



Data (Use and Access) Act 2025

CHAPTER 18

DATA (USE AND ACCESS) ACT 2025

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- 1 The Births and Deaths Registration Act 1953 is amended as...
- 2 (1) Section 3A (registration of births of abandoned children) is...
- 3 (1) Section 13 (registration of name of child or of...
- 4 In Part 3 (general), the italic heading before section 25...
- 5 (1) Section 29 (correction of errors in registers) is amended...
- 6 In section 29A (alternative procedure for certain corrections), in
subsection...
- 7 (1) Section 30 (searches of indexes kept by Registrar General)...
- 8 In section 31 (searches of indexes kept by superintendent registrars),...
- 9 For section 32 (searches in registers kept by registrars) substitute—...
- 10 (1) Section 33 (short certificate of birth) is amended as...
- 11 In section 33A (short certificate of death), in subsection (2),...
- 12 In section 34 (entry in register as evidence of birth...
- 13 (1) Section 34A (searches and records of information: additional
provision)...
- 14 In section 35 (offences relating to registers), in paragraph (b),...
- 15 In section 40 (sending and providing notices, information or other...
- 16 In section 41 (interpretation), after subsection (3) insert—
Part 2 — AMENDMENTS OF OTHER LEGISLATION
- 17 Registration Service Act 1953
- 18 In section 10 (district register offices), in subsection (1), omit...
- 19 In section 12 (provision of register boxes), omit “registrar of...
- 20 In section 13 (local schemes of organisation), in subsection (2),...
- 21 Public Records Act 1958
- 22 Social Security Administration Act 1992
- 23 Education Act 1996
- 24 Adoption and Children Act 2002
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- 26 (1) Section 10 (registration) is amended as follows.
- 27 In Part 1 of Schedule 3 (registration: England and Wales),...
- 28 Presumption of Death Act 2013

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- 3 In Article 13(2)(f) (information about automated decision-making to be
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- 4 In Article 14(2)(g) (information about automated decision-making to be
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- 5 In Article 15(1)(h) (right of access by the data subject),...
- 6 In the heading of Section 4 of Chapter 3, omit...
- 7 In Article 23(1) (restrictions), for “provided for in Articles 12...
- 8 In Article 47(2)(e) (binding corporate rules), for the words from...
- 9 In Article 83(5) (general conditions for imposing administrative fines)

-
- 10 The 2018 Act
- 11 Omit section 14 (automated decision-making authorised by law: safeguards).
- 12 In section 43(1)(d) (overview and scope of provisions in Part...
- 13 (1) Section 52 (form of provision of information etc) is...
- 14 (1) Section 53 (manifestly unfounded or excessive requests by the...
- 15 In section 149(2)(b) (enforcement notices)— (a) after “provision of” insert...
- 16 In section 157(2)(a) (maximum amount of penalty), for “49,” substitute...

Schedule 7 — Transfers of personal data to third countries etc: general processing

- 1 Introduction
- 2 General principles for transfers
- 3 Transfers approved by regulations
- 4 After that Article insert— Transfers approved by regulations (1) For the purposes of Article 44A, the Secretary of...
- 5 Transfers approved by regulations: monitoring
- 6 Transfers subject to appropriate safeguards
- 7 In the heading of Article 47 (binding corporate rules) at...
- 8 After Article 47 insert— Transfers subject to appropriate safeguards: further...
- 9 Derogations for specific situations
- 10 Public interest restrictions

Schedule 8 — Transfers of personal data to third countries etc: law enforcement processing

- 1 Introduction
- 2 Overview and interpretation
- 3 General principles for transfer
- 4 Transfers approved by regulations
- 5 Transfers approved by regulations: monitoring
- 6 Transfers subject to appropriate safeguards
- 7 Transfers based on special circumstances
- 8 Transfers to particular recipients
- 9 (1) Section 77 (conditions for transfers of personal data to...
- 10 Subsequent transfers

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- 1 The UK GDPR
- 2 In Article 13(1)(f) (information to be provided where personal data...
- 3 In Article 14(1)(f) (information to be provided where personal data...
- 4 In Article 15(2) (right of access by the data subject)—...
- 5 (1) Article 40 (codes of conduct) is amended as follows....

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- 6 In Article 42(2) (certification) omit “appropriate” in both places.
 - 7 In Article 46(2)(d) (transfers subject to appropriate safeguards: standard data...
 - 8 In Article 57(1) (Commissioner’s tasks)— (a) in point (m) omit...
 - 9 In Article 58(3) (authorisation and advisory powers of the Commissioner),...
 - 10 In Article 83(5)(c) (general conditions for imposing administrative fines), for...
 - 11 The 2018 Act
 - 12 Omit section 17A (transfers based on adequacy regulations) and the...
 - 13 Omit section 17B (transfers based on adequacy regulations: review etc)....
 - 14 Omit section 17C (standard data protection clauses).
 - 15 Omit section 18 (transfers of personal data to third countries...
 - 16 In section 24(2) (manual unstructured data held by FOI public...
 - 17 In section 26(2) (national security and defence exemption), omit paragraph...
 - 18 In section 75 (transfers on the basis of appropriate safeguards),...
 - 19 In section 78A (law enforcement processing: national security exemption) (inserted...
 - 20 (1) Section 119A (power of Commissioner to specify standard clauses...
 - 21 In section 149(2)(e) (enforcement notices), for “44 to 49” substitute...
 - 22 (1) Section 182 (regulations and consultation) is amended as follows....
 - 23 In section 205(2)(e) (references to periods of time) omit “and...
 - 24 In paragraph 26(9)(d) of Schedule 2 (exemptions etc for journalistic,...
 - 25 (1) Part 3 of Schedule 21 (further transitional provision etc:...
- Part 2 — TRANSITIONAL PROVISION
- 26 The UK GDPR: transfers approved by regulations
 - 27 The UK GDPR: transfers subject to appropriate safeguards
 - 28 The UK GDPR: transfers subject to appropriate safeguards provided by standard data protection clauses
 - 29 (1) This paragraph applies to a requirement for safeguards to...
 - 30 The UK GDPR: transfers necessary for important reasons of public interest
 - 31 The UK GDPR: restrictions on transfers of personal data to third countries and international organisations
 - 32 Part 3 of the 2018 Act (law enforcement processing): transfers approved by regulations
 - 33 Part 3 of the 2018 Act (law enforcement processing): transfers subject to appropriate safeguards
- Schedule 10 — Complaints: minor and consequential amendments
- 1 The UK GDPR
 - 2 In Article 12(4) (transparent information, communication and modalities for the...
 - 3 (1) Article 13(2) (information to be provided where personal data...
 - 4 (1) Article 14(2) (information to be provided where personal data...
 - 5 (1) Article 15(1) (right of access by the data subject)...
 - 6 In Article 47 (binding corporate rules), in paragraph 2(e), for...
 - 7 (1) Article 80 (representation of data subjects) is amended as...
 - 8 The 2018 Act
 - 9 In section 26(2)(f) (national security and defence exemption), omit sub-paragraph...

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- 10 (1) Section 44 (information: controller’s general duties) is amended as...
- 11 (1) Section 45 (right of access by the data subject)...
- 12 In section 45A (exemption from sections 44 and 45: legal...
- 13 (1) Section 48 (rights to rectification, to erasure or to...
- 14 In section 93(1)(e) (right to information), after “Commissioner”, in the...
- 15 In section 94(2)(f) (right of access), after “Commissioner”, in the...
- 16 (1) Section 149 (enforcement notices) is amended as follows.
- 17 In section 155 (penalty notices), in subsection (1)(a), for “or...
- 18 In section 157 (maximum amount of penalty), after subsection (4)...
- 19 In section 165 (complaints by data subjects), in the heading,...
- 20 (1) Section 166 (orders to progress complaints) is amended as...
- 21 (1) Section 187 (representation of data subjects with their authority)...

Schedule 11 — Further minor provision about data protection

- 1 The UK GDPR
- 2 (1) Article 4(1) (interpretation) is amended as follows.
- 3 After Article 4 insert— Periods of time (1) References in this Regulation to a period expressed in...
- 4 In Article 9 (processing of special categories of personal data)—...
- 5 In Article 12(5) (information etc to be provided free of...
- 6 In Article 23(1)(h) (restrictions), for “(a)” substitute “(c)”.
- 7 In Article 24(3) (responsibility of the controller), for “an element...
- 8 In Article 25(3) (data protection by design and by default),...
- 9 In Article 28(5) (processors), for “an element by which to...
- 10 In Article 32(3) (security of processing), for “an element by...
- 11 In Article 37(1)(a), after “courts” insert “and tribunals”.
- 12 Omit Article 59 (activity reports).
- 13 The 2018 Act
- 14 In section 3(9) (definition of “the data protection legislation”)—
- 15 Omit section 20 (meaning of “court” in Part 2).
- 16 In section 94 (data subject’s right of access under Part...
- 17 In section 119A(11) (standard clauses for transfers to third countries...
- 18 In section 124(5) (data protection and journalism code), in the...
- 19 (1) Section 125 (approval of codes of practice prepared by...
- 20 In section 139 (reporting to Parliament), omit subsection (2).
- 21 In section 161(6) (approval of first guidance about regulatory action),...
- 22 In section 170(2)(a) (unlawful obtaining etc of personal data), after...
- 23 (1) Section 171 (re-identification of de-identified personal data) is amended...
- 24 In section 181 (interpretation of Part 6) omit the definition...
- 25 In section 184(4) (prohibition of requirement to produce relevant records),...
- 26 In section 192(6) (approval of the Framework), after “any” insert...
- 27 In section 206 (index of defined expressions), in the Table,...
- 28 (1) Schedule 1 (special categories of personal data and criminal...
- 29 (1) Schedule 2 (exemptions etc from the UK GDPR) is...
- 30 In paragraph 8(1)(b) of Schedule 8 (conditions for sensitive processing...
- 31 In paragraph 2(a) of Schedule 11 (other exemptions under Part...
- 32 Victims and Prisoners Act 2024

Schedule 12 — Storing information in the terminal equipment of a subscriber or user

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Schedule 13 — Privacy and electronic communications: Commissioner’s enforcement powers

Schedule 14 — The Information Commission

- 1 Schedule 12A to the Data Protection Act 2018
- 2 Transitional provision: first chair
- 3 Transitional provision: consultation about non-executive members
- 4 Transitional provision: consultation about interim chief executive

Schedule 15 — Information standards for health and adult social care in England

- 1 Chapter 1 of Part 9 of the Health and Social...
- 2 Before section 250 insert— Powers to publish standards .
- 3 (1) Section 250 (powers to publish information standards) is amended...
- 4 After section 250 insert— Standards relating to information technology
(1) An information standard relating to information technology or IT...
- 5 (1) Section 251 (information standards: procedure etc) is amended as...
- 6 After section 251 insert— Compliance with standards .
- 7 For the heading of section 251ZA (information standards: compliance) substitute...
- 8 After that section insert— Notice requesting compliance by relevant IT...

Schedule 16 — Grant of smart meter communication licences

Part 1 — AMENDMENTS OF THE ENERGY ACT 2008

- 1 The Energy Act 2008 is amended as follows.
- 2 In the italic heading before section 88, after “meters” insert...
- 3 After section 91 insert— Grant of smart meter communication licences...
- 4 In section 104 (subordinate legislation)— (a) in subsection (1), for...

Part 2 — AMENDMENTS OF OTHER LEGISLATION

- 5 Gas Act 1986
- 6 Electricity Act 1989
- 7 Electricity and Gas (Competitive Tenders for Smart Meter Communication Licences) Regulations 2012

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Changes and effects yet to be applied to :

- s. 103 coming into force by [S.I. 2026/82 reg. 3\(a\)](#)
- Sch. 10 para. 1 coming into force by [S.I. 2026/82 reg. 3\(b\)](#)
- Sch. 10 para. 2 coming into force by [S.I. 2026/82 reg. 3\(b\)](#)
- Sch. 10 para. 3 coming into force by [S.I. 2026/82 reg. 3\(b\)](#)
- Sch. 10 para. 4 coming into force by [S.I. 2026/82 reg. 3\(b\)](#)
- Sch. 10 para. 5 coming into force by [S.I. 2026/82 reg. 3\(b\)](#)
- Sch. 10 para. 6 coming into force by [S.I. 2026/82 reg. 3\(b\)](#)
- Sch. 10 para. 7 coming into force by [S.I. 2026/82 reg. 3\(b\)](#)
- Sch. 10 para. 8 coming into force by [S.I. 2026/82 reg. 3\(b\)](#)
- Sch. 10 para. 9 coming into force by [S.I. 2026/82 reg. 3\(b\)](#)
- Sch. 10 para. 10 coming into force by [S.I. 2026/82 reg. 3\(b\)](#)
- Sch. 10 para. 11 coming into force by [S.I. 2026/82 reg. 3\(b\)](#)
- Sch. 10 para. 12 coming into force by [S.I. 2026/82 reg. 3\(b\)](#)
- Sch. 10 para. 13 coming into force by [S.I. 2026/82 reg. 3\(b\)](#)
- Sch. 10 para. 14 coming into force by [S.I. 2026/82 reg. 3\(b\)](#)
- Sch. 10 para. 15 coming into force by [S.I. 2026/82 reg. 3\(b\)](#)
- Sch. 10 para. 16 coming into force by [S.I. 2026/82 reg. 3\(b\)](#)
- Sch. 10 para. 17 coming into force by [S.I. 2026/82 reg. 3\(b\)](#)
- Sch. 10 para. 18 coming into force by [S.I. 2026/82 reg. 3\(b\)](#)
- Sch. 10 para. 19 coming into force by [S.I. 2026/82 reg. 3\(b\)](#)
- Sch. 10 para. 20 coming into force by [S.I. 2026/82 reg. 3\(b\)](#)
- Sch. 10 para. 21 coming into force by [S.I. 2026/82 reg. 3\(b\)](#)