



**442/16/EN
WP 236**

**Statement on the 2016 action plan for the implementation of the General
Data Protection Regulation (GDPR)**

Adopted on 2 February 2016

This Working Party was set up under Article 29 of Directive 95/46/EC. It is an independent European advisory body on data protection and privacy. Its tasks are described in Article 30 of Directive 95/46/EC and Article 15 of Directive 2002/58/EC.

The secretariat is provided by Directorate C (Fundamental Rights and Union Citizenship) of the European Commission, Directorate General Justice and Consumers, B-1049 Brussels, Belgium, Office No MO-59 02/013.

Website: http://ec.europa.eu/justice/data-protection/index_en.htm

As the GDPR is close to adoption, the Article 29 Working Party (WP29) must develop guidelines, tools and procedures **to allow the new legal framework to be effective for the first semester of 2018.**

The following action plan has been designed for 2016 and aims to draw the priorities for the WP29 in preparing the transition into the new legal framework, in particular the European Data Protection Board (EDPB).

A brand new governance model on its way

A new governance model is on its way giving a **higher role to the DPAs**. It is a distributed governance model built on three pillars: national data protection authorities, enhanced co-operation between authorities and EDPB level for consistency. The WP29 wants to show and anticipate this new organization as far as it is possible.

The main lines of the action plan

The plan is based on 4 priorities.

1 -Setting up the EDPB structure in terms of administration (e.g. IT, human resources, service level agreements and budget).

- *A WP29-EDPB task force has been set up with the Chair, the Vice -Chairs and the European Data Protection Supervisor (EDPS), as the secretariat will be ensured by the EDPS under the instructions of the Chair of the EDBP. A key element will be the **development of the IT systems** for the EDPB in the context of the one stop shop. The task force will also work on human resources, budget implications and the future rules of procedure of the EDPB.*

2 – Preparing the one stop shop and the consistency mechanism

It requires developments on several building blocks of the GDPR such as:

- the designation of lead data protection authority
- the one-stop -shop on enforcement cooperation
- the EDPB consistency mechanism

3 – Issuing guidance for controllers and processors

Priority subject have been selected by the WP29 to provide guidelines or processes to help and accompany controllers and processors to get prepared for the entry into force. They will relate to the following topics:

- New portability right
- Notion of high risk, and Data Protection Impact Assessment (DPIA)
- Certification
- Data protection officer

4 -Communication around the EDPB/GDPR

It is essential to make this new legal body of the EU already visible and identifiable as a key player which legitimacy stems from the DPA.

- Creation of an online communication tool
- Strengthening relationships with EU institutions agencies or other supervision groups
- Participation in external events to promote the new governance model

This action plan will be reviewed periodically and **will be complemented in 2017** with new objectives and deliverables.

The WP29 will consult regularly and where appropriate, the relevant stakeholders (e.g.: business representatives and civil society representatives), in order to exchange views on the implementation of the GPDR.