Flowchart: data transfers in the context of Brexit First, map your Have you mapped your data processing activites transfers to the UK? involving transfers No to the UK. Yes Note that an Art. 47 EU DPR For these transfers, have you checked adequacy decision prior to which of the available data transfers Brexit is unlikely. No mechanisms best suits your situation? Some instruments are Check the Art. exclusively available for transfers between public 48 EU DPR Yes safeguards authorities Adopted by EDPS and approved by the EC A legally binding and Standard data Or If enforceable instrument, such as protection clauses for Binding and an administrative agreement, a transfers* enforceable Adopted by the bilateral or multilateral Only for the EC international agreement. if signatories Or Or Ad-hoc data Authorised by Administrative, non-binding protection clauses. EDPS. Only arrangements, which if Authorised nonetheless provide for Or by effective data subject rights. Only **EDPS** Approved by Binding corporate if national rules* Only supervisory if authority, following an Or EDPB opinion. Codes of conduct Or Not feasible prior and certification to Brexit. mechanisms Or If none of the above: Art. 50 EU DPR allows derogations for specific situations, but only for occasional transfers and only on exhaustive grounds. This article should be relied on restrictively. Have you implemented the Yes Have you updated the internal Yes Have you updated the data chosen data transfer documentation? protection notice? mechanism? Yes No No No Your institution is Update the internal Update the data Implement the data transfer documentation adequately prepared. protection notice mechanism

^{*} Binding corporate rules and standard contractual clauses (adopted by the EC) under the old Directive 95/46 are still valid, but will need to be updated over time in line with the GDPR. In any case, before using old EC standard contractual clauses you should make sure to adapt them to Regulation (EU) 2018/1725 [EU DPR].