

EU data protection and privacy law I & EU data protection and privacy law II

Warsaw, 13-14th June 2023

Venue:

Polish BAR Council (Naczelna Rada Adwokacka), Swietojska 16, 00-202, Warsaw, POLAND

[Google Maps](#)

Organized by EIPA – European Institute of Public Administration

Grant Agreement 101046431 — DataProtFundRights: Protecting Rights - Fundamental Rights and Data Protection in EU Law

Programme

Target group

This hybrid (in person and online) seminar is aimed at judges, prosecutors and lawyers whose activity is related generally to EU law, especially, but not limited to, applying and carrying out EU judicial cooperation instruments based on the principle of mutual recognition. Simultaneous interpretation into Polish, French, Lithuanian and Spanish will be provided.

Seminar description

These advanced modules will build on the foundation laid down in the asynchronous introductory modules on data protection. During the fifth advanced module (day 1) we will explore the dynamic of the data protection ecosystem, focusing first on the legal status of the controller, joint controllers and processors, and the allocation of responsibility and responsibility without actual control with a particular view to Articles 24–28 GDPR. Second, focus will be on the transfer of personal data to third countries, and the challenges related to new technologies, in light of Articles 44–49 GDPR. Then in the sixth advanced module (day 2), we will address the application of the GDPR with a particular view to Article 78 – Right to an effective remedy against a supervisory authority; Article 79 – Right to an effective judicial remedy against a controller or processor; Article 80 – Representation of data subject; Article 82 – Right to compensation and liability.

Throughout the seminar emphasis will be put on the key data protection concepts from the perspective of the EU Charter and the GDPR. These concepts will be contextualised with a view to the national practice (both national case law and judicial practice), as well as the practice of the national supervisory authorities, the opinions and guidelines of the European data protection monitoring bodies and the practice of ECJ. In addition, an interactive and on-the-job methodology, role playing, concrete and realistic case studies, with both successful and non-successful outcomes and peer-to-peer discussions, will complement the theoretical content.

Methodology

Each thematic session will entail a presentation of the policy context and/or relevant legal concepts and landmark case law, followed by a discussion of recent (including pending) CJEU cases that will serve as case studies with which participants will be encouraged to engage.

European Institute of Public Administration

Florina Pop, Senior Lecturer, f.pop@eipa.eu

TBC, Lecturer

Blanka Opletalova, Project Organiser, b.opletalova@eipa.eu



TUESDAY 13 JUNE 2023

EU Data Protection and Privacy Law I

- 09.00 Registration of participants
- 09.15 **Warm-up and Recap**
A short quiz on contents of the asynchronous introductory modules will be followed by an introduction to the programme of the advanced modules.
Florina Pop
- 09.30 **The role of data protection actors – an advanced session on data controller, joint controllers and data processor**
This session will be address the challenges related to the observance of personal data rights, due to the increase in the number of actors in any given set of processing operations, the allocation of responsibility becoming increasingly obscure, and the legal status of actors becoming more difficult to identify.
Florina Pop
- 10.30 Discussion
- 10.45 Break
- 11.15 **Case studies on the allocation of responsibility between data protection actors**
Florina Pop
- 12.00 Q&A
- 12.15 Break
- 12.30 **Protection of personal data transferred outside of the EU**
This session will address the transfer of personal data outside of the EU, the challenges related to this with a focus on the Schrems II case law invalidating the EU-US privacy shield, and the rights of the data subjects to effective judicial remedy, to compensation and liability.
Florina Pop
- 13.15 Lunch Break



- 14.15 **Protection of personal data transferred outside of the EU (session II)**
Florina Pop
- 15.00 Break
- 15.30 **Interactive session**
This session will give the participants the opportunity to apply the provisions of GDPR into practice on matters tackled during the lectures on transfer of personal data outside of the EU.
Florina Pop
- 16.15 **Survey**
- 16.30 **End of the Module**



WEDNESDAY 14 JUNE 2023

EU Data Protection and Privacy Law II

- 09.00 Registration of participants
- 09.15 **Warm-up: Recap of first day**
In the form of an interactive quiz
Florina Pop
- 09.30 **One-stop-shop mechanism under GDPR and the right to an effective remedy**
This session will tackle one of the major innovations brought about by the GDPR and discuss whether GDPR permit a supervisory authority of a Member State to bring proceedings before a court of that State for an alleged infringement of that regulation with respect to cross-border data processing, where that authority is not the lead supervisory authority with regard to that processing.
[speaker to be confirmed]
- 10.15 **Q&A**
- 10.30 Break
- 10.45 **One-stop-shop mechanism in practice**
Participants will receive several practical scenarios to discuss in groups and share their findings in the plenary.
[speaker to be confirmed]
- 11.30 **Q&A**
- 11.45 Break
- 12.00 **Article 79 GDPR- right to an effective judicial remedy against a controller or processor**
[speaker to be confirmed]
- 12.45 Discussion
- 13.00 Lunch Break
- 14.00 **Representation of data subject – Article 80 GDPR**
This session will discuss the representation of data subject from the perspective of the case *Meta Platforms Ireland Limited v Bundesverband der Verbraucherzentralen*



*und Verbraucherverbände – Verbraucherzentrale Bundesverband e.V., Case C-319/20, 28 April 2022.
[speaker to be confirmed]*

14.45 Discussion

15.00 Break

15.15 **Case study on the right to compensations and liability – Article 82 GDPR**
Participants will receive several practical scenarios to discuss in groups and share their findings in the plenary.
[speaker to be confirmed]

16.00 Discussion

16.15 Survey

16.30 End of the Module

