

Centre for Information Policy Leadership Roundtable

## **CIPL Roundtable on Children's Data under the GDPR**

Hunton & Williams LLP  
30 St Mary Axe  
London EC3A 8EP  
12 February 2018 | 13:00-17:15

### **AGENDA**

- 11:30      **Registration**
- 12:00      **Welcoming Remarks and Working Lunch**
- ❖ Bojana Bellamy, President, Centre for Information Policy Leadership
- 12:30      **Part I: Introduction to Discussion**
- ❖ Bojana Bellamy, Moderator
  - ❖ Lisa Atkinson, Group Manager, Policy & Engagement Division, UK Information Commissioner's Office (10 minutes)
  - ❖ Rosemary Jay, Senior Consultant Attorney, Hunton & Williams (on the key GDPR provisions and what items might be the most challenging) (15 minutes)
- 13:15      **Part II: Applying GDPR to children's data - transparency, legal bases for processing, profiling, marketing, ADM and rights**
- ❖ Bojana Bellamy, Moderator
    - Child-friendly language and transparency – when does it apply
    - Legal bases for processing children's data
    - Profiling children
    - Marketing to children
    - Automated decision making and children
    - Children's right to erasure and other rights

#### **Additional ICO Questions for Discussion**

1. What legal bases does your organisation currently use under the Data Protection Directive for different types of processing and how has your organisation met any challenges under the existing law? For instance:
  - How does your organisation currently handle contracting with children?
  - How does your organisation ensure that consent provided by children is informed?
  - How do you currently account for data subjects who are children when relying on legitimate interest?
2. Which legal bases are your organisation seeking to rely on for different types of processing under the GDPR and why? Additionally, what challenges do you anticipate and how are you planning to address these?

14:30

### **Part III: Art 8 GDPR - Consent and verification of age and parental responsibility**

❖ Bojana Bellamy, Moderator

- Meaning of information society services directed to a child
- National differences in age of consent
- Approaches to age verification
- Verification of parental responsibility
- Parents consenting or authorising their child to consent
- Can we learn from the US Online Children's Privacy Protection Act (COPPA)
- Relevance of risk-level of processing to level of verifications
- What happens on expiration of parental consent

#### **Additional ICO Questions for Discussion**

1. How does your organisation currently address the challenges of providing a remote service where you cannot verify age by looking at an individual in person or viewing original identifying documents?
2. What technical solutions has your organisation been working on in anticipation of the GDPR, and in what way do your existing solutions need developing?
3. How can age verification be achieved in a privacy friendly way? How will age verification affect the delivery of your organisations products/services?

16:00

### **Part IV: The UK Data Protection Bill and Age Appropriate Design Code**

❖ Bojana Bellamy, Moderator

- Industry reactions to the concept and proposed content of the code
- Developing the code – how can industry and the ICO contribute?

#### **Additional ICO Question for Discussion**

1. What difference do you think increasing political pressure in the area of children's online safety will make to the ways in which your organisation works and the products it offers?

16:30

### **End of Meeting**

16:30

### **Industry Session (without regulators)**

- *Debrief after the meeting*
- *Discussion about the possible CIPL positions and recommendations for the white paper*

17:15

### **End of Workshop**