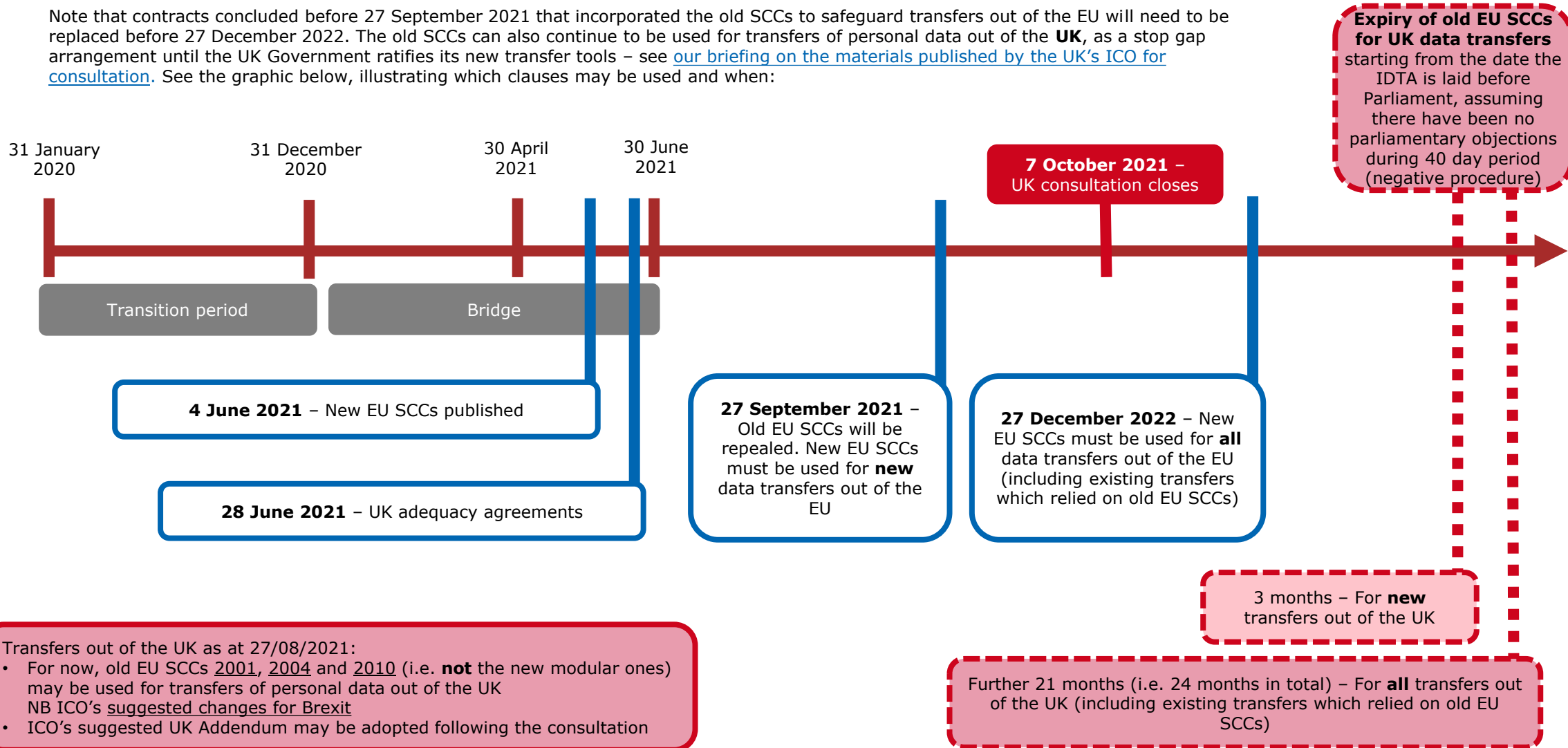


EU and UK standard contractual clauses

Which clauses should be used, and when?

From 27 September 2021, the EU Decisions that gave effect to the old standard contractual clauses for international transfers of personal data, are repealed. This means that organisations looking to implement SCCs to safeguard any **new** transfers of personal data out of the **EU**, will now have to use the new modular SCCs released in June this year – see [our briefing on the new SCCs](#).

Note that contracts concluded before 27 September 2021 that incorporated the old SCCs to safeguard transfers out of the EU will need to be replaced before 27 December 2022. The old SCCs can also continue to be used for transfers of personal data out of the **UK**, as a stop gap arrangement until the UK Government ratifies its new transfer tools – see [our briefing on the materials published by the UK’s ICO for consultation](#). See the graphic below, illustrating which clauses may be used and when:



Transfers out of the UK as at 27/08/2021:

- For now, old EU SCCs 2001, 2004 and 2010 (i.e. **not** the new modular ones) may be used for transfers of personal data out of the UK
- NB ICO’s [suggested changes for Brexit](#)
- ICO’s suggested UK Addendum may be adopted following the consultation

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