

**ACT 62/2003 of 30 December on fiscal measures, administrative measures and measures of a social nature<sup>1</sup>.**

**Article 79.** Spanish Data Protection Agency.

The Data Protection Agency is renamed the Spanish Data Protection Agency. References to the Data Protection Agency made in Organic Act 15/1999 of 13 December (the Personal Data Protection Act) and in the rules to which transitional provision three thereof refers and any other rules in force must be held to refer to the Spanish Data Protection Agency.

**Article 82.** Amendment of Organic Act 15/1999 of 13 December (the Personal Data Protection Act).

**One.** A new paragraph, number 2, worded as follows, is added to article 37 of Organic Act 15/1999 of 13 December (the Personal Data Protection Act), causing the current text to become paragraph 1:

“2. The decisions of the Spanish Data Protection Agency shall be made public after they have been notified to the parties involved. Publication shall preferably be done through computerised or on-line means.

The terms for carrying out the publicity of the aforesaid decisions may be set by regulation. The provisions established in the paragraphs above shall not be applicable to decisions referring to the registration of a file or instance of processing in the State Data Protection Registry, nor to decisions deciding upon the registration of standard Codes regulated by article 32 of this organic act, in the same Registry”.

The wording of the remainder of the article shall remain unchanged.

**Two.** A new paragraph, paragraph 3, worded as follows, is added to article 48 of Organic Act 15/1999 of 13 December (the Personal Data Protection Act):

“Penalising procedures conducted by the Spanish Data Protection Agency in the exercise of the powers attributed to it by this or other Laws, save procedures referring to infractions of Act 32/2003 of 3 November (the State Telecommunications Act), may last no more than six months”.

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<sup>1</sup> This is an unofficial translation with no legal value. The only binding text is the one published in the *Boletín Oficial del Estado*, 313, on 31 December 2003.