

Centre for
Information
Policy
Leadership
Hunton & Williams LLP

2016-2017 CIPL Special Project **GDPR IMPLEMENTATION**

Status, Key Challenges and Opportunities

30 March 2017

Brussels

CIPL GDPR Project Objectives

Consistent interpretation by
all Member States and
stakeholders

**Consistent further
implementation** by Member
States, EU Commission and
DPAs/EDPB

**Constructive, forward-thinking
and future-proof
interpretation** enabling EU
Digital Single Market and data-
driven innovation, while
protecting privacy

**Best practices, opportunities
and challenges** in the
implementation

**Bridging stakeholders and
building trust**

CIPL Project Deliverables to Date

Workshops and working sessions

- Amsterdam (Kick-off), Paris (DPO, Risk), Brussels (Certifications), Madrid (Transparency, Consent, Legitimate interest)

CIPL Papers Submitted to WP29

- DPO
- Risk
- One Stop Shop and Lead DPA

EPrivacy Regulation Consultation Response

CIPL Responses to WP29 Guidance

- DPO, Data Portability, Lead SA

GDPR Readiness Survey Report

CIPL Papers in Progress

- Certifications
- Smart Regulation
- Transparency, Consent, Legitimate Interest

GDPR Project Work Plan 2017

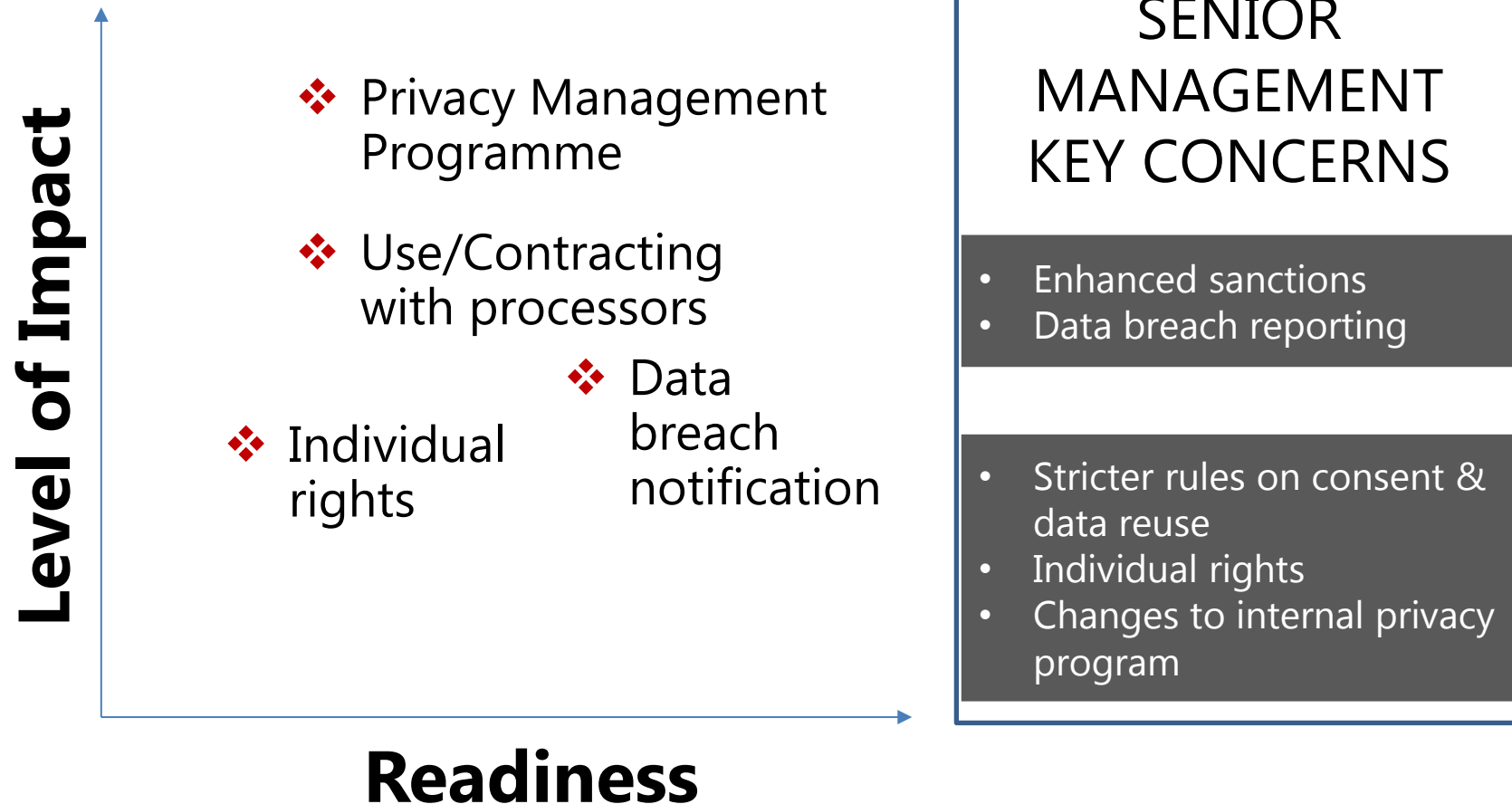


Project Activities

Internal	External
<ul style="list-style-type: none"> Steering Committee and calls Subgroups and calls Deep dive webinars on priority topics All project participants calls 	<ul style="list-style-type: none"> Workshop reports, papers and written submissions Engagement with EU DPAs, Commission and national governments Workshop III (6-7 March 2017, Madrid) Workshop IV (14 June, Dublin <i>TBC</i>) CIPL GDPR Working Session in the margins of IAPP Congress (December 2017, Brussels, <i>TBC</i>)

**Additional CIPL priorities may be considered based on suggestions/developments/new information*

CIPL & AvePoint Joint GDPR Readiness Survey – Oct 2016



Legitimate interest, Privacy by Design, DPIA and risk - the main areas requiring most clarification

GDPR Implementation Feedback: Overarching Challenges and Imperatives

Effective regulation and well-resourced DPAs

- essential for harmonised interpretation and oversight, the OSS, lead DPA, consistency and cooperation procedures, EDPB and the Digital Single Market

Ongoing and direct dialogue between industry and DPAs / EDPB

- especially regarding developing concepts such as data transfers, icons and certification.

Harmonisation priority

- in Member States implementation; in DPAs interpretation and enforcement

Conflicts and interaction with other laws

- between the GDPR and other EU and foreign laws, regulations and industry standards, especially in regulated industries (e.g. NIS Directive, ISO privacy and security standards, ePrivacy Regulation)

Timely and flexible DPA guidance

- but not rushed; consider the cost impact on organisations of reengineering compliance steps, systems, processes and privacy program

Brexit

- practical impact on OSS / lead DPA, BCR approvals, consistency and cooperation between ICO and EDPB

GDPR – Opportunities and Challenges



Requires senior leadership visibility, holistic approach and strategic vision

GDPR – Opportunity to Rethink Data Privacy and Information Management Strategy

Enable new business models, digitalisation and data innovation

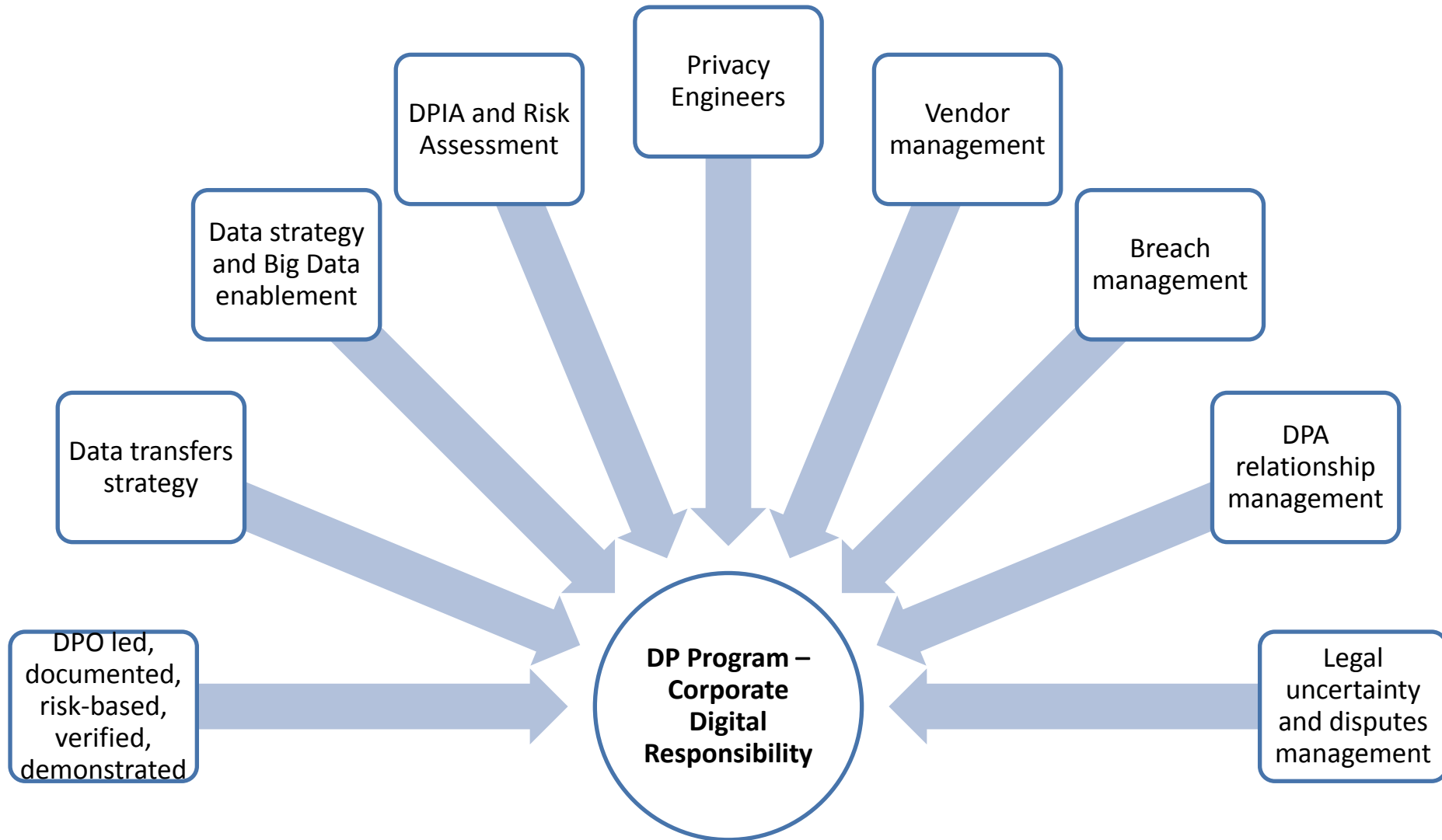
Address expectations for increased transparency, user control and value, corporate responsibility

Ensure data sustainability and digital trust

Address regulatory changes - impact and implementation

Mitigate legal, commercial and reputational risks

GDPR: Key Areas of Strategic Impact



Systematic Changes Ahead for Organisations

GDPR implementation – requires **company-wide change management program**



DP becomes a **business issue** - wide impact on company's globalisation, digital transformation and data strategy



DP becomes **board-level issue** – higher enterprise risk; larger business, legal and compliance impact; security breach notification and management



Holistic and joined-up approach - between CIO, CISO, CDO, CMO, CPO, Legal and communications / media relations



DP Officer (DPO) - becomes a more strategic, senior and multi-skilled role



Greater need for **managing external engagement and relationships** (DPAs, EDPB, individuals, media, privacy advocates)

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