

L.N. 155 of 2003

DATA PROTECTION ACT, 2001

(ACT NO. XXVI of 2001)

Third Country (Data Protection Act) Regulations, 2003

IN exercise of the powers conferred by articles 28 and 54 of the Data Protection Act, 2001, hereinafter called “the Act”, the Minister for Information Technology and Investment, having consulted the Data Protection Commissioner, has made the following regulations:–

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| Citation. | 1. The title of these regulations is the Third Country (Data Protection Act) Regulations, 2003. |
| Interpretation. | 2. Unless otherwise stated in these regulations, the definitions contained in the Data Protection Act shall apply. |
| Applicability. | 3. These regulations shall apply to transfers of personal data to third countries. |
| Third country. | 4. A third country shall be any country that at the relevant time is not a Member State of the European Union. |
| Notification. | 5. Prior to transferring personal data to a third country, data controllers shall notify the Commissioner of any transfer of data resulting from a processing operation. |
| Administrative fines and sanctions. | 6. Any person who contravenes or fails to comply with these regulations shall be liable to an administrative fine not exceeding ten thousand liri for each violation and one thousand liri for each day during which such violation persists, which fine shall be determined and imposed by the Commissioner. |