

International Enforcement Co-ordination Event Styal, Cheshire 2014

Workshop Two

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What to expect from the workshop

1. Introduction to the issue (5 minutes);
2. Considerations and common challenges (5 minutes);
3. **Open discussion** on how data incidents managed (15 minutes);
4. **Activity – Scenarios – Two Groups** (15 minutes);
5. **Feedback** from the groups (15 minutes);
6. Closing comments (5 minutes)

Common challenges

- Identifying who the data controller is;
- Containing the breach and securing the personal data;
- Obtaining evidence needed for regulatory action;
- Secure disposal of personal data or retrieval by identified data controller

Common challenges. Cont.

- Containing and removing personal data disclosed online;
- Seizing personal data (practicalities and retention schedule);
- Issues with multiple data controllership

Open discussion (15 minutes)

- How do different Data Protection Authorities manage live data incidents?
- What can we share and incorporate into each of our day to day investigative activities and wider strategic plans?

Workshop Activities

- All the scenarios and data controllers are fictitious but have elements derived from real life cases;
- The solutions should be based on best case outcomes that assume that all data controllers are working to the same common goal;
- Don't be afraid to suggest something radical, there isn't necessarily a right or wrong answer;
- The purpose of the workshop is stimulate debate;
- Use the summary information to help you;
- Pens and paper are available if you need to make notes / map out your understanding of the incidents and the interlocking relationships

When completing the activity

- Consider your own way of working – this will help us to identify the differences across the groups;
- Consider whether it is possible to identify common practices that should/could be developed?
- Where possible, identify ways of merging common practice – how might this help us collaborate on cross border cases?

Scenarios (15 minutes)

- Split into two groups;
- Elect a spokesperson to feedback;
- Discuss the fictitious scenarios;
- Determine;
 - How best to secure the data and ensure against further dissemination?
 - How to identify the data controller and any possible lines of enquiry?
 - What evidence of the breach is needed and how will this be obtained?

Scenarios feedback (15 Minutes)

- Did both groups reach similar conclusions regarding how to manage the data incidents?
- What were the challenges faced and how might these affect our ability to carry out effective cross border enforcement?

Closing comments (5 minutes)

- Managing live data incidents is often complex and can be difficult;
- Sharing our investigative considerations and techniques will improve how we all handle live data incidents;
- GPEN and a cooperation arrangement will assist in cross border investigations into live data incidents;
- GPEN should be used as a platform for further discussion

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