



Statutory Document No. 60/95

THE DATA PROTECTION ACT 1986

THE DATA PROTECTION (FEES) REGULATIONS 1995

Approved by Tynwald 21st March 1995

Coming into operation 1st April 1995

In exercise of the powers conferred on the Treasury by sections 6(7), 8(6), 9(2) and 39(3) of the Data Protection Act 1986(a), and of all other enabling powers, the following Regulations are hereby made:-

Citation, commencement and interpretation

1. (1) These Regulations may be cited as the Data Protection (Fees) Regulations 1995 and, subject to section 39(1) of the Act, shall come into operation on the 1st April 1995.

(2) In these Regulations -

"the Act" means the Data Protection Act 1986;

"registered charity" means -

- (a) a charity in respect of which a statement has been filed under section 2(1) of the Charities Registration Act 1989(b) and has not been refused under section 3 of that Act;
- (b) a charity which, by virtue of section 18(2) of that Act, falls to be treated as a registered charity for the purposes of that Act; or
- (c) an institution which is prescribed for the purposes of section 2(3) of that Act;

"year" includes a part of a year.

(a) 1986 c.31 (b) 1989 c.11

Registration fees

2. (1) Subject to paragraph (4), the fee to accompany an application for registration as a data user, or as a data user who also carries on a computer bureau, or a renewal application in relation to such registration, shall be an amount equal to -

$$£34 \times Y \times P$$

where -

Y = the number of years specified in the application pursuant to section 8(3) of the Act as the initial period of registration or the renewal period, as the case may be, or, where no period is so specified, the number 5;

P = the number of purposes stated in the application (for inclusion in the entry under section 4(3)(b) of the Act) as the purposes for which the data are to be held or used.

(2) Subject to paragraph (4), the fee to accompany an application for registration as a person carrying on a computer bureau, or a renewal application in relation to such registration, shall be an amount equal to -

$$£34 \times Y$$

where Y = the number of years specified in the application pursuant to section 8(3) of the Act as the initial period of registration or the renewal period, as the case may be, or, where no period is so specified, the number 5.

(3) Subject to paragraph (4), the fee to accompany an application for the alteration of registered particulars relating to registration as a data user, where the alteration consists of or includes the addition of a purpose for which personal data are to be held or used, shall be an amount equal to -

$$£34 \times Y \times P$$

where -

Y = the number of years still to run (as at the date of the application) of the period of registration, that is, the initial period of registration or, if there have been one or more renewal applications, the current renewal period;

P = the number of additional purposes stated in the application (for inclusion in the entry under section 4(3)(b) of the Act) as the purposes for which the data are to be held or used.

(4) Where the applicant for registration, or for alteration of registered particulars, is a registered charity, the fee under paragraph (1), (2) or (3) shall be reduced by one-half.

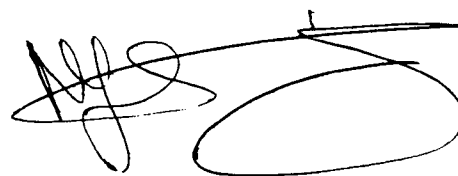
Fee for copy of entry

3. The fee for the supply under section 9(2) of the Act of a copy of the particulars contained in an entry in the register shall be £2.

Revocation

4. The Data Protection (Fees) Regulations 1993(c) are revoked.

MADE 15th February 1995



Minister for the Treasury

(c) SD 253/93

EXPLANATORY NOTE

(This note is not part of the Regulations.)

These Regulations specify the fees payable under the Data Protection Act 1986, and replace the Data Protection (Fees) Regulations 1993 (SD 253/93). The basic fee on an application for registration is increased from £33 to £34.