T-PD38(2019)OJ

Strasbourg, 15 April 2019

COMMITTEE OF THE CONVENTION FOR THE PROTECTION OF INDIVIDUALS WITH REGARD TO AUTOMATIC PROCESSING OF PERSONAL DATA

CONVENTION 108

38th Plenary meeting

AGENDA

Strasbourg, Council of Europe, Agora building, room G03

13 June (09:30 am) – 14 June 2019 (5:00 pm)

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	1. Opening of the meeting
T-PD(2018)RAP37Abr	Abridged report of the 37th Plenary meeting (Strasbourg, 20-22 November 2018)
T-PD(2019)47RAP	Abridged report of the 47th Bureau meeting (Paris, 20-22 March 2019)
T-PD(2017)WP2018-2019	Work programme of the Committee 2018-2019
T-PD(2017)Rules	Rules of procedure
	2. Adoption of the agenda
	3. Statement by the secretariat
	Christos Giakoumopoulos, Director General Directorate General - Human Rights and the Rule of Law
	4. Modernisation of Convention 108
	Required action: The Committee will take note of the information provided by the secretariat.
	• Consolidated text of the modernised version of Convention 108
	• Explanatory report of the modernised Convention 108
	• Amending Protocol
	5. State of play, ratifications and accessions
	Required action: The Committee will take note of the information provided by the secretariat. • Convention 108+: chart of signatures and ratification • Convention 108: chart of signatures and ratifications
	6. Evaluation and follow up mechanism under Convention 108+
	Expert: Ms Cécile de Terwangne, CRIDS, Namur. Required action: The Committee will take note of the information provided by the expert, will hold an exchange of views on the topic and will finalise the documents.
T-PD(2018)20rev NEW – 24 May	Draft questionnaire on the evaluation and follow-up mechanism
T-PD(2018)21rev NEW – 24 May	Information elements on the evaluation and follow-up mechanism

	7. Law enforcement transborder access to data
T-PD(2019)3 NEW – 29 May	Expert: Mr Gert Vermeulen, Full Professor of (European and international) criminal law and director of the Institute for International Research on Criminal Policy (IRCP).
	Required action: The Committee will take note of the information provided by the expert and will hold an exchange of views with the expert on the issues at stake.
Preparation of a 2nd Additional Protocol to the Budapest Convention on Cybercrime: Consultation with data protection experts - Issues for discussion T-CY discussion paper: Conditions for obtaining subscriber information – static versus dynamic IP addresses Provisional Answers from the Committee of Convention 108 to the Discussion paper for the Octopus Conference Key messages of the Octopus Conference 2018	
	8. Work programme
Draft Work programme 2020-2021 NEW – 31 May	Experts: Frédéric Wickert, Founder and CEO of A.I. Sense Sandra Azria, Lawyer Jen Persson, Director, "defenddigitalme" Yves Poullet, Honorary Rector of the University of Namur, former Director of the Research Center for Computer Science and Law (CRIDS) and Benoit Frénay, associate professor at the Faculty of Computer Science of the Université de Namur.
	Required action: The Committee will take note of the presentations by the experts on the following thematics: - facial recognition - data protection and education systems - Recommendation CM/Rec(2010)13 on the protection of individuals with regard to automatic processing of personal data in the context of profiling The Committee will hold an exchange of views on the forthcoming Work Programme of the Committee for 2020-2021 and corresponding working methods and will adopt the work programme.
	9. Case-Law

ECHR Compilation	Required action: The Committee will take note of the information provided by Pamela McCormick, Co-secretary of the Advisory Committee on Disputes of the ECtHR
	Court of Justice of the European Union Inter-American Court of Human Rights
	10. Cooperation with other Council of Europe bodies and entities
	Required action: The Committee will take note of the information provided by the secretariat.
	• CAHENF • Bioethics Committee (DH-BIO) • CEPEJ • Steering Committee on Media and Information Society (CDMSI) ○ MSI-AUT
	11. Macolin Convention
T-PD(2019)4 NEW – 31 May	Expert: Daniel Cooper, Partner, Covington & Burling LLP
	Required Action: The Committee will take note of the report and information provided by the expert and will hold an exchange of views on the issues at stake.
	12. Cooperation projects
	Required action: The Committee will take note of the information provided by the secretariat.
T-PD(2019)02Rev2 NEW – 23 May	Cooperation projects of the Council of Europe in the data protection field (Information Document)
	13. Compilation document
NEW – 4 June	Compilation of replies – DPAs governance models
COMPILATION	**14. Overview of activities and major developments in the field of data protection**
	Required action: The Committee will take note of the information provided by the Secretariat.
	• "Protection of digital privacy: challenges and perspectives" (Fes, Morocco, 28 January 2019) • International Conference Computers, Privacy & Data Protection "Data Protection and democracy" (CPDP 2019) (Brussels, Belgium, 30 January-1 February 2019) • "Governing the Game Changer – Impacts of artificial intelligence development on human rights, democracy and

	the rule of law" (Helsinki, Finland, 26-27 February 2019) • MWC2019 Barcelona – Ministerial program (Barcelona, 25-27 February 2019) • UNCTAD - E-commerce week (Geneva, 1-4 April 2019) • Spring Conference of European Data Protection Authorities Data Protection authorities (Tbilisi 9-10 May) • IAPP Global Privacy Summit 2019 (Washington, May 1-3, 2019) • 2019 Data Protection Workshop within International Organisations (Paris, 17-18 June 2019) • EuroDIG (The Hague, 19-20 June 2019) • XVII Meeting of the Iberoamerican network, (Mexico, 19-21 June 2019) • International Conference on Privacy in Africa (Accra, 24-27 June 2019) • AFAPDP (Dakar, 16-18 September 2019) • ICDPPC (Tirana, 21-25 October 2019) • IGF (Berlin, 28-29 November 2019)
	15. Observers
	Required action: The Committee will take note of the information provided by the observers.
	Observers - State of play and admission criteria
	16. Data Protection Commissioner
	Required action: The Committee will take note of the information provided by the Council of Europe Data Protection Commissioner.
	Secretary General's Regulation
	17. Stefano Rodota Award
	Guests: Ingrida Milkaite and Eva Lievens, Jef Ausloos Required action: The Committee will meet the laureates of the prize, and of the Jury's special mention, will take note of their presentations and will hold an exchange of views with them.
	18. Next meetings
	Required action: The Committee will take note of the dates for the next meetings.
	19. Any Other Business

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DRAFT ORDER OF BUSINESS

(Provisional and subject to change in light of the work pace)

		13 June (Thursday)	**14 June (Friday)**
Start	**9:30 am**	Items 1, 2, 3, 4, 5, 7, 8 (profiling), 9, 11	Items 6, 16, 17
Break/end	**1 pm**	*Lunch*	*Lunch*
Start	**2:30 pm**	Items 8 (education systems), 9, 14, 15,	Items 8 (facial recognition), 10, 12, 13, 18, 17, 19
End	**6 pm**	Informal gathering 8 pm	

11 June -12 June morning: Consultation on health data led by the UNSR on the right to privacy (see separate information)

12 June afternoon: Conference on Convention 108+ (see separate information)