

Explanatory Framework for Adequacy Discussions

Section J2: Supplementary Material – Legislation and other documents

Overview

This section lists the legislation that has been made reference to elsewhere, with links to the legislation. It also contains links to the supplementary material referenced in Section H.

Section J2: Supplementary Material – Legislation and other documents

Links to legislation referenced elsewhere

Act	Link
Accessories and Abettors Act 1861	http://www.legislation.gov.uk/ukpga/Vict/24-25/94/contents
Anti-Terrorism Crime and Security Act 2001	http://www.legislation.gov.uk/ukpga/2001/24/contents
Banking Act 2009	http://www.legislation.gov.uk/ukpga/2009/1/contents
Business Protection from Misleading Marketing Regulations 2008	http://www.legislation.gov.uk/uksi/2008/1276/contents/made
Charities Act 1992	http://www.legislation.gov.uk/ukpga/1992/41/contents
Charities Act 2006	http://www.legislation.gov.uk/ukpga/2006/50/contents
Charities Act 2011	http://www.legislation.gov.uk/ukpga/2011/25/contents
Children’s Hearings (Scotland) Act 2011	https://www.legislation.gov.uk/asp/2011/1/contents
The Children’s Hearings (Scotland) Act 2011 (Rules of Procedure in Children’s Hearings) Rules 2013	http://www.legislation.gov.uk/ssi/2013/194/contents/made
Civil Contingencies Act 2004	http://www.legislation.gov.uk/ukpga/2004/36/contents
Communications Act 2003	http://www.legislation.gov.uk/ukpga/2003/21/contents
Companies Act 1985	http://www.legislation.gov.uk/ukpga/1985/6/contents
Companies Act 2006	http://www.legislation.gov.uk/ukpga/2006/46/contents
Computer Misuse Act 1990	http://www.legislation.gov.uk/ukpga/1990/18/contents
Consumer Credit Acts 1974	http://www.legislation.gov.uk/ukpga/1974/39/contents
Consumer Protection Act 1987	http://www.legislation.gov.uk/ukpga/1987/43/contents

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Consumer Protection Cooperation Regulation	https://ec.europa.eu/info/law/law-topic/consumers/consumer-protection-cooperation-regulation_en
Consumer Protection from Unfair Trading Regulations 2008	https://www.legislation.gov.uk/ukxi/2008/1277/contents/made
Consumer Rights Act 2015	http://www.legislation.gov.uk/ukpga/2015/15/contents
Copyright Design and Patents Act 1988	http://www.legislation.gov.uk/ukpga/1988/48/contents
Counter Terrorism and Security Act 2015	http://www.legislation.gov.uk/ukpga/2015/6/contents/
Counter-Terrorism Act 2008	http://www.legislation.gov.uk/ukpga/2008/28/contents
Court of Session Act 1988	http://www.legislation.gov.uk/ukpga/1988/36/contents
Crime and Courts Act 2013	http://www.legislation.gov.uk/ukpga/2013/22/contents
Crime and Security Act 2001	http://www.legislation.gov.uk/ukpga/2001/24/contents
Criminal Justice (Scotland) Act 2016	http://www.legislation.gov.uk/asp/2016/1/contents
Criminal Justice Act 1988	http://www.legislation.gov.uk/ukpga/1988/33/contents
Criminal Justice and Data Protection (Protocol No.36) Regulations 2014	http://www.legislation.gov.uk/ukxi/2014/3191/contents/made
Criminal Justice and Police Act 2001	http://www.legislation.gov.uk/ukpga/2001/16/contents
Criminal Law Act 1977	http://www.legislation.gov.uk/ukpga/1977/45/contents
Criminal Procedure (Scotland) Act 1995	http://www.legislation.gov.uk/ukpga/1995/46/contents
Criminal Procedure and Investigations Act 1996	http://www.legislation.gov.uk/ukpga/1996/25/contents
Customs and Excise Management Act 1979	https://www.legislation.gov.uk/ukpga/1979/2/contents
Data Protection (Charges and	http://www.legislation.gov.uk/ukxi/2018/480/cont

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Information) Regulations 2018	ents/made
Data Protection Act 1998	http://www.legislation.gov.uk/ukpga/1998/29/contents
Data Protection Act 2018	http://www.legislation.gov.uk/ukpga/2018/12/contents [Explanatory Note: http://www.legislation.gov.uk/ukpga/2018/12/pdfs/ukpgaen_20180012_en.pdf]
The Data Protection, Privacy and Electronic Communications (Amendments etc) (EU Exit) Regulations 2019	http://www.legislation.gov.uk/uksi/2019/419/contents/made Keeling Schedules: https://www.gov.uk/government/publications/data-protection-law-eu-exit
The Data Protection, Privacy and Electronic Communications (Amendments etc) (EU Exit) (No. 2) Regulations 2019	http://www.legislation.gov.uk/uksi/2019/485/contents/made
Data Retention and Investigatory Powers Act 2014	http://www.legislation.gov.uk/ukpga/2014/27/contents
Digital Economy Act 2017	http://www.legislation.gov.uk/ukpga/2017/30/contents
Directive (EU) 2015/849	https://eur-lex.europa.eu/legal-content/EN/TXT/?uri=celex%3A32015L0849
Directive 1999/93/EC	https://eur-lex.europa.eu/legal-content/EN/TXT/?uri=CELEX%3A31999L0093
Education (Scotland) Act 1980	http://www.legislation.gov.uk/ukpga/1980/44/contents
The Electronic Identification and Trust Services for Electronic Transactions Regulations 2016	http://www.legislation.gov.uk/uksi/2016/696/contents/made
Enterprise Act 2002	http://www.legislation.gov.uk/ukpga/2002/40/contents
Enterprise and Regulatory Reform Act 2013	http://www.legislation.gov.uk/ukpga/2013/24/contents
Environmental Information (Scotland) Regulations 2004	http://www.legislation.gov.uk/ssi/2004/520/contents/made
Environmental Information Regulations 2004	http://www.legislation.gov.uk/uksi/2004/3391/contents

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Equality Act 2010	http://www.legislation.gov.uk/ukpga/2010/15/contents
European Communities Act 1972	http://www.legislation.gov.uk/ukpga/1972/68/contents
Financial Services Act 2012	http://www.legislation.gov.uk/ukpga/2012/21/contents
Financial Services and Markets Act 2000	http://www.legislation.gov.uk/ukpga/2000/8/contents
Firearms Act 1968	http://www.legislation.gov.uk/ukpga/1968/27/contents
Freedom of Information (Scotland) Act 2002	http://www.legislation.gov.uk/asp/2002/13/contents
Freedom of Information Act 2000	http://www.legislation.gov.uk/ukpga/2000/36/contents
Health and Social Care (National Data Guardian) Act 2018	http://www.legislation.gov.uk/ukpga/2018/31/contents
Health Service (Control of Patient Information) Regulations 2002	http://www.legislation.gov.uk/uksi/2002/1438/contents/made
Health Service Commissioners Act 1993	http://www.legislation.gov.uk/ukpga/1993/46/contents
Human Fertilisation and Embryology (Parental Orders) Regulations 2010	http://www.legislation.gov.uk/uksi/2010/985/contents/made
Human Fertilisation and Embryology (Parental Orders) Regulations 2018	http://www.legislation.gov.uk/uksi/2018/1412/contents/made
Human Fertilisation and Embryology Act 1990	http://www.legislation.gov.uk/ukpga/1990/37/contents
Human Rights Act 1998	http://www.legislation.gov.uk/ukpga/1998/42/contents
Implementing Recommendations of the 9/11 Commission Act of 2007	https://www.congress.gov/110/plaws/publ53/PLAW-110publ53.pdf
INSPIRE (Scotland) Regulations 2009 (S.S.I. 2009/440)	http://www.legislation.gov.uk/ssi/2009/440/contents/made
Intelligence Services Act 1994	http://www.legislation.gov.uk/ukpga/1994/13/contents
Interception of Communications Act 1985	http://www.legislation.gov.uk/ukpga/1985/56/contents

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Interpretation Act 1978	http://www.legislation.gov.uk/ukpga/1978/30/contents
Investigatory Powers Act 2016	http://www.legislation.gov.uk/ukpga/2016/25/contents
Justice and Security Act 2013	http://www.legislation.gov.uk/ukpga/2013/18/contents
Law Enforcement Directive	https://eur-lex.europa.eu/legal-content/EN/TXT/?uri=CELEX%3A32016L0680
Local Government Act 2000	http://www.legislation.gov.uk/ukpga/2000/22/contents
Local Government and Housing Act 1989	http://www.legislation.gov.uk/ukpga/1989/42/contents
Magistrates' Court (Children and Young Persons) Rules 1992	http://www.legislation.gov.uk/uksi/1992/2071/contents/made
Mental Health Act 1983	http://www.legislation.gov.uk/ukpga/1983/20/contents
Misuse of Drugs Act 1971	http://www.legislation.gov.uk/ukpga/1971/38/contents
Offences Against the Person Act 1861	http://www.legislation.gov.uk/ukpga/Vict/24-25/100/contents
Official Secrets Act 1989	http://www.legislation.gov.uk/ukpga/1989/6/contents
Pension Schemes Act 1993	http://www.legislation.gov.uk/ukpga/1993/48/contents
Pension Schemes Act 2015	http://www.legislation.gov.uk/ukpga/2015/8/contents
Pension Schemes Act 2017	http://www.legislation.gov.uk/ukpga/2017/17/contents
Pensions Act 2004	http://www.legislation.gov.uk/ukpga/2004/35/contents
Police Act 1996	http://www.legislation.gov.uk/ukpga/1996/16/contents
Police Act 1997	http://www.legislation.gov.uk/ukpga/1997/50/contents
Police and Criminal Evidence Act 1984	http://www.legislation.gov.uk/ukpga/1984/60/contents

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Police and Fire Reform (Scotland) Act 2012	http://www.legislation.gov.uk/asp/2012/8/contents
The Police (Complaints and Misconduct) Regulations 2004	http://www.legislation.gov.uk/uksi/2004/643/regulation/2/made
Police Reform Act 2002	http://www.legislation.gov.uk/ukpga/2002/30/contents
Police Reform and Social Responsibility Act 2011	http://www.legislation.gov.uk/ukpga/2011/13/contents
Police, Public Order and Criminal Justice (Scotland) Act 2006	http://www.legislation.gov.uk/asp/2006/10/contents
Policing and Crime Act 2017	http://www.legislation.gov.uk/ukpga/2017/3/contents
Political Parties, Elections and Referendums Act 2000	http://www.legislation.gov.uk/all?title=Political%20Parties%2C%20Elections%20and%20Referendums%20Act%202000
Postal Services Act 2000 applies	http://www.legislation.gov.uk/ukpga/2000/26/contents
Prison Act (Northern Ireland) 1953	http://www.legislation.gov.uk/apni/1953/18/contents
Prison Act 1952	http://www.legislation.gov.uk/ukpga/Geo6and1Elizabeth2/15-16/52/contents
Prisons (Scotland) Act 1989	http://www.legislation.gov.uk/ukpga/1989/45/contents
Privacy and Electronic Communications (EC Directive) Regulations 2003	http://www.legislation.gov.uk/uksi/2003/2426/contents/made
Private Security Industry Act 2001	http://www.legislation.gov.uk/ukpga/2001/12/contents
Proceeds of Crime Act 2002	http://www.legislation.gov.uk/ukpga/2002/29/contents
Protection of Children Act 1978	http://www.legislation.gov.uk/ukpga/1978/37/contents
Protection of Freedoms Act 2012	http://www.legislation.gov.uk/ukpga/2012/9/contents
Re-use of Public Sector Information Regulations 2015	http://www.legislation.gov.uk/uksi/2015/1415/contents
Regulation (EU) No 910/2014 of the	https://eur-lex.europa.eu/legal-content/EN/TXT/?

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European Parliament and of the Council of 23 July 2014	uri=uriserv%3AOJ.L_.2014.257.01.0073.01.ENG
Regulation of Investigatory Powers (Scotland) Act 2000	http://www.legislation.gov.uk/asp/2000/11/contents
Regulation of Investigatory Powers Act 2000	http://www.legislation.gov.uk/ukpga/2000/23/contents
Rehabilitation of Offenders Act 1974	http://www.legislation.gov.uk/ukpga/1974/53/contents
Representation of the People Act 1983	http://www.legislation.gov.uk/ukpga/1983/2
Scotland Act 1998	http://www.legislation.gov.uk/ukpga/1998/46/contents
Security Fraud Act 2001	http://www.legislation.gov.uk/ukpga/2001/11/contents
Security Service Act 1989	http://www.legislation.gov.uk/ukpga/1989/5/contents
Serious Crime Act 2007	http://www.legislation.gov.uk/ukpga/2007/27/contents
Sexual Offences Act 2003	http://www.legislation.gov.uk/ukpga/2003/42/contents
Serious Organised Crime and Police Act 2005	http://www.legislation.gov.uk/ukpga/2005/15/contents
Social Work (Scotland) Act 1968	http://www.legislation.gov.uk/ukpga/1968/49/contents
Supreme Courts Act 1981	http://www.legislation.gov.uk/ukpga/1981/54/contents
Telecommunications Act 1984	http://www.legislation.gov.uk/ukpga/1984/12/contents
Terrorism Act 2000	http://www.legislation.gov.uk/ukpga/2000/11/contents
Terrorism Act 2006	http://www.legislation.gov.uk/ukpga/2006/11/contents
Theft Act 1968	http://www.legislation.gov.uk/ukpga/1968/60/contents
US Military Commissions Act of 2006	https://www.loc.gov/rr/frd/Military_Law/pdf/PL-109-366.pdf
Wireless Telegraphy Act 2006	http://www.legislation.gov.uk/ukpga/2006/36/contents

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LINKS TO FURTHER SUPPLEMENTARY MATERIAL REFERENCED IN SECTION H

A question of trust: report of the investigatory powers review	https://www.gov.uk/government/publications/a-question-of-trust-report-of-the-investigatory-powers-review
Investigatory Powers Bill: bulk powers review	https://www.gov.uk/government/publications/investigatory-powers-bill-bulk-powers-review
Report - "Privacy and Security: A modern and transparent legal framework" (ISC)	http://isc.independent.gov.uk/files/20150312_ISC_P+S+Rpt(web).pdf
Advisory Notice 1/2018 Approval of Warrants, Authorisations and Notices by Judicial Commissioners	https://ipco.org.uk/docs/20180403%20IPCO%20Guidance%20Note%202.pdf
Report on the draft Investigatory Powers Bill (ISC)	http://isc.independent.gov.uk/files/20160209_ISC_Rpt_IPBill(web).pdf
Investigatory Powers Act 2016 Consultation on the Government's proposed response to the ruling of the Court of Justice of the European Union on 21 December 2016 regarding the retention of communications data	https://assets.publishing.service.gov.uk/government/uploads/system/uploads/attachment_data/file/663668/November_2017_IPA_Consultation_-_consultation_document.pdf
Investigatory Powers Act 2016: Response to Home Office Consultation	https://assets.publishing.service.gov.uk/government/uploads/system/uploads/attachment_data/file/724142/June_2018_IPA_regulations_-_Government_Response_to_consultation_on_response_to_ECJ_judgment.pdf
Communications Data Code of Practice	https://assets.publishing.service.gov.uk/government/uploads/system/uploads/attachment_data/file/757850/Communications_Data_Code_of_Practice.pdf
Bulk Acquisition of Communications Data Code of Practice	https://assets.publishing.service.gov.uk/government/uploads/system/uploads/attachment_data/file/715477/Bulk_Communications_Data_Code_of_Practice.pdf
Intelligence services' retention and use of bulk personal datasets Code of Practice	https://assets.publishing.service.gov.uk/government/uploads/system/uploads/attachment_data/file/

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	715478/Bulk_Personal_Datasets_Code_of_Practice.pdf
Equipment Interference Code of Practice	https://assets.publishing.service.gov.uk/government/uploads/system/uploads/attachment_data/file/715479/Equipment_Interference_Code_of_Practice.pdf
Interception of Communications Code of Practice	https://assets.publishing.service.gov.uk/government/uploads/system/uploads/attachment_data/file/715480/Interception_of_Communications_Code_of_Practice.pdf
National Security notice	https://assets.publishing.service.gov.uk/government/uploads/system/uploads/attachment_data/file/715484/National_Security_Notice_Code_of_Practice.pdf
Detainee Mistreatment and Rendition: 2001–2010 [Intelligence and Security Committee of Parliament]	http://isc.independent.gov.uk/files/20180628_HC114_Report_Detainee_Mistreatment_and_Rendition-Current_Issues.pdf
Liberty/Privacy (IPT/13/77/H IPT13/92/CH IPT/13/168-173/H IPT/13/194/CH IPT/13/204/C Judgment [5 December 2014; 6 Feb 2015]	https://www.ipt-uk.com/docs/IPT_13_168-173_H.pdf ; and 2015 judgement: https://www.ipt-uk.com/docs/Liberty_Ors_Judgment_6Feb15.pdf
Amended open determination [22 June 2015]	https://www.ipt-uk.com/docs/Final_Liberty_Ors_Open_Determination_Amended.pdf
Privacy International and Greenet & Others (IPT 14/85/CH 14/120-126/CH [12 February 2016]	https://www.ipt-uk.com/docs/Privacy_Greenet_and_Sec_of_State.pdf
Privacy International (IPT/15/110/CH) [17 October 2016]	https://ipt-uk.com/docs/Bulk%20Data%20judgement%20-%20June%202017.pdf
Privacy International [8 September 2017]	https://www.ipt-uk.com/docs/Privacy%20International%20v%20SSFCA%20and%20Ors%20September%202017%20updated%20March%202018.pdf
Privacy International [30 October 2017]	https://www.ipt-uk.com/docs/IPT%20BULK%20DATA%20ORDER%20FOR%20REFERENCE%20TO%20C

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	JEU.pdf
Privacy International [23 July 2018]	https://www.ipt-uk.com/judgments.asp?id=45
Liberty [29 July 2019]	https://www.judiciary.uk/wp-content/uploads/2019/07/Liberty-judgment-Final.pdf