



Introduction to **GDPR**

WHFF Council

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GDPR: General Data Protection Regulation

- Law is already in place but countries have until 25 May 2018 to start enforcing it.
- Purpose of the GDPR is to give citizens back control of their personal data and simplify the regulatory environment for businesses
- GDPR is principle based, not rule based → vague in nature
- Scope: Data of persons staying in the EU
- Punishments for non-compliance:
 - Fines of up to 4% of global annual turnover
 - Company can be forced to stop processing personal data.

GDPR: Roles

- **Subject:** the natural person of whom personal data is processed
- **Controller:** the owner and controller of the processing of the personal data
- **Processor:** a party processing personal information on demand of the controller
- **Supervisory Authority:** government body that supervises and enforces the GDPR in a specific country

GDPR: definition personal data

‘**personal data**’ means any information relating to an identified or identifiable natural person (‘data subject’);

an identifiable natural person is one who can be identified, **directly or indirectly**, in particular by reference to an identifier such as a name, an identification number, location data, an online identifier or to one or more factors specific to the physical, physiological, genetic, mental, economic, cultural or social identity of that natural person;



Sensitive Personal Data

Processing of personal data **revealing**

- racial or ethnic origin, political opinions, religious or philosophical beliefs, or trade union membership,

For the purpose of uniquely **identifying** a natural person

- biometric data

Data **concerning**

- Health, sex life or sexual orientation

Genetic data

Data **relating to**

- criminal convictions, offences, security measures

Special categories of data concerning children

CRV Interpretation of Personal Data

General Identifiers

- Name, address, Social Security Number
- Communication: telephone number, IMEI, IP Address, MAC Address, SSID, ...

Customer Specific Identifiers

- Customer Number
- Relation Number
- UBN (Farm number)
- Location Number

Employee Specific Identifiers

- User ID
- Employee Number

Animal information (to be defined)

CRV has sensitive personal data (e.g. HR- files)

Rights of Subject

- Right of information
- Right to see what personal data the controller has on the subject
- Right to rectification
- **Right to erasure (Right to be forgotten)**
- Right of a human decision
- **Right of Data Portability**
- Right to restriction of processing



* Vetgedrukte zijn nieuw met de komst van de GDPR

Responsibilities Controller

- Only process personal data if there is a **legal** basis
- **Protect** personal data
 - Appoint a Data Privacy Officer (DPO) in a number of cases
 - If data is processed by a processor, have a Data Processor Agreement (**DPA**) in place
 - Do not store data outside the EU
 - Documentation duty (Record of processing activities)
 - Implement protection controls
- Consider **privacy**
 - Privacy by Design
 - Privacy by Default
 - Privacy Impact Analysis
- Support rights of the subject within 4 weeks
- Report data breaches to the Supervisory Authority

