

A. L. 199 ta' l-2008

**ATT BIEX JIRREGOLA KOMUNIKAZZJONIJIET  
ELETTRONIČI  
(KAP. 399)**

**Regolamenti ta' l-2008 li jemendaw ir-Regolamenti dwar Data  
Personali u l-Protezzjoni tal-Privatezza fil-Komunikazzjonijiet  
Elettroniči**

BIS-SAHHA tas-setgħat mogħtija bl-artikolu 34 ta' l-Att biex Jirregola Komunikazzjonijiet Elettroniči, il-Ministru għall-Infrastruttura, Trasport u Kommunikazzjoni, għamel ir-regolamenti li ġejjin:-

**1.** It-titolu ta' dawn ir-Regolamenti huwa ir-Regolamenti ta' l-2008 li jemendaw ir-Regolamenti dwar Data Personali u Protezzjoni tal-Privatezza fil-Komunikazzjonijiet Elettroniči u dawn ir-regolamenti għandhom jinqraw u jinftehm u ħaġa waħda mar-Regolamenti ta' l-2003 dwar id-Data Personali u l-Protezzjoni tal-Privatezza fil-Komunikazzjonijiet Elettroniči, hawn iżjed 'l quddiem imsejha 'ir-regolamenti prinċipali'.

Titolu.

L.S. 399.25.

**2.** Minnufih wara r-regolament 4 tar-regolamenti prinċipali għandu jiżdied ir-regolament ġdid li ġej:

Iżid ir-regolament ġdid 4A mar-regolamenti prinċipali.

“Zamma ta' data.

A.L. 16 ta' l-2003.

**4A.** Ikun id-dmir ta' provditur ta' servizzi li jiżgura li tkun teżisti l-ħila teknika u amministrattiva meħtieġa u l-ħtiġiet l-oħra kollha li jagħmluha possibbli għalih li josserva d-disposizzjonijiet tar-regolamenti 19 u 21 tar-Regolamenti ta' l-2003 dwar l-Ipproċessar ta' Data Personali fis-Settur tal-Komunikazzjonijiet Elettroniči, għall-finijiet biex jingħata aċċess għad-data kif stabbilit bir-regolament 20 ta' l-imsemmija regolamenti u sabiex dik id-data tinzamm għal dawk iż-żmienijiet kif stabbilit bir-regolament 22(a) (b) ta' l-imsemmija regolamenti.”.

**L.N. 199 of 2008**

**ELECTRONIC COMMUNICATIONS (REGULATION) ACT  
(CAP. 399)**

**Electronic Communications (Personal Data and Protection of  
Privacy) (Amendment) Regulations, 2008**

IN EXERCISE of the powers conferred by article 34 of the Electronic Communications (Regulation) Act the Minister for Infrastructure, Transport and Communications, has made the following regulations:-

**1.** The title of these regulations is the Electronic Communications (Personal Data and Protection of Privacy) (Amendment) Regulations, 2008 and these regulations shall be read and construed as one with the Electronic Communications (Personal Data and Protections of Privacy) Regulations 2003, hereinafter referred to as the ‘principal regulations’.

Title.

S.L. 399.25.

**2.** Immediately after regulation 4 of the principal regulations there shall be added the following new regulation:

Adds new regulation 4A to the principal regulations.

“Data retention.

**4A.** It shall be the obligation of a service provider to ensure that it has in place the necessary technical and administrative capacity and all other requirements to enable it to comply with the provisions of regulations 19 and 21 of the Processing of Personal Data (Electronic Communications Sector) Regulations, 2003 for the purposes of granting access to data as established in regulation 20 of the said regulations and to retain such data for such periods as established by regulation 22(a) and (b) of the said regulations.”.

L.N. 16 of 2003.