the Secretary of State must lay the guidance before Parliament.
- (2) If, within the 40-day period, either House of Parliament resolves not to approve the guidance –
  - (a) the Commissioner must not issue the guidance, and
  - (b) the Commissioner must produce another version of the guidance (and this section applies to that version).
- (3) If, within the 40-day period, no such resolution is made –
  - (a) the Commissioner must issue the guidance, and

**After Clause 153 - continued**

- (b) the guidance comes into force at the end of the period of 21 days beginning with the day on which it is issued.
- (4) Nothing in subsection (2)(a) prevents another version of the guidance being laid before Parliament.
- (5) In this section, “the 40-day period” means –
  - (a) if the guidance is laid before both Houses of Parliament on the same day, the period of 40 days beginning with that day, or
  - (b) if the guidance is laid before the Houses of Parliament on different days, the period of 40 days beginning with the later of those days.
- (6) In calculating the 40-day period, no account is to be taken of any period during which Parliament is dissolved or prorogued or during which both Houses of Parliament are adjourned for more than 4 days.”

**Clause 159**

LORD ASHTON OF HYDE

- 145 Page 89, line 15, leave out from “compensation” to end of line 16 and insert “for material or non-material damage), “non-material damage” includes distress”

**Clause 160**

LORD ASHTON OF HYDE

- 146 Page 90, line 3, leave out from “loss” to end of line 4 and insert “and damage not involving financial loss, such as distress”

**After Clause 160**

EARL ATTLEE

- 147 Insert the following new Clause—

**“Publishers of news-related material: damages and costs**

- (1) This section applies where—
  - (a) a relevant claim for breach of the data protection legislation is made against a person (“the defendant”),
  - (b) the defendant was a relevant publisher at the material time, and
  - (c) the claim is related to the publication of news-related material.
- (2) If the defendant was a member of an approved regulator at the time when the claim was commenced (or was unable to be a member at that time for reasons beyond the defendant’s control or it would have been unreasonable in the circumstances for the defendant to have been a member at that time), the court must not award costs against the defendant unless satisfied that—
  - (a) the issues raised by the claim could not have been resolved by using an arbitration scheme of the approved regulator, or
  - (b) it is just and equitable in all the circumstances of the case to award costs against the defendant.

**After Clause 160 - continued**

- (3) If the defendant was not a member of an approved regulator at the time when the claim was commenced (but would have been able to be a member at that time and it would have been reasonable in the circumstances for the defendant to have been a member at that time), the court must award costs against the defendant unless satisfied that –
  - (a) the issues raised by the claim could not have been resolved by using an arbitration scheme of the approved regulator (had the defendant been a member), or
  - (b) it is just and equitable in all the circumstances of the case to make a different award of costs or make no award of costs.
- (5) This section is not to be read as limiting any power to make rules of court.
- (6) This section does not apply until such time as a body is first recognised as an approved regulator.”

148

Insert the following new Clause –

**“Publishers of news-related material: interpretive provisions**

- (1) This section applies for the purposes of section (*Publishers of news-related material: damages and costs*).
- (2) “Approved regulator” means a body recognised as a regulator of relevant publishers.
- (3) For the purposes of subsection (2), a body is “recognised” as a regulator of relevant publishers if it is so recognised by any body established by Royal Charter (whether established before or after the coming into force of this section) with the purpose of carrying on activities relating to the recognition of independent regulators of relevant publishers.
- (4) “Relevant claim” means a civil claim made in respect of data protection under the data protection legislation.
- (5) The “material time”, in relation to a relevant claim, is the time of the events giving rise to the claim.
- (6) “News-related material” means –
  - (a) news or information about current affairs,
  - (b) opinion about matters relating to the news or current affairs, or
  - (c) gossip about celebrities, other public figures or other persons in the news.
- (7) A relevant claim is related to the publication of news-related material if the claim results from –
  - (a) the publication of news-related material, or
  - (b) activities carried on in connection with the publication of such material (whether or not the material is in fact published).
- (8) A reference to the “publication” of material is a reference to publication –
  - (a) on a website,
  - (b) in hard copy, or
  - (c) by any other means;

**After Clause 160 - continued**

and references to a person who “publishes” material are to be read accordingly.

- (9) A reference to “conduct” includes a reference to omissions; and a reference to a person’s conduct includes a reference to a person’s conduct after the events giving rise to the claim concerned.
- (10) “Relevant publisher” has the same meaning as in section 41 of the Crime and Courts Act 2013.”

**Clause 161**

LORD ASHTON OF HYDE

- 149** Page 90, line 18, after “court” insert “or tribunal”
- 150** Page 90, line 28, at end insert “, or  
 ( ) the person acted –  
 (i) for the special purposes,  
 (ii) with a view to the publication by a person of any journalistic, academic, artistic or literary material, and  
 (iii) in the reasonable belief that in the particular circumstances the obtaining, disclosing, procuring or retaining was justified as being in the public interest.”
- 151** [*Withdrawn*]

**Clause 162**

LORD ASHTON OF HYDE

- 151A** Page 91, line 5, at end insert “and section (*Re-identification: effectiveness testing conditions*)”
- 152** Page 91, line 16, after “court” insert “or tribunal”
- 153** Page 91, line 20, leave out “the person acted in the reasonable belief that”
- 154** Page 91, line 21, at beginning insert “the person acted in the reasonable belief that”
- 155** Page 91, line 26, at beginning insert “the person acted in the reasonable belief that”
- 156** Page 91, line 31, at end insert “, or  
 ( ) the person acted –  
 (i) for the special purposes,  
 (ii) with a view to the publication by a person of any journalistic, academic, artistic or literary material, and  
 (iii) in the reasonable belief that in the particular circumstances the re-identification was justified as being in the public interest.”

**Clause 162 - continued**

- 156A** Page 91, line 31, at end insert “, or  
     () the effectiveness testing conditions were met (see section (*Re-identification: effectiveness testing conditions*)).”
- 157** Page 91, line 42, after “court” insert “or tribunal”
- 158** Page 91, line 46, leave out “the person acted in the reasonable belief that”
- 159** Page 91, line 47, at beginning insert “the person acted in the reasonable belief that”
- 160** Page 92, line 1, at beginning insert “the person acted in the reasonable belief that”
- 161** Page 92, line 5, at end insert “, or  
     () the person acted –  
         (i) for the special purposes,  
         (ii) with a view to the publication by a person of any journalistic, academic, artistic or literary material, and  
         (iii) in the reasonable belief that in the particular circumstances the processing was justified as being in the public interest.”

**After Clause 162**

LORD ASHTON OF HYDE

- 161A** Insert the following new Clause –  
**“Re-identification: effectiveness testing conditions**  
 (1) For the purposes of section 162, in relation to a person who re-identifies information that is de-identified personal data, “the effectiveness testing conditions” means the conditions in subsections (2) and (3).  
 (2) The first condition is that the person acted –  
     (a) with a view to testing the effectiveness of the de-identification of personal data,  
     (b) without intending to cause, or threaten to cause, damage or distress to a person, and  
     (c) in the reasonable belief that, in the particular circumstances, re-identifying the information was justified as being in the public interest.  
 (3) The second condition is that the person notified the Commissioner or the controller responsible for de-identifying the personal data about the re-identification –  
     (a) without undue delay, and  
     (b) where feasible, not later than 72 hours after becoming aware of it.  
 (4) Where there is more than one controller responsible for de-identifying personal data, the requirement in subsection (3) is satisfied if one or more of them is notified.”

**Clause 164**

LORD ASHTON OF HYDE

162 Page 93, line 17, leave out paragraph (c)

**Clause 165**

LORD ASHTON OF HYDE

163 Page 93, line 37, after second “as” insert “reasonably”

**Clause 166**

LORD ASHTON OF HYDE

164 Page 94, line 34, leave out “literary or artistic” and insert “artistic or literary”  
165 [*Withdrawn*]**Clause 169**LORD ASHTON OF HYDE  
BARONESS NEVILLE-ROLFE

166 Page 95, line 36, leave out from beginning to second “regulations” in line 37 and insert—

- “(2) Before making regulations under this Act, the Secretary of State must consult—
- (a) the Commissioner, and
  - (b) such other persons as the Secretary of State considers appropriate.
- (2A) Subsection (2) does not apply to”

167 Page 96, line 4, at end insert—

- “( ) Subsection (2) does not apply to regulations made under section 17 where the Secretary of State has made an urgency statement in respect of them.”

168 Page 96, line 15, at end insert—

- “(5A) Where regulations under this Act are subject to “the made affirmative resolution procedure”—
- (a) the statutory instrument containing the regulations must be laid before Parliament after being made, together with the urgency statement in respect of them, and
  - (b) the regulations cease to have effect at the end of the period of 120 days beginning with the day on which the instrument is made, unless within that period the instrument is approved by a resolution of each House of Parliament.
- (5B) In calculating the period of 120 days, no account is to be taken of any time during which—
- (a) Parliament is dissolved or prorogued, or
  - (b) both Houses of Parliament are adjourned for more than 4 days.
- (5C) Where regulations cease to have effect as a result of subsection (5A), that does not—

**Clause 169 - continued**

- (a) affect anything previously done under the regulations, or
- (b) prevent the making of new regulations.”

**169** Page 96, line 18, at end insert “or the made affirmative resolution procedure”

**170** Page 96, line 21, at end insert –

“( ) In this section, “urgency statement” has the meaning given in section 17(4).”

**Clause 170**

LORD ASHTON OF HYDE

**171** Page 96, line 29, leave out paragraphs (a) and (b) and insert –

- “(a) to amend or replace the definition of “the Data Protection Convention” in section 2;
- (b) to amend Chapter 3 of Part 2 of this Act;
- (c) to amend Part 4 of this Act;
- (d) to make provision about the functions of the Commissioner, courts or tribunals in connection with processing of personal data to which Chapter 3 of Part 2 or Part 4 of this Act applies, including provision amending Parts 5 to 7 of this Act;
- (e) to make provision about the functions of the Commissioner in connection with the Data Protection Convention or an instrument replacing that Convention, including provision amending Parts 5 to 7 of this Act;
- (f) to consequentially amend this Act.”

**172** Page 96, line 32, at end insert –

“( ) Regulations under this section may not be made after the end of the period of 3 years beginning with the day on which this Act is passed.”

**Clause 171**

LORD ASHTON OF HYDE

**173** Page 97, line 8, after “court” insert “or tribunal”

**174** [*Withdrawn*]

**Clause 173**LORD CLEMENT-JONES  
LORD PADDICK

**175★** Page 98, line 26, at end insert –

- “(2A) A body or other organisation which meets the conditions in subsections (3) and (4) may also exercise some or all of the rights under subsection (2) independently of the data subject’s authority.
- (2B) Subsection (2A) –

**Clause 173 - continued**

- (a) applies in respect of infringements occurring (or alleged to have occurred) whether before or after the commencement of this section; and
- (b) is without prejudice to the generality of any other enactment or rule of law which permits the bringing of representative proceedings.”

LORD STEVENSON OF BALMACARA  
LORD KENNEDY OF SOUTHWARK  
LORD CLEMENT-JONES  
BARONESS KIDRON

175A

Page 98, line 37, at end insert –

- “(4A) In accordance with Article 80(2) of the GDPR, a person who satisfies the conditions in Article 80(1) and who considers that the rights of a data subject under the GDPR have been infringed as a result of data processing may bring proceedings, on behalf of the data subject and independently of the data subject’s mandate –
- (a) pursuant to Article 77 (right to lodge a complaint with a supervisory authority);
  - (b) to exercise the rights referred to in Article 78 (right to an effective judicial remedy against a supervisory authority);
  - (c) to exercise the rights referred to in Article 79 (right to an effective judicial remedy against a controller or processor).
- (4B) An individual who considers that rights under the GDPR, this Act or any other enactment relating to data protection have been infringed in respect of a class of individuals of which he or she forms part may bring proceedings in respect of the infringement as a representative of the class (independently of the mandate of other members of the class); and –
- (a) for the purposes of this subsection “proceedings” includes proceedings for damages, and any damages recovered are to be distributed or otherwise applied as directed by the court;
  - (b) in the case of a class consisting of or including children under the age of 18, an individual may bring proceedings as a representative of the class whether or not the individual’s own rights have been infringed;
  - (c) the court in which proceedings are brought may direct that the individual may not act as a representative, or may act as a representative only to a specified extent, for a specified purpose or subject to specified conditions;
  - (d) a direction under paragraph (c) may (subject to any provision of rules of court relating to proceedings under this subsection) be made on the application of a party or a member of the class, or of the court’s own motion; and
  - (e) subject to any direction of the court, a judgment or order given in proceedings in which a party is acting as a representative under this subsection is binding on all individuals represented in the proceedings, but may only be enforced by or against a person who is not a party to the proceedings with the permission of the court.
- (4C) Subsections (4A) and (4B) –

**Clause 173 - continued**

- (a) apply in respect of infringements occurring (or alleged to have occurred) whether before or after the commencement of this section;
- (b) apply to proceedings begun before the commencement of this section as if references in subsections (4A) and (4B) to bringing proceedings included a reference to continuing proceedings; and
- (c) are without prejudice to the generality of any other enactment or rule of law which permits the bringing of representative proceedings.”

**Clause 175**

LORD STEVENSON OF BALMACARA  
LORD KENNEDY OF SOUTHWARK  
LORD CLEMENT-JONES

176 Leave out Clause 175 and insert the following new Clause—

**“Framework for Data Processing by Government**

- (1) The Commissioner must prepare a document, called the Framework for Data Processing by Government, which contains guidance about the processing of personal data in connection with the exercise of functions of—
  - (a) the Crown, a Minister of the Crown or a United Kingdom government department, and
  - (b) a person with functions of a public nature who the Commissioner recommends is specified or described in regulations made by the Secretary of State.
- (2) The document may make provision relating to all of those functions or only to particular functions or persons.
- (3) The document may not make provision relating to, or to the functions of, a part of the Scottish Administration, the Welsh Government, a Northern Ireland Minister or a Northern Ireland department.
- (4) The Commissioner may from time to time prepare amendments of the document or a replacement document.
- (5) Before preparing a document or amendments under this section, the Commissioner must consult—
  - (a) the Secretary of State, and
  - (b) any other person the Commissioner considers it appropriate to consult.
- (6) Regulations under subsection (1)(b) are subject to the affirmative resolution procedure.
- (7) In this section, “Northern Ireland Minister” includes the First Minister and deputy First Minister in Northern Ireland.”

**Clause 176**

LORD CLEMENT-JONES  
LORD PADDICK

177 Page 100, line 5, leave out subsection (4)

**Clause 177**

LORD CLEMENT-JONES  
LORD PADDICK

178 Page 100, line 25, leave out subsection (4)

**Clause 178**

LORD CLEMENT-JONES  
LORD PADDICK

179 Page 100, line 30, leave out subsections (1) and (2) and insert –

“( ) A failure to act in accordance with a document issued under section 176(3) does not of itself make a person liable to legal proceedings in a court or tribunal.”

180 Page 100, line 35, leave out subsections (3) to (5)

**After Clause 178**

LORD STEVENSON OF BALMACARA  
LORD KENNEDY OF SOUTHWARK  
LORD PATEL  
LORD CLEMENT-JONES

181 Insert the following new Clause –

**“Personal data ethics advisory board and ethics code of practice**

- (1) The Secretary of State must appoint an independent Personal Data Ethics Advisory Board (“the board”) as soon as reasonably practicable after the passing of this Act.
- (2) The board’s functions, in relation to the processing of personal data to which the GDPR and this Act applies, are –
  - (a) to monitor further technical advances in the use and management of personal data and their implications for the rights of data subjects;
  - (b) to protect the individual and collective rights and interests of data subjects in relation to their personal data;
  - (c) to ensure that trade-offs between the rights of data subjects and the use and management of personal data are made transparently, inclusively, and with accountability;
  - (d) to seek out good practices and learn from successes and failures in the use and management of personal data;
  - (e) to enhance the skills of data subjects and controllers in the use and management of personal data.
- (3) The board must work with the Commissioner to prepare a data ethics code of practice for data controllers, which must –
  - (a) include a duty of care on the data controller and the processor to the data subject;
  - (b) provide best practice for data controllers and processors on measures which, in relation to the processing of personal data –
    - (i) reduce vulnerabilities and inequalities;

**After Clause 178 - continued**

- (ii) protect human rights;
  - (iii) increase the security of personal data; and
  - (iv) ensure that the access, use and sharing of personal data is transparent, and the purposes of personal data processing are communicated clearly and accessibly to data subjects.
- (4) The code must also include guidance in relation to the processing of personal data in the public interest and the substantial public interest.
- (5) Where a data controller or processor does not follow the code under this section, the data controller or processor is subject to a fine to be determined by the Commissioner.
- (6) The board must report annually to the Secretary of State.
- (7) The report in subsection (6) may contain recommendations to the Secretary of State and the Commissioner relating to how they can improve the processing of personal data and the protection of data subjects' rights by improving methods of—
- (a) monitoring and evaluating the use and management of personal data;
  - (b) sharing best practice and setting standards for data controllers; and
  - (c) clarifying and enforcing data protection rules.
- (8) The Secretary of State must lay the report made under subsection (6) before both Houses of Parliament.”

**Clause 184**

LORD ASHTON OF HYDE

- 182 Page 103, line 24, leave out from “of” to end of line 29 and insert “—
- (a) its functions under the data protection legislation, or
  - (b) its other functions relating to the Commissioner’s acts and omissions.
- (2) But this section does not authorise the making of a disclosure which is prohibited by any of Parts 1 to 7 or Chapter 1 of Part 9 of the Investigatory Powers Act 2016.
- (3) Until the repeal of Part 1 of the Regulation of Investigatory Powers Act 2000 by paragraphs 45 and 54 of Schedule 10 to the Investigatory Powers Act 2016 is fully in force, subsection (2) has effect as if it included a reference to that Part.”

**Clause 189**LORD CLEMENT-JONES  
LORD PADDICK

- 183 Page 107, line 27, at end insert —

“based solely on automated processing	sections 13 and 48”
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**Clause 189 - continued**

LORD ASHTON OF HYDE

**184** Page 108, line 20, at end insert –

“the made affirmative resolution procedure	section 169”
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**Clause 192**

LORD ASHTON OF HYDE

**184A** Page 111, line 3, after “of” insert “the GDPR and”**184B** Page 111, line 4, at end insert “(to the extent that is not already the case).

- ( ) Where government departments are not able to enter into contracts with each other, a provision of the GDPR or this Act that would require relations between them to be governed by a contract (or other binding legal act) in writing is to be treated as satisfied if the relations are the subject of a memorandum of understanding between them.”

**Clause 193**

LORD BROWN OF EATON-UNDER-HEYWOOD

**185** Page 111, line 41, leave out subsection (5)**186** Page 112, line 3, leave out “Subject to subsection (5),”**Schedule 18**

LORD ASHTON OF HYDE

**187** Page 200, line 23, leave out “sections 76C or” and insert “section”**188** Page 200, line 24, leave out “offences of disclosing information and” and insert “offence of”**189** Page 201, line 1, leave out “sections 76C or” and insert “section”**190** Page 201, line 2, leave out “offences of disclosing information and” and insert “offence of”**191** Page 201, line 17, leave out “sections 76C or” and insert “section”

**Schedule 18 - continued**

- 192 Page 201, line 18, leave out “offences of disclosing information and” and insert “offence of”
- 193 Page 204, line 41, leave out “sections 76C or” and insert “section”
- 194 Page 204, line 42, leave out “offences of disclosing information and” and insert “offence of”
- 195 Page 208, line 42, leave out “Commissioner or”
- 196 Page 208, line 44, leave out “the Commissioner,”
- 197 Page 209, line 2, leave out “under this Act” and insert “in connection with appeals under section 60 of this Act.”
- (2) But this section does not authorise the making of a disclosure which is prohibited by any of Parts 1 to 7 or Chapter 1 of Part 9 of the Investigatory Powers Act 2016.
- (3) Until the repeal of Part 1 of the Regulation of Investigatory Powers Act 2000 by paragraphs 45 and 54 of Schedule 10 to the Investigatory Powers Act 2016 is fully in force, subsection (2) has effect as if it included a reference to that Part.”
- 198 Page 209, leave out lines 4 to 45
- 199 Page 211, line 18, leave out sub-paragraph (3)
- 200 Page 211, line 21, leave out “127(1)” and insert “127(3)”
- 201 Page 213, line 4, leave out “sections 76C or” and insert “section”
- 202 Page 213, line 5, leave out “offences of disclosing information and” and insert “offence of”
- 203 Page 216, line 27, leave out “sections 76C or” and insert “section”
- 204 Page 216, line 28, leave out “offences of disclosing information and” and insert “offence of”
- 205 Page 217, line 23, leave out “sections 76C or” and insert “section”
- 206 Page 217, line 24, leave out “offences of disclosing information and” and insert “offence of”
- 207 Page 224, line 27, leave out “sections 76C or” and insert “section”

**Schedule 18 - continued**

- 208** Page 224, line 28, leave out “offences of disclosing information and” and insert “offence of”
- 209** Page 224, line 36, leave out “76C neu”
- 210** Page 224, line 37, leave out “troseddau o ddatgelu gwybodaeth ac” and insert “trosedd o”
- 211** Page 231, line 30, leave out “sections 76C or” and insert “section”
- 212** Page 231, line 31, leave out “offences of disclosing information and” and insert “offence of”
- 213** Page 232, line 28, leave out “sections 76C or” and insert “section”
- 214** Page 232, line 29, leave out “offences of disclosing information and” and insert “offence of”

**Clause 195**

EARL ATTLEE

LORD STEVENSON OF BALMACARA

- 215** Page 112, line 28, at end insert “within the period of two years beginning with the day on which this Act is passed.
- ( ) The Secretary of State may by regulations made by the affirmative resolution procedure extend the period under subsection (1) by six months.
  - ( ) The Secretary of State may extend the period under subsection (1) by six months on only two separate occasions, and those two separate occasions may not be within one month of each other.”

EARL ATTLEE

- 216** Page 112, line 31, at end insert –
- “( ) sections (*Publishers of news-related material: damages and costs*) and (*Publishers of news-related material: interpretive provisions*);

LORD STEVENSON OF BALMACARA

LORD KENNEDY OF SOUTHWARK

LORD CLEMENT-JONES

BARONESS KIDRON

- 216A** Page 112, line 32, at end insert –
- “( ) section 173(4A) to (4C);”

**Clause 195 - continued**

BARONESS HOLLINS

**217** Page 112, line 35, at end insert—

“( ) paragraph 24 of Schedule 2;”

# Data Protection Bill [HL]

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THIRD  
MARSHALLED  
LIST OF AMENDMENTS  
TO BE MOVED  
ON REPORT

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*8 January 2018*

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