Draft Order laid before Parliament under section 67(4) of the Data Protection Act 1998 for approval by resolution of each House of Parliament.

DRAFT STATUTORY INSTRUMENTS

2009 No.

DATA PROTECTION

The Data Protection (Processing of Sensitive Personal Data) Order 2009

Made - - - -

Coming into force - - *In accordance with article 1(1)*

The Secretary of State, in exercise of the powers conferred by section 67(2) of and paragraph 10 of Schedule 3 to the Data Protection Act 1998(**1**), makes the following Order;

In accordance with section 67(3) of the Data Protection Act 1998, the Secretary of State has consulted the Information Commissioner;

In accordance with section 67(4) of the Data Protection Act 1998, a draft of this instrument was laid before Parliament and approved by a resolution of each house of Parliament;

Citation, commencement and interpretation

1.—(1) This Order may be cited as the Data Protection (Processing of Sensitive Personal Data) Order 2009 and shall come into force on the day after the day on which it is made.

(2) In this Order "prison" includes young offender institutions, remand centres and secure training centres and "prisoner" includes a person detained in a young offender institution, remand centre or secure training centre.

Condition relevant for purpose of the First Principle: processing of sensitive personal data

2.—(1) For the purposes of paragraph 10 of Schedule 3 to the Data Protection Act 1998, the circumstance specified in paragraph (2) is a circumstance in which sensitive personal data may be processed.

(2) The processing of information about a prisoner, including information relating to the prisoner's release from prison, for the purpose of informing a Member of Parliament about the prisoner and arrangements for the prisoner's release.

(**1**) 1998 c. 29.