

EDINBURGH NAPIER UNIVERSITY

DATA PROTECTION LEGISLATION (GDPR and DPA 2018)

TABLE 1: EXAMPLES OF THIRD PARTIES WHO CAN REQUIRE DISCLOSURE OF PERSONAL DATA

THIRD PARTY	AUTHORISATION FOR DISCLOSURE	FURTHER INFORMATION
UK Funding Councils e.g. HEFCE HEFCW, SFC and their agents e.g. QAA, HESA, HEFCE auditors	Further and Higher Education Act, 1992 s.79	The Funding Councils are able to request such information as they may require for the purposes of the exercise of any of their functions under the Education Acts
Electoral registration officers	Representation of the People Act 2000; The Representation of the People (Scotland) & (England and Wales) Regulations 2001	Electoral registration officers may request information required for the purpose of voter registration
Officers of the Department of Works and Pensions, and Local Authorities	Social Security Administration Act 1992: s.110A, s.109B and s.109C	Designated Officers can request information and documents or copies of, or copies of extracts from, such documents as they may reasonably require for the purpose of investigation of benefit fraud
Health and Safety Executive	Reporting of Injuries, Diseases and Dangerous Occurrences Regulations (RIDDOR) 1995 s.3	Required for the purpose of notification and reporting of injuries and dangerous occurrences
Audit Commission and related auditing bodies	Audit Commission Act 1998 s.6	An auditor has a right of access at all reasonable times to every document relating to a body subject to audit which is necessary for the purposes of their functions under this Act
Environmental Health Officers	Public Health (Control of Disease) Act 1984 and the Public Health (Infectious Diseases) Regulations 1988	EHOs have powers to obtain information for the purpose of reporting <u>notifiable diseases</u>
Environment Agency	Agency Regulations – specific ones to be quoted	Under normal circumstances the University should not pass personal information to the Environment Agency. However, in cases of actual or potential breach of the Agency’s regulations,

		such as inappropriate disposal of radioactive material, disclosure may be valid.
Child Support Agency (CSA)	Child Support (Information, Evidence and Disclosure) Regulations 1992.	The Child Support Agency has powers to obtain certain information from, amongst others, the relevant parties, employers and local authorities.
Inland Revenue	Taxes Management Act 1970	HMRC can require organisations to supply them with information about various categories of people.
Police Officers	With a Court Order	Disclosures to the Police are compulsory in cases where the institution is served with a court order requiring personal data. See Table 2 for other Police requests
Other third parties	With a Court Order.	Disclosures to third parties are compulsory in cases where the institution is served with a court order requiring personal data.

This table has been provided by JISC Legal
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