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

39th 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

	1. Opening of the meeting
T-PD(2019)RAP38Abr	Abridged report of the 38th Plenary meeting (Strasbourg, 13-14 June 2019)
T-PD-BUR(2019)48RAP	Abridged report of the 48th Bureau meeting (Paris, 25-27 September 2019)
T-PD(2017)WP2018-2019	Work programme of the Committee 2018-2019
T-PD(2019)WP2020-2021final	Work programme of the Committee 2020-2021
T-PD(2017)Rules	Rules of procedure
	2. Adoption of the agenda
	3. Statement by the secretariat
	Jan Kleijssen, Director of the Information Society and Fight against Crime Directorate
	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 Working Group's Rapporteur and by the expert and will hold an exchange of views on the topic.
Terms of Reference	ToR of the Working Group on the evaluation and monitoring mechanism

T-PD(2018)20rev3	Evaluation questionnaire
T-PD(2018)21rev3	Document on the evaluation and follow-up mechanism under Convention 108+ : process and rationale
	7. Law enforcement transborder access to data
	Expert: Mr Gert Vermeulen, Full Professor of (European and international) criminal law and director of the Institute for International Research on Criminal Policy (IRCP).
T-CY consultation paper 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 T-PD(2019)3 T-PD(2019)8FIN 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. Facial recognition
	Experts: Sandra Azria, Lawyer; Frédéric Wickert, Founder and CEO of A.I. Sense
T-PD(2019)05rev	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.
	9. Data protection in education systems
	Experts: Jen Persson, Director, “defenddigitalme” Jun Zhao, Senior Research Fellow, Department of Computer Science, Oxford University
T-PD(2019)06BISrev T-PD(2019)06rev	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.
	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
Recommendation CM/Rec(2010)13 T-PD(2019)07 T-PD(2019)07BISrev	Experts: Yves Poullet, 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.
	11. Elections
	Required action: The Committee will proceed to the election of one Bureau member.
	12. Cooperation with other Council of Europe bodies and entities
	Required action: The Committee will take note of the information provided by the secretariat.

T-PD(2019)09	• Macolin Convention
	• CAHENF
	• CAHAI
	• Steering Committee on Media and Information Society (CDMSI)
	  ○ Draft recommendation
	  ○ Ministerial Conference
	  ○ MSI-AUT

	13. Cooperation projects
	Required action: The Committee will take note of the information provided by the secretariat.
Council of Europe HELP course onData Protection and Privacy Rights T-PD(2019)02Rev2	Cooperation projects of the Council of Europe in the data protection field (Information Document)
	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 and delegates.

	• EuroDIG (The Hague, 19-20 June 2019) • XVIIth meeting of the Ibero-american network of DPAs (Mexico, 19-21 June 2019) • International Conference on Privacy in Africa (Accra, 24-27 June 2019) • AFAPDP Conference (Dakar, 16-18 septembre 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
Link	Required action: The Committee will take note of the information provided by the Secretariat
	18. Next meetings
Calendar	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)

		19 November (Tuesday)	20 November (Wednesday)	21 November (Thursday)
Start	**9:00 am** *the first day then* **9:30 am**	Academic Conference "Convention 108+ and the future data protection global standard" Computer Law & Security Review (CLSR)	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)

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