

L.N. 74 of 2019

**GAMING ACT
(CAP. 583)**

Retention of Data (Malta Gaming Authority) Regulations, 2019

IN EXERCISE of the powers conferred by article 12 of the Gaming Act, the Parliamentary Secretary for Financial Services, Digital Economy and Innovation, in consultation with the Malta Gaming Authority, has made the following regulations:-

1. The title of these regulations is the Retention of Data Citation.
(Malta Gaming Authority) Regulations, 2019.
2. (1) In these regulations, save as provided in sub- Interpretation.
regulations (2) and (3), all words and phrases shall have the same S.L. 583.04.
meaning as prescribed in the Gaming Definitions Regulations.
(2) In these regulations, unless the context otherwise requires, Cap. 583.
"the Act" means the Gaming Act.
(3) All other terms used in these regulations shall have the
same meaning attributed to them in the Act.
3. (1) The Authority may retain all data, including any Data Retention
personal data, collected or otherwise processed in the pursuit of its Period.
regulatory functions under the Act for a period of ten years from the
date when the data is no longer necessary in relation to the purposes
for which it is collected or otherwise processed:

Provided that the retention of data, including any personal
data, is *ipso jure* considered to be necessary in relation to the purposes
for which it is collected or otherwise processed, throughout the
duration of the validity of any authorisation issued by the Authority.
(2) Retention of the data, including any personal data, by the
Authority for further periods shall be lawful when it is necessary:
 - (a) for compliance with a legal and, or regulatory
obligation imposed on the Authority;
 - (b) for archiving purposes in the public interest, scientific
and, or historical research purposes and, or statistical purposes;
and, or
 - (c) for the establishment, exercise, and, or defence of

legal claims by the Authority.

(3) The Authority shall process the data in a lawful, fair and transparent manner, particularly where the data constitutes personal data. The Authority shall process all personal data in accordance with data protection and privacy legislation.
