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Legal Bases for Processing Personal Data

Legal Basis

Any processing of personal data is only lawful where it has what is known as a 'legal basis'. Article 6 of the GDPR sets out what these potential legal bases are.



Consent

It is important to note that 'consent', whilst perhaps the most well-known, is not the only legal basis for processing - or even the most appropriate in many cases.



Consent



Legal Obligation



Public Tasks



Contract



Vital Interest



Legitimate Interest



Data Subject Rights

The table below gives a general outline of which data subject rights could be applicable when personal data are processed under the different legal bases.

	Right of Access	Right to Rectification	Right to Erasure	Right to Restriction	Right to Portability	Right to Object
Consent	✓	✓	✓	✓	✓	Can withdraw consent
Contract	✓	✓	✓	✓	✓	✗
Legal Obligation	✓	✓	✗	✓	✗	✗
Vital Interest	✓	✓	✓	✓	✗	✗
Public Tasks	✓	✓	✗	✓	✗	✓
Legitimate Interest	✓	✓	✓	✓	✗	✓