

Tip of the Month –March, 2012

Disclosure of Personal Data in Certain Cases

Section 13 of the Data Protection (Privacy of Personal Information) Act, 2003 (DPA) mandates that any restrictions or exceptions to disclosure of personal data do not apply if the disclosure is:-

- (a) in the opinion of the Minister or the Minister of National Security required for the purpose of safeguarding the security of The Bahamas.
- (b) required for the purpose of preventing, detecting or investigating offences, apprehending or prosecuting offenders or assessing or collecting any tax, duty or other moneys owed or payable to Government, a statutory corporation, public body, or local authority, in any case in which the application of those restrictions would be likely to prejudice any of the matters aforesaid;
- (c) required in the interests of protecting the international relations of the Bahamas;
- (d) required urgently to prevent injury or other damage to the health of a person or serious loss of or damage to property;
- (e) required by or under any enactment or by a rule of law or order of a court;
- (f) required for the purposes of obtaining legal advice or for the purposes of, or in the course of, legal proceedings in which the person making the disclosure is a party or a witness;
- (g) made to the data subject concerned or to a person acting on his behalf; or
- (h) made at the request with the consent of the data subject or a person acting on his behalf.

For more information on this and any other data protection concern you may have, please email us at dataprotection@bahamas.gov.bs or visit our website www.bahamas.gov.bs/dataprotection.

Remember “Privacy is the Best Policy”