



T-PD39(2019)OJ

Strasbourg, 10 October 2019

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

**CONVENTION 108**

**39<sup>th</sup> Plenary meeting**

**AGENDA**

**Strasbourg, Council of Europe, Agora building, room G03**

**19 November (9:00 am) – 21 November 2019 (5:30 pm)**

[www.coe.int/dataprotection](http://www.coe.int/dataprotection)

	<b>1. Opening of the meeting</b>
<a href="#">T-PD(2019)RAP38Abr</a>	Abridged report of the 38 <sup>th</sup> Plenary meeting (Strasbourg, 13-14 June 2019)
<a href="#">T-PD-BUR(2019)48RAP</a>	Abridged report of the 48 <sup>th</sup> Bureau meeting (Paris, 25-27 September 2019)
<a href="#">T-PD(2017)WP2018-2019</a>	Work programme of the Committee 2018-2019
<a href="#">T-PD(2019)WP2020-2021final</a>	Work programme of the Committee 2020-2021
<a href="#">T-PD(2017)Rules</a>	Rules of procedure
	<b>2. Adoption of the agenda</b>
	<b>3. Statement by the secretariat</b>
	Jan Kleijssen, Director of the Information Society and Fight against Crime Directorate
	<b>4. Modernisation of Convention 108</b>
	<u>Required action:</u> The Committee will take note of the information provided by the secretariat.
	<ul style="list-style-type: none"> <li>• <a href="#">Consolidated text of the modernised version of Convention 108</a></li> </ul>
	<ul style="list-style-type: none"> <li>• <a href="#">Explanatory report of the modernised Convention 108</a></li> </ul>
	<ul style="list-style-type: none"> <li>• <a href="#">Amending Protocol</a></li> </ul>
	<b>5. State of play, ratifications and accessions</b>
	<u>Required action:</u> The Committee will take note of the information provided by the secretariat.
	<ul style="list-style-type: none"> <li>• <a href="#">Convention 108+: chart of signatures and ratification</a></li> <li>• <a href="#">Convention 108: chart of signatures and ratifications</a></li> </ul>
	<b>6. Evaluation and follow up mechanism under Convention 108+</b>
	Expert: Ms Cécile de Terwangne, CRIDS, Namur.
	<u>Required action:</u> The Committee will take note of the information provided by the Working Group's Rapporteur and by the expert and will hold an exchange of views on the topic.
<a href="#">Terms of Reference</a>	ToR of the Working Group on the evaluation and monitoring mechanism

<a href="#">T-PD(2018)20rev3</a>	Evaluation questionnaire
<a href="#">T-PD(2018)21rev3</a>	Document on the evaluation and follow-up mechanism under Convention 108+ : process and rationale
	<b>7. Law enforcement transborder access to data</b>
	Expert: Mr Gert Vermeulen, Full Professor of (European and international) criminal law and director of the Institute for International Research on Criminal Policy (IRCP).
<a href="#">T-CY consultation paper</a>  Draft position paper	Required action: The Committee will take note of the information provided by the expert and will finalise its position paper for transmission to the Committee on Cybercrime.
	Background documents <a href="#">T-PD(2019)3</a> <a href="#">T-PD(2019)8FIN</a> <a href="#">Preparation of a 2nd Additional Protocol to the Budapest Convention on Cybercrime: Consultation with data protection experts - Issues for discussion</a>  <a href="#">T-CY discussion paper: Conditions for obtaining subscriber information –static versus dynamic IP addresses</a>  <a href="#">Provisional Answers from the Committee of Convention 108 to the Discussion paper for the Octopus Conference</a>  <a href="#">Key messages of the Octopus Conference 2018</a>
	<b>8. Facial recognition</b>
	Experts: Sandra Azria, Lawyer; Frédéric Wickert, Founder and CEO of A.I. Sense
<a href="#">T-PD(2019)05rev</a>	Required action: The Committee will take note of the report provided by the experts and will hold an exchange of views with the experts, with a view to enabling the finalisation of their report and deciding on the necessary follow-up.
	<b>9. Data protection in education systems</b>
	Experts: Jen Persson, Director, “defenddigitalme” Jun Zhao, Senior Research Fellow, Department of Computer Science, Oxford University
<a href="#">T-PD(2019)06BISrev</a> <a href="#">T-PD(2019)06rev</a>	Required action: The Committee will take note of the report provided by the expert and will hold an exchange of views with the

	experts, with a view to the finalisation of the report and deciding on the necessary follow-up.
	<b>10. Update of the Recommendation CM/Rec(2010)13 on the protection of individuals with regard to automatic processing of personal data in the context of profiling</b>
<a href="#">Recommendation CM/Rec(2010)13</a> <a href="#">T-PD(2019)07</a> <a href="#">T-PD(2019)07BISrev</a>	Experts: Yves Poulet, Honorary Rector of the University of Namur, and Benoit Frénay, associate professor at the Faculty of Computer Science, Namur Digital Institute
	Required action: The Committee will take note of the report provided by the experts and will hold an exchange of views with the experts with a view to the finalisation of their report and deciding on the necessary follow-up.
	<b>11. Elections</b>
	Required action: The Committee will proceed to the election of one Bureau member.
	<b>12. Cooperation with other Council of Europe bodies and entities</b>
	Required action: The Committee will take note of the information provided by the secretariat.
<a href="#">T-PD(2019)09</a>	<ul style="list-style-type: none"> <li>• Macolin Convention</li> <li>• CAHENF</li> <li>• CAHAI</li> <li>• <a href="#">Steering Committee on Media and Information Society (CDMSI)</a> <ul style="list-style-type: none"> <li>○ <a href="#">Draft recommendation</a></li> <li>○ Ministerial Conference</li> <li>○ <a href="#">MSI-AUT</a></li> </ul> </li> </ul>
	<b>13. Cooperation projects</b>
	Required action: The Committee will take note of the information provided by the secretariat.
<a href="#">Council of Europe HELP course on Data Protection and Privacy Rights</a> <a href="#">T-PD(2019)02Rev2</a>	Cooperation projects of the Council of Europe in the data protection field (Information Document)
	<b>14. Overview of activities and major developments in the field of data protection</b>
	Required action: The Committee will take note of the information provided by the Secretariat and delegates.

	<ul style="list-style-type: none"> <li>• EuroDIG (The Hague, 19-20 June 2019)</li> <li>• XVII<sup>th</sup> meeting of the Ibero-american network of DPAs (Mexico, 19-21 June 2019)</li> <li>• International Conference on Privacy in Africa (Accra, 24-27 June 2019)</li> <li>• AFAPDP Conference (Dakar, 16-18 septembre 2019)</li> <li>• ICDPPC (Tirana, 21-25 October 2019)</li> <li>• IGF (Berlin, 28-29 November 2019)</li> </ul>
	<b>15. Observers</b>
	<u>Required action:</u> The Committee will take note of the information provided by the observers.
	Observers - State of play and admission criteria
	<b>16. Data Protection Commissioner</b>
	<u>Required action:</u> The Committee will take note of the information provided by the Council of Europe Data Protection Commissioner.
	<a href="#">Secretary General's Regulation</a>
	<b>17. Stefano Rodota Award</b>
<a href="#">Link</a>	<u>Required action:</u> The Committee will take note of the information provided by the Secretariat
	<b>18. Next meetings</b>
<a href="#">Calendar</a>	<u>Required action:</u> The Committee will take note of the dates for the next meetings.
	<b>19. Any Other Business</b>

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#### DRAFT ORDER OF BUSINESS

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

		<b>19 November (Tuesday)</b>	<b>20 November (Wednesday)</b>	<b>21 November (Thursday)</b>
<i>Start</i>	<b>9:00 am</b> <i>the first day</i> <i>then</i> <b>9:30 am</b>	<a href="#">Academic Conference "Convention 108+ and the future data protection global standard"</a> <a href="#">Computer Law &amp; Security Review (CLSR)</a>	Items 9, 13 to 15	Octopus Conference Workshop 2 "Data protection and criminal justice: what are the issues?" (NB : in the Hemicycle of the Palais de l'Europe)

<i>Break/end</i>	<b>1 pm</b>	<i>Lunch</i>	<i>Lunch</i>	<i>Lunch</i>
<i>Start</i>	<b>2:30 pm</b>	Items 1 to 6	Items 7, 10 to 12	Items 8, 16 to 19
<i>End</i>	<b>6 pm</b>		Informal gathering 8 pm	