[AT] Data Protection Act 2000, Distance Marketing Act and Electronic Signatures Act Passed

IRIS 1999-8:1/16

Albrecht Haller
IFPI Austria

The three Acts are the result of government bills brought before Parliament in February and June (see IRIS 1999-7: 14). By speeding up its proceedings, Parliament was able to pass the new legislation before the summer recess and before the National Assembly elections due to be held on 3 October 1999.

All three Acts are based on European Community law: the Datenschutzgesetz (the Data Protection Act) transposes the Data Protection Directive (95/46/EC); the Fernabsatz-Gesetz (the Distance Marketing Act) is designed to transpose the Distance Marketing Directive (97/7/EC), Directive 97/55/EC on incorporating comparative advertising in the Directive on misleading advertising, Directive 98/27/EC on injunctions and Directive 99/34/EC amending the Product Liability Directive; the Signaturgesetz (the Electronic Signatures Act) will transpose the expected EC Electronic Signatures Directive.

The Data Protection Act 2000 and Electronic Signatures Act come into force on 1 January 2000; the provisions of the Distance Marketing Act will enter into force at different times, in accordance with the EC Directive on which it is based.

Bundesgesetz über den Schutz personenbezogener Daten (Datenschutzgesetz 2000 – DSG 2000), Bundesgesetzblatt 1999 I 165 vom 17. August 1999.

Federal Act on the protection of personal data, Federal Gazette 1999 I 165, 17 August 1999.

Bundesgesetz, mit dem Bestimmungen über den Vertragsabschluß im Fernabsatz in das Konsumentenschutzgesetz eingefügt und das Bundesgesetz gegen den unlauteren Wettbewerb 1984 sowie das Produkthaftungsgesetz geändert werden (Fernabsatz-Gesetz), Bundesgesetzblatt 1999 I 185 vom 19. August 1999.

Federal Act incorporating provisions on distance contracts into the Consumer Protection Act and amending the 1984 Federal Act on Unfair Competition and the Product Liability Act, Federal Gazette 1999 I 185, 19 August 1999.

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Bundesgesetz über elektronische Signaturen (Signaturgesetz SigG), Bundesgesetzblatt 1999 I 190 vom 19. August 1999.

Federal Act on electronic signatures, Federal Gazette 1999 I 190, 19 August 1999.

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