

EXCERPT FROM CODE OF ADMINISTRATIVE OFFENCES OF UKRAINE

(The Official Bulletin of the Verkhovna Rada of Ukrainian RSR, 1984, annex to No. 51, Article 1122)

(Brought into force by Resolution of Verkhovna Rada Ukrainian RSR No. 8074-10 of 07.12.84, BVRU 1984, annex to No. 51, Article 1123)

Article 188-39. Violation of legislation in the sphere of personal data protection

Failure to inform or failure to inform in due time the Ukrainian Parliament Commissioner for Human Rights about personal data processing or changes in personal information that must be reported according to law, reporting incomplete or false information -

Entails a penalty for officials and citizens in the amount from 100 to 200 untaxed minimum incomes of citizens and from 200 to 400 untaxed minimum incomes for entrepreneurs.

Failure to comply with legal requirements (orders) of the Ukrainian Parliament Commissioner for Human Rights or designated officials of the Secretariat of the Ukrainian Parliament Commissioner for Human Rights on prevention and elimination of violations of personal data protection legislation –

Entails a penalty for citizens and officials in the amount from 200 to 300 untaxed incomes of citizens and in the amount from 300 to 1000 untaxed incomes of citizens for entrepreneurs.

Repeated during the year violation of provisions set out by part 1 and 2 of this article for which a person was subject to administrative penalty, -

Entails a penalty for citizens and officials in the amount from 300 to 500 untaxed incomes of citizens and in the amount from 500 to 2000 untaxed incomes of citizens for entrepreneurs.

Incompliance with the procedure for personal data protection set by the legislation which led to the illegal access to them or to the violation of rights of personal data subject, -

Entails a penalty for citizens and officials in the amount from 100 to 500 untaxed minimum incomes of citizens and in the amount from 300 to 1000 untaxed minimum incomes of citizens for entrepreneurs.

Repeated during the year violation of provisions set out by part 4 of this article for which a person was subject to administrative penalty, -

Entails a penalty in the amount from 1000 to 2000 untaxed minimum incomes of citizens.

Article 188-40. Failure to comply with legal requirements of the Ukrainian Parliament Commissioner for Human Rights

Failure to comply with legal requirements of the Ukrainian Parliament Commissioner for Human Rights or of the representatives of the Ukrainian Parliament Commissioner for Human Rights, -

Entails a penalty for officials and entrepreneurs in the amount from 100 to 200 untaxed minimum incomes of citizens.

Article 255. Persons who are entitled to draw up protocols on administrative violations

In cases of administrative offences, considered by the authorities designated by the Articles 218 – 221

of the Code, protocols on administrative offences can be drawn up by:

1) authorized officials:

....

· of the **Secretariat of the Ukrainian Parliament Commissioner for Human Rights** (Article 188-39; 188-40);