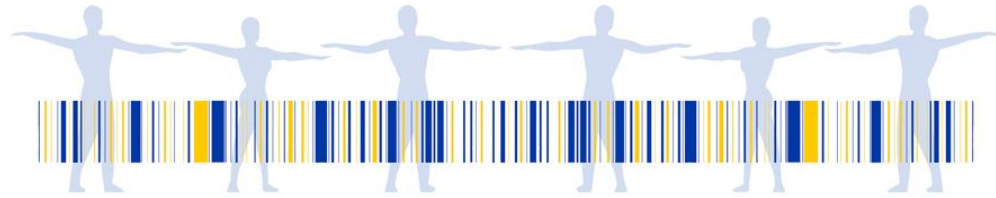




EUROPEAN DATA
PROTECTION SUPERVISOR



- Conflict of Interests - Planned EDPS Guidelines

Antje Prisker
DPO Meeting
22 November 2013

Strategy

2013-2014

- Conflicts of interests -

- Independence of the EU public service is a key issue and serves a public interest
- High political relevance (budget discharge)
- Balance between transparency (allowing control by peers and the public) and the protection of personal data
- Data protection rules are sometimes used as a « blanket excuse » against transparency or processing



- Aim of the Guidelines -

- Practical guidance on the issues related to data protection rules concerning the management of conflict of interests procedures in the EU institutions and bodies
- Summary of the practice established by the EDPS
- Important number of ex-post notifications received at the end of June 2013 (currently suspended)



- Planned scope -

- Focus on processing operations in relation to the handling of conflicts of interests (upon recruitment as provided by the new Staff Regulations, during employment, after leaving the service)
- Possible coverage also of the processing of other declarations related to the independence of staff such as outside activities, gifts, activities of the spouse
- Provide a clearer orientation which processing operations are subject to prior checking and which are not



- Data subjects -

- Members of staff (officials, contract agents, temporary agents) and candidates
- Politically appointed posts not subject to the Staff Regulations
- Special advisors
- External experts
- Former staff members or other appointed posts in case of post employment obligations
- Spouses and household members of these persons



- Planned content I -

- Categories of personal data necessary for the purpose of the processing
- Conservation periods
- Data subjects' rights (including right to object and right to be informed, including also e.g. spouses and family members whose data is processed in declarations)



- Planned content II -

- Grounds for prior checking
- Publication on the internet and keeping public registries of declarations
- Requests for access pursuant to Regulation 1049/2001 to such declarations



- Next steps -

- Currently at drafting stage
- Gathering preliminary input at an early stage (DPO meeting, individual meetings with some institutions and agencies)
- Consultation of DPO Network on Draft Guidelines
- Final adoption planned for 1st half 2014



Thank you for your attention!

For more information:

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