

Strasbourg, 15 December 2008

T PD Bur (2008) RAP 15

**CONSULTATIVE COMMITTEE OF THE CONVENTION FOR THE PROTECTION
OF INDIVIDUALS WITH REGARD TO AUTOMATIC PROCESSING OF PERSONAL DATA [ETS
108] (T-PD)**

15th meeting of the Bureau

Strasbourg, 13-14 October 2008

DRAFT ABRIDGED REPORT

1. The Bureau of the T-PD held its 15th meeting at the Council of Europe in Strasbourg, on 13-14 October 2008. The list of participants and agenda of the meeting are respectively set out in Appendices I and II of this report.
2. The Secretariat informed the Bureau about new developments in the field of data protection since their last meeting in June 2008: Convention 108 had registered the signature of Monaco on 1 October 2008, thereby bringing the total of signatures of this instrument to 4 and the number of ratifications to 40. The Additional Protocol to Convention 108 regarding supervisory authorities and transborder data flows had been ratified by “the Former Yugoslav Republic of Macedonia” on 26 September 2008 and signed by Monaco on 1 October 2008. As a result, the Additional Protocol had been ratified by 21 states and signed by a further 14. The number of acceptance to the Amendments to the Convention remained unchanged, with 28 states out of 40 having accepted them.
3. The Secretariat also informed the Bureau that, following the suggestion made by the T-PD at its last plenary meeting in March 2008, the Committee of Ministers had adopted on 2 July 2008 a decision supporting the accession to Convention 108 of non member states with a data protection legislation and encouraging them to apply. The text of the decision was posted on the data protection website: www.coe.int/dataprotection .
4. The Bureau of the T-PD examined and revised the draft recommendation to state parties on the protection of personal data used for the purposes of profiling. The scientific experts agreed to propose a new structure for the text, taking into account the result of the discussions.
5. The Secretariat reminded participants that the next meeting of the Bureau of the T-PD would be held in the offices of the Council of Europe in Paris on 17 and 18 December 2008.

APPENDIX I

LIST OF PARTICIPANTS

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APPENDIX II

AGENDA

1. OPENING OF THE MEETING

2. ADOPTION OF THE AGENDA

3. STATEMENT BY THE SECRETARIAT

- T-PD-BUR (2008) RAP 14 prov **New** Report of the 14th meeting of the T-PD-BUR (Bureau of the Consultative Committee of the Convention for the Protection of Individuals with regard to Automatic Processing of Personal Data [ETS No. 108]), (10-11 June 2008)
- T-PD (2008) RAP 24 Report of the 24th meeting of the T-PD (Consultative Committee of the Convention for the Protection of Individuals with regard to Automatic Processing of Personal Data [ETS No. 108]), (13-14 March 2008)

4. PROFILING

Required action: the Bureau will continue its examination of the draft recommendation to State parties on personal data protection with regard to the process of profiling in view of comments received and will start the examination of the preliminary draft explanatory memorandum of the recommendation

- T-PD (2008) 01 Final version of the study on the application of Convention 108 to the profiling mechanisms
- T-PD-BUR (2008) 03 rev Draft recommendation on the protection of personal data used for the purposes of profiling
- Working document (chart) **New** Draft recommendation on the protection of personal data used for the purposes of profiling
- R (97) 18 Recommendation No. R (97) 18 of the Committee of Ministers to member States concerning the protection of personal data collected and processed for statistical purposes

5. CURRENT ISSUES

6. DATE OF THE NEXT MEETING OF THE T-PD-BUR IN 2008