

# Data Protection Bill [HL]

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## MOTION TO BE MOVED ON CONSIDERATION OF COMMONS DISAGREEMENT TO AND AMENDMENTS IN LIEU OF A LORDS AMENDMENT

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*[The page and line reference is to Bill 153, the Bill as first printed for the Commons]*

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### Clause 142

COMMONS AMENDMENTS 62BZA TO 62BA AND 62BC TO 62BF

**Lord Ashton of Hyde to move, “That this House do not insist on its Amendment 62B proposed instead of the words left out by Commons Amendment 62, to which the Commons have disagreed, and do agree with the Commons in their Amendments 62BZA to 62BA and 62BC to 62BF in lieu of Amendment 62B.”**

**Baroness Hollins to move, as an amendment to the above motion, leave out “62BC to 62BF in lieu of Amendment 62B” and insert “62BD to 62BF in lieu of Amendment 62B but do disagree with the Commons in their Amendment 62BC and do propose Amendment 62BCA in lieu –**

### After Clause 176

**62BCA** Insert the following new Clause –

**“Effectiveness of the media’s dispute resolution procedures**

- (1) The Secretary of State must, before the end of each review period, appoint an Independent Reviewer to report to the Secretary of State, before the end of each review period, about –
  - (a) the use of relevant alternative dispute resolution procedures during that period in cases involving actual or alleged failure by a relevant media organisation to comply with the data protection legislation, and
  - (b) the effectiveness of those procedures in such cases.
- (2) For the purposes of subsection (1) the Independent Reviewer must be –
  - (a) the Press Recognition Panel (incorporated by the Royal Charter dated 3 November 2014), if it agrees to act, or
  - (b) otherwise, a person who is or has been a judge of the High Court, the Court of Appeal or the Supreme Court.
- (3) A person reporting under subsection (1) must have regard to the Leveson Inquiry - Report into the culture, practices and ethics of the press laid before Parliament under section 26 of the Inquiries Act 2005 and in particular any relevant conclusions and recommendations.

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- (4) As soon as practicable after receiving a report under subsection (1), the Secretary of State must—
- (a) lay a copy before Parliament; and
  - (b) send a copy to the Scottish Ministers, the Welsh Ministers and the Executive Office in Northern Ireland.
- (5) In this section—
- “relevant alternative dispute resolution procedures” means alternative dispute resolution procedures provided by persons who produce or enforce codes of practice for relevant media organisations;
  - “relevant media organisation” means a body or other organisation whose activities consist of or include journalism, other than a broadcaster;
  - “review period” means—
    - (a) the period of 3 years beginning with the date on which this Act is passed, and
    - (b) each subsequent period of 3 years.”



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*17 May 2018*

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