

SUBSIDIARY LEGISLATION 583.12

**RETENTION OF DATA (MALTA GAMING
AUTHORITY) REGULATIONS**

16th April, 2019

LEGAL NOTICE 74 of 2019.

- 1.** The title of these regulations is the Retention of Data (Malta Gaming Authority) Regulations. Citation.
- 2.** (1) In these regulations, save as provided in sub-regulations (2) and (3), all words and phrases shall have the same meaning as prescribed in the Gaming Definitions Regulations. Interpretation.
S.L. 583.04.
- (2) In these regulations, unless the context otherwise requires, "the Act" means the Gaming Act. Cap. 583.
- (3) All other terms used in these regulations shall have the same meaning attributed to them in the Act.
- 3.** (1) The Authority may retain all data, including any personal data, collected or otherwise processed in the pursuit of its regulatory functions under the Act for a period of ten years from the date when the data is no longer necessary in relation to the purposes for which it is collected or otherwise processed: Data Retention Period.
- Provided that the retention of data, including any personal data, is *ipso jure* considered to be necessary in relation to the purposes for which it is collected or otherwise processed, throughout the duration of the validity of any authorisation issued by the Authority.
- (2) Retention of the data, including any personal data, by the Authority for further periods shall be lawful when it is necessary:
- (a) for compliance with a legal and, or regulatory obligation imposed on the Authority;
- (b) for archiving purposes in the public interest, scientific and, or historical research purposes and, or statistical purposes; and, or
- (c) for the establishment, exercise, and, or defence of legal claims by the Authority.
- (3) The Authority shall process the data in a lawful, fair and transparent manner, particularly where the data constitutes personal data. The Authority shall process all personal data in accordance with data protection and privacy legislation.