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STATUTORY INSTRUMENTS

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**2003 No. 2426**

**ELECTRONIC COMMUNICATIONS**

**The Privacy and Electronic Communications  
(EC Directive) Regulations 2003**

*Made - - - - 18th September 2003*

*Laid before Parliament 18th September 2003*

*Coming into force 11th December 2003*

**THE PRIVACY AND ELECTRONIC COMMUNICATIONS  
(EC DIRECTIVE) REGULATIONS 2003**

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**Changes to legislation:** There are currently no known outstanding effects for the The Privacy and Electronic Communications (EC Directive) Regulations 2003. (See end of Document for details)

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SCHEDULE 1 — Modifications for the purposes of these Regulations to Part V and sections 55A to 55E of the Data Protection Act 1998 and Schedules 6 and 9 to that Act as extended by Regulation 31

*Modifications of the Data Protection Act 1998*

1. In section 40— (a) in subsection (1), for the words...
2. In section 41(1) and (2), for the words “data protection...”
- 2A Sections 41A to 41C shall be omitted.
3. Section 42 shall be omitted.
4. In section 43— (a) for subsections (1) and (2) there...
5. Sections 44, 45 and 46 shall be omitted.
6. In section 47— (a) in subsection (1), “special information notice”...
7. In section 48— (a) in subsections (1) and (3), for...
8. In section 49 subsection (5) shall be omitted.
- 8A Except where paragraph 8AA applies, in section 55A—
- 8AA In section 55A, when applied to regulations 19 to 24...
- 8B In section 55B, for the words “data controller” (in subsections...
- 8C In section 55E, for the words “data controller” in subsection...
9. In paragraph 4(1) of Schedule 6, for the words “(2)...
10. In paragraph 1 of Schedule 9— (a) for subparagraph (1)(a)...
- 10A In paragraph 2(1A) of Schedule 9 for “assessment notice” there...

11. In paragraph 9 of Schedule 9— (a) in subparagraph (1)(a)...

*Modifications of secondary legislation*

12. Modification of the Data Protection (Monetary Penalties) (Maximum Penalty and Notices) Regulations 2010
13. Modification of the Data Protection (Monetary Penalties) Order 2010

SCHEDULE 2 — Transitional provisions

— Interpretation

1. In this Schedule “the 1999 Regulations” means the Telecommunications (Data...
  - Directories
2. (1) Regulation 18 of these Regulations shall not apply in...
  - Notifications
3. (1) A notification of consent given to a caller by...
  - Registers kept under regulations 25 and 26
4. (1) A notification given by a subscriber pursuant to regulation...
  - References in these Regulations to OFCOM
5. In relation to times before an order made under section...

Explanatory Note

**Changes to legislation:**

There are currently no known outstanding effects for the The Privacy and Electronic Communications (EC Directive) Regulations 2003.