

L.N. 199 of 2008

**ELECTRONIC COMMUNICATIONS (REGULATION) ACT
(CAP. 399)**

**Electronic Communications (Personal Data and Protection of
Privacy) (Amendment) Regulations, 2008**

IN EXERCISE of the powers conferred by article 34 of the Electronic Communications (Regulation) Act the Minister for Infrastructure, Transport and Communications, has made the following regulations:-

1. The title of these regulations is the Electronic Communications (Personal Data and Protection of Privacy) (Amendment) Regulations, 2008 and these regulations shall be read and construed as one with the Electronic Communications (Personal Data and Protections of Privacy) Regulations 2003, hereinafter referred to as the ‘principal regulations’.

Title.

S.L. 399.25.

2. Immediately after regulation 4 of the principal regulations there shall be added the following new regulation:

Adds new regulation 4A to the principal regulations.

“Data retention.

4A. It shall be the obligation of a service provider to ensure that it has in place the necessary technical and administrative capacity and all other requirements to enable it to comply with the provisions of regulations 19 and 21 of the Processing of Personal Data (Electronic Communications Sector) Regulations, 2003 for the purposes of granting access to data as established in regulation 20 of the said regulations and to retain such data for such periods as established by regulation 22(a) and (b) of the said regulations.”.

L.N. 16 of 2003.