

*DATA PROTECTION (JERSEY) LAW 2005*

***OFFENCES***





# DATA PROTECTION (JERSEY) LAW 2005:

## Offences

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There are a number of criminal offences created by the Data Protection (Jersey) Law 2005 ("the Law") and they include:

## Notification offences

These are committed where processing is being undertaken by a data controller who has not notified the Data Protection Commissioner either of the processing being undertaken or of any changes that have been made to that processing. Failure to notify is a strict liability offence.

## Obtaining and disclosing offences

It is an offence to knowingly or recklessly obtain or disclose personal information without the consent of the data controller. This covers unauthorised access to and disclosure of personal information.

If it was necessary to prevent or detect crime or was required or authorised by law. If a person has obtained personal information illegally it is an offence to offer to sell or to sell personal data.

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