

Dr Ken Macdonald

Head of ICO Regions

Integrating Ireland's Data Protection
Law Into Everyday Business

Thursday 9 May 2019

ico.

Information Commissioner's Office

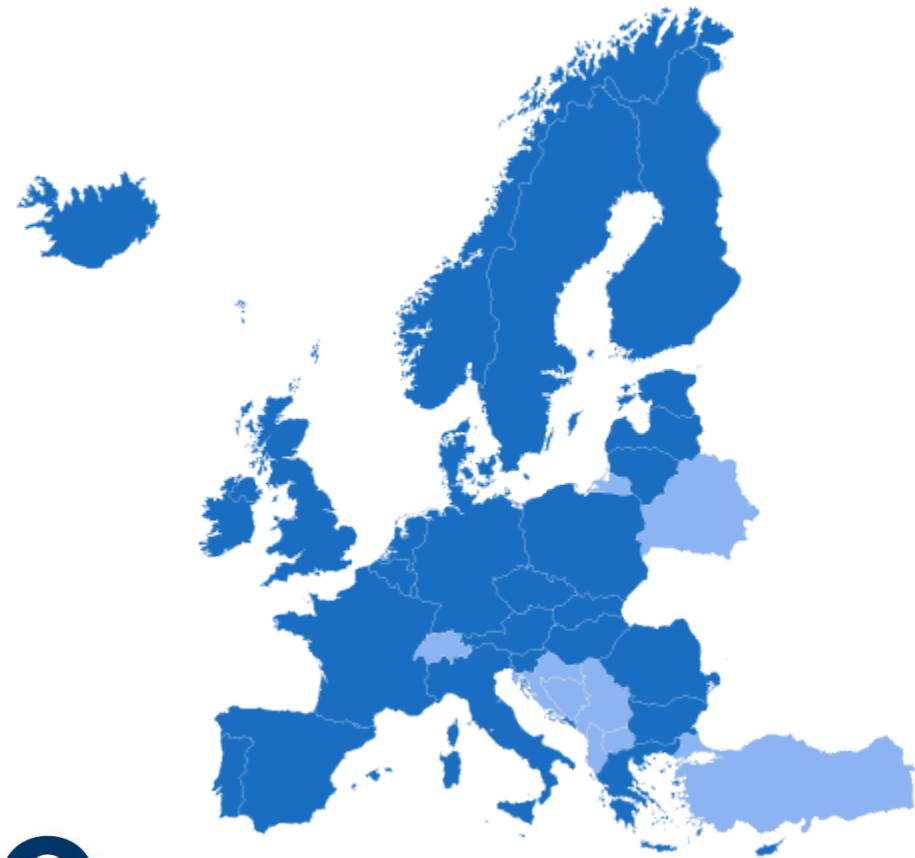
Cross Border Data Flows Post-Brexit



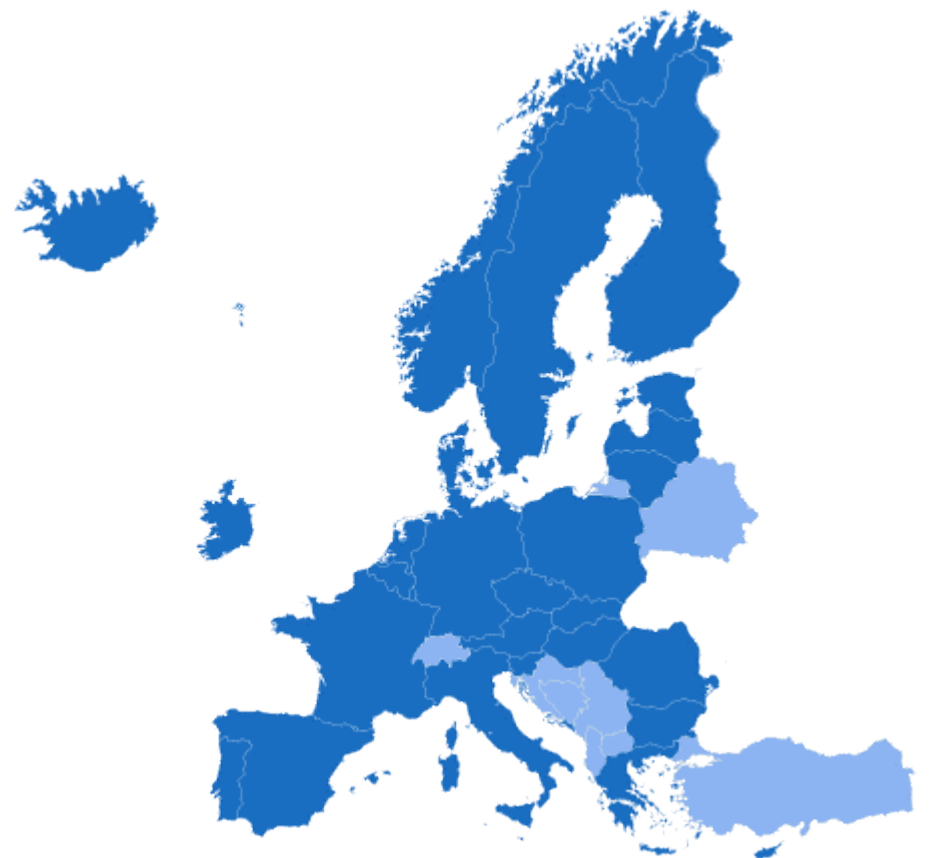
Information Commissioner's Office



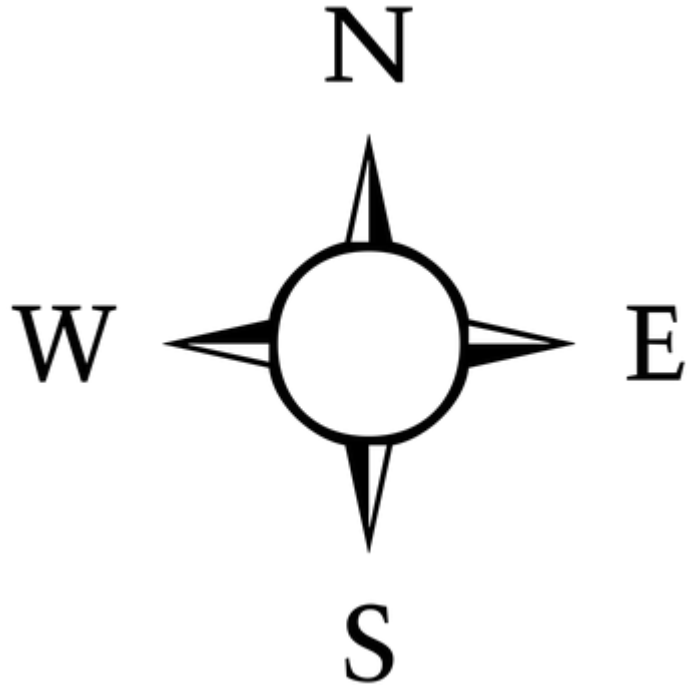
Now



Then ?



Organisation Wide



Documentation

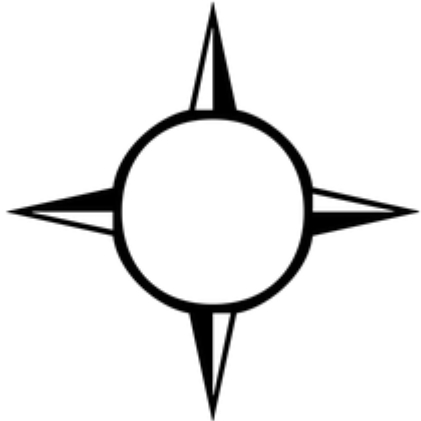
Review your privacy information and your internal documentation to identify any details that will need updating

Organisational Awareness

Ensure key people in your organisation are aware of the key issues, are planning for the UK leaving the EU and are kept up to date with the latest information and guidance.

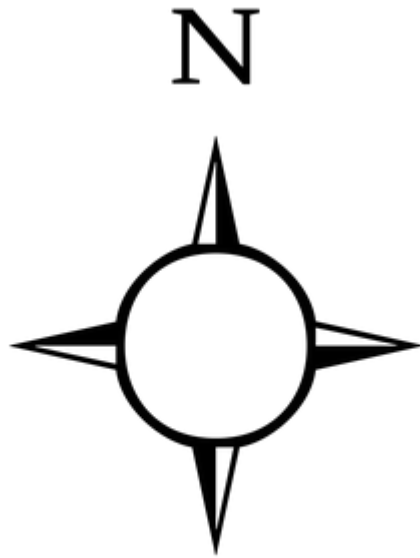


Flows South



Sender:

Review your data flows and identify where you transfer data from NI to *any* country outwith the UK. These will fall under new UK transfer and documentation provisions.



Flows North



Sender:

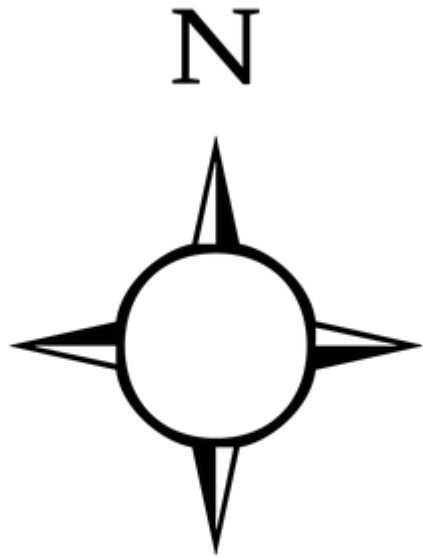
Review your data flows and identify where you send data to NI.

Ensure you have the appropriate arrangements in place for transfer to a third country

Recipient:

Identify and put in place the necessary safeguards to ensure you can continue to receive data in a third country

Be represented in the EEA



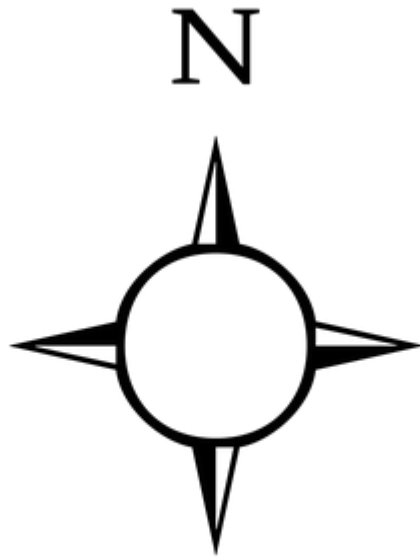
Flows North

Standard or ad hoc Data Protection Clauses

Binding Corporate Rules

Codes of Conduct and Certification Mechanisms





Flows North

Derogations:

Where an individual has **explicitly** consented to the proposed transfer after having been provided with all necessary information about the risks associated with the transfer;

Where the transfer is **necessary** for the performance or the conclusion of a contract between the individual and the controller or the contract is concluded in the interest of the individual;

If the data transfer is **necessary** for **important** reasons of public interest;

If the data transfer is **necessary** for the purposes of **compelling** legitimate interests of the organisation.



Don't Panic !!!!

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