


Leeds City Council
Data Protection
Practitioner
Day Four


Tim Turner
November 14th 2022


2040


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Obligations:
UK GDPR +
DPA

 A28: Processors

 A30: RoPA

 A33 + 34: Breach reporting

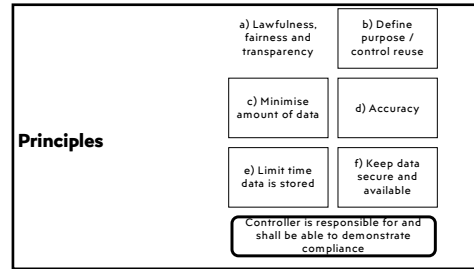
 A35: DPIAs

 DPA: DP fee

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A24:
Demonstrating
compliance

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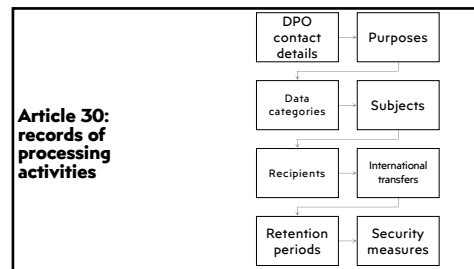
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Article 24

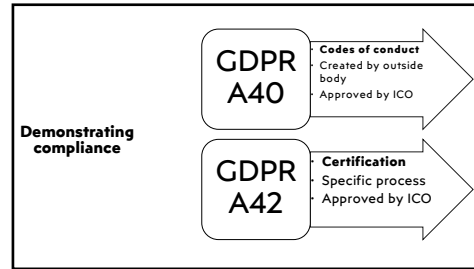
Taking into account the nature, scope, context and purposes of processing as well as the risks of varying likelihood and severity for the rights and freedoms of natural persons, the controller shall implement appropriate technical and organisational measures to ensure and to be able to demonstrate that processing is performed in accordance with this Regulation. Those measures shall be reviewed and updated where necessary.

Where proportionate in relation to processing activities, the measures referred to in paragraph 1 shall include the implementation of appropriate data protection policies by the controller.

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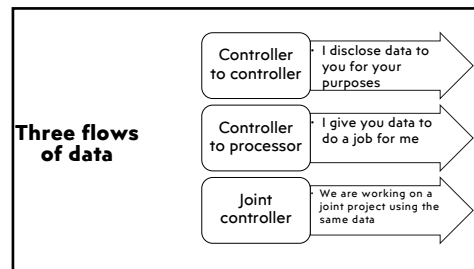
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**UK GDPR
Definitions**



'controller' means the natural or legal person, public authority, agency or other body which, alone or jointly with others, determines the purposes and means of the processing of personal data.

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Definitions


Purposes - why

Means - how


EDPB suggests 'essential means' are what data, how long for, which recipients and which categories of subjects

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**UK GDPR
Definitions**

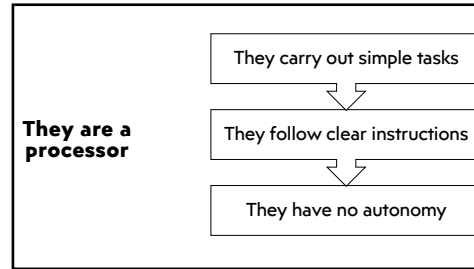


'controller' means the natural or legal person, public authority, agency or other body which, alone or jointly with others, determines the purposes and means of the processing of personal data.



'processor' means a natural or legal person, public authority, agency or other body which processes personal data on behalf of the controller.

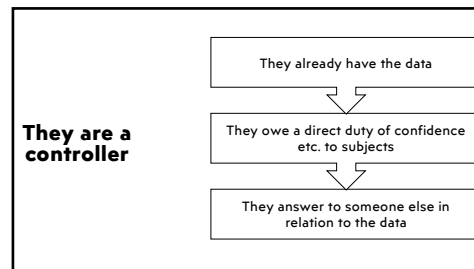
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Basic contract requirements: A28

-  the subject matter and duration of the processing;
-  the nature and purpose of the processing;
-  the type of personal data and categories of data subject; and the controller's obligations and rights.

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Specific contract requirements: A28

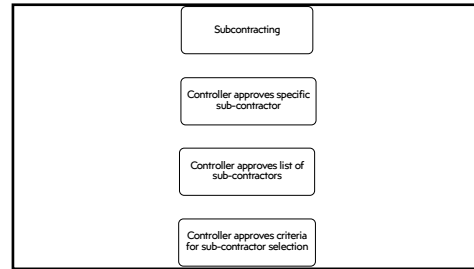
Processing only on the documented instructions of the controller	Duty of confidence for staff
Appropriate security measures	Sub-processors
Data subjects' rights	Assisting controller with A32 to A36
End-of-contract provisions	Audits and inspections

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Subcontractor process

- Three methods
- Controller approves specific sub-contractor
- Controller approves list of sub-contractors
- Controller approves criteria for sub-contractor selection

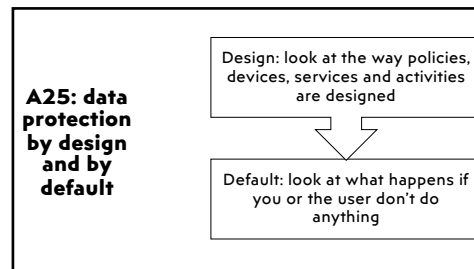
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A25: DP by Design

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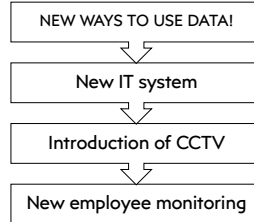


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A35: Data Protection impact assessments

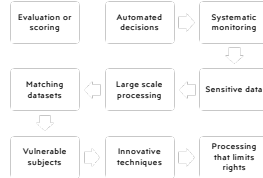
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WHEN?




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EU: two or more of these



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DPIA

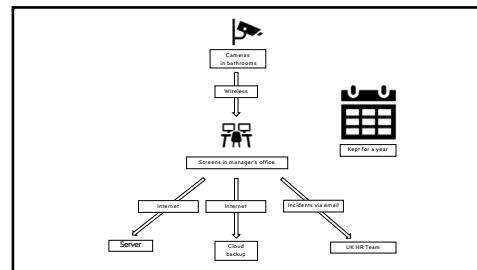

Describe process and purpose

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Details!


What purpose?
What data?
Which people?
Shared with who?
Shared how?
Kept for how long?
Secured how?


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DPIA


 Describe process and purpose


 Is this the best way? Is this lawful? Is this proportionate?


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Alternatives

 Drug testing


 Education sessions


 Disciplinary action


 Rewards for information

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DPIA

 Describe process and purpose

 Is this the best way? Is this lawful? Is this proportionate?

 What risks / harm could this cause to the people affected?







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RISK!

 Data loss	 Staff misusing data	 Function creep
 Discrimination	 Loss of rights	 Loss of opportunity

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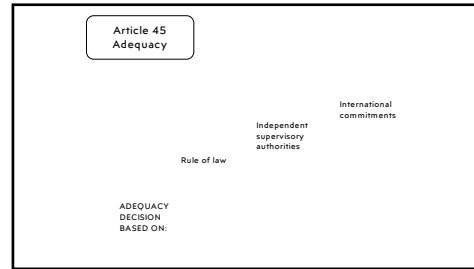
DPIA

 Describe process and purpose	 Is this the best way? Is this lawful? Is this proportionate?	 What risks / harm could this cause to the people affected?
 Can we consult them?	 Can we reduce / remove that risk?	 Have we sensibly documented this?

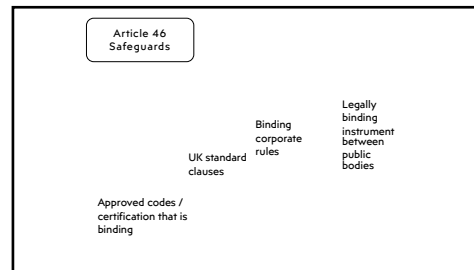
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**GDPR:
International
transfers**

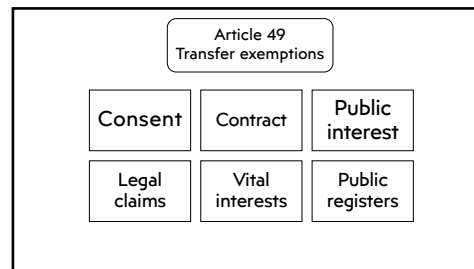
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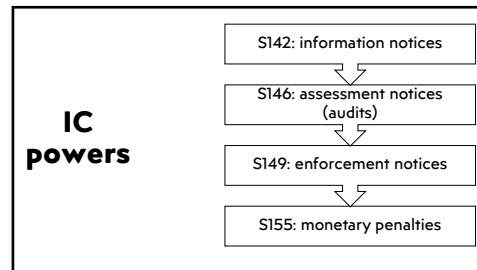
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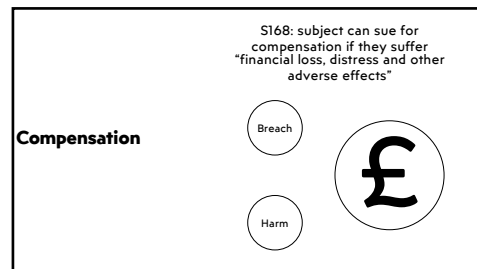
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DPA: IC Powers

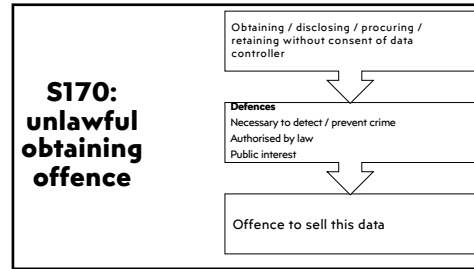
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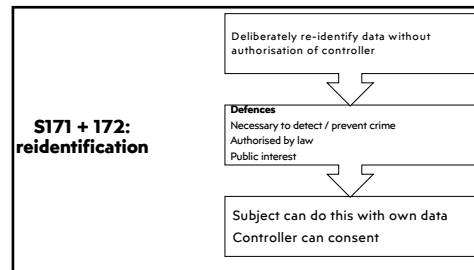
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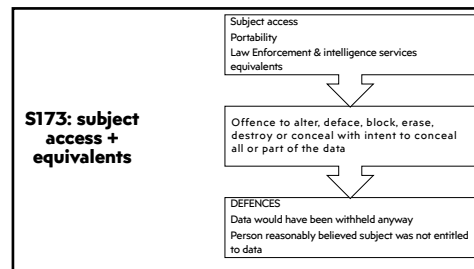
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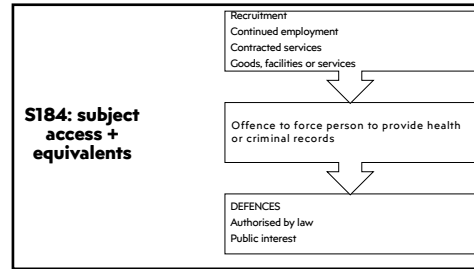
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THANK YOU!

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