

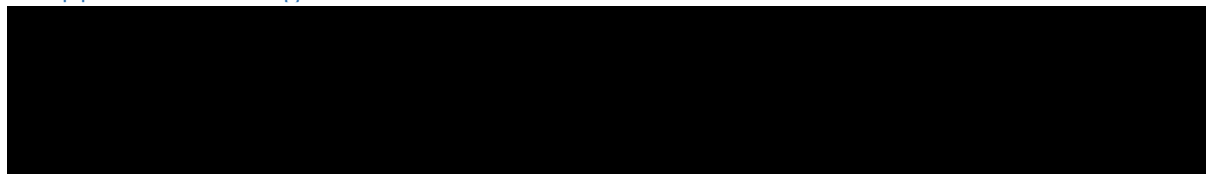


Final

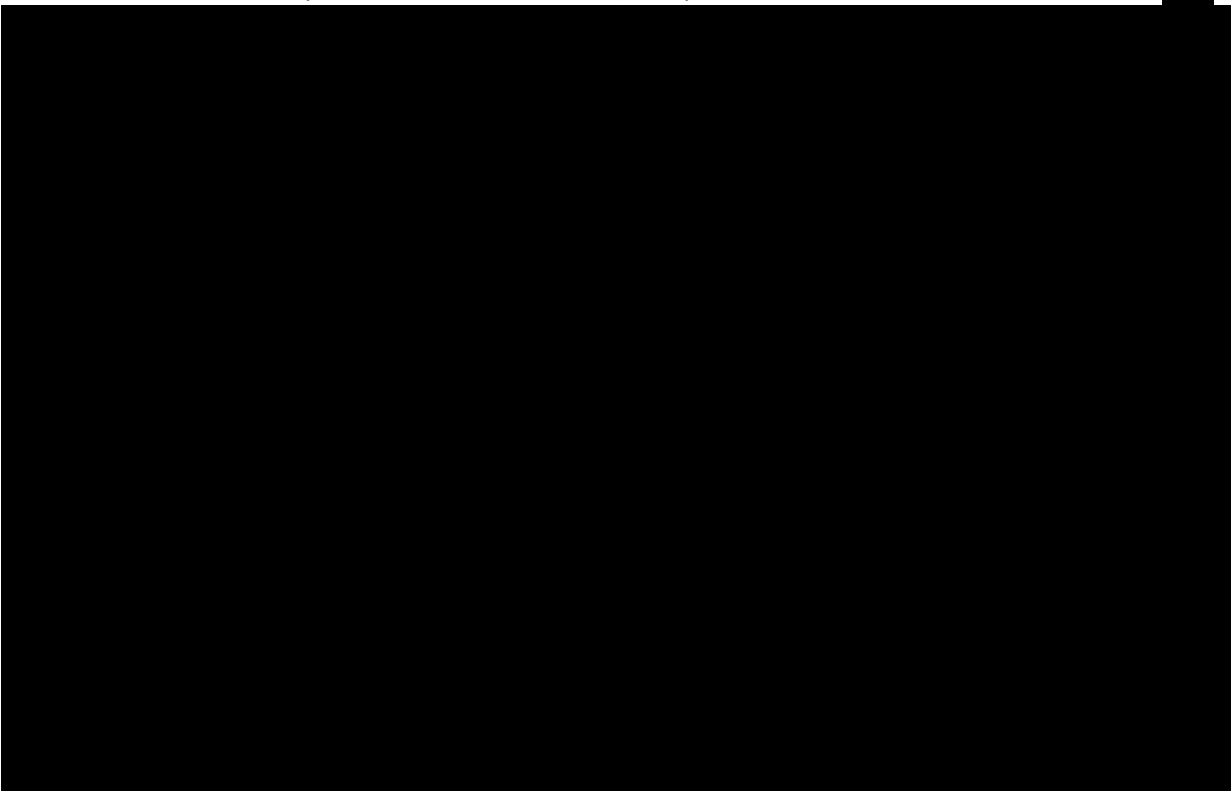
ITS Expert Subgroup meeting

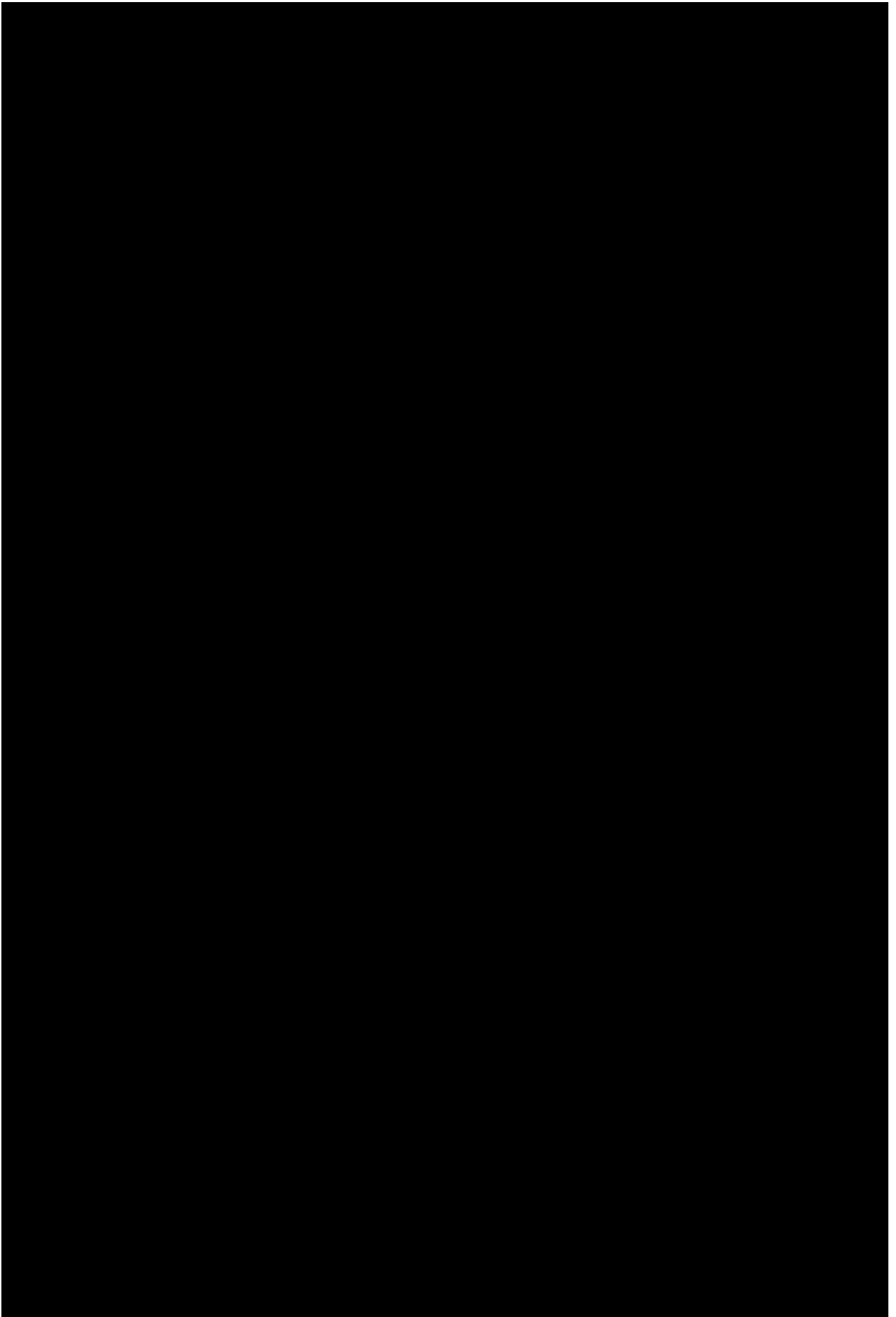
7, 8, 11 and 14 December 2020, Remote meeting

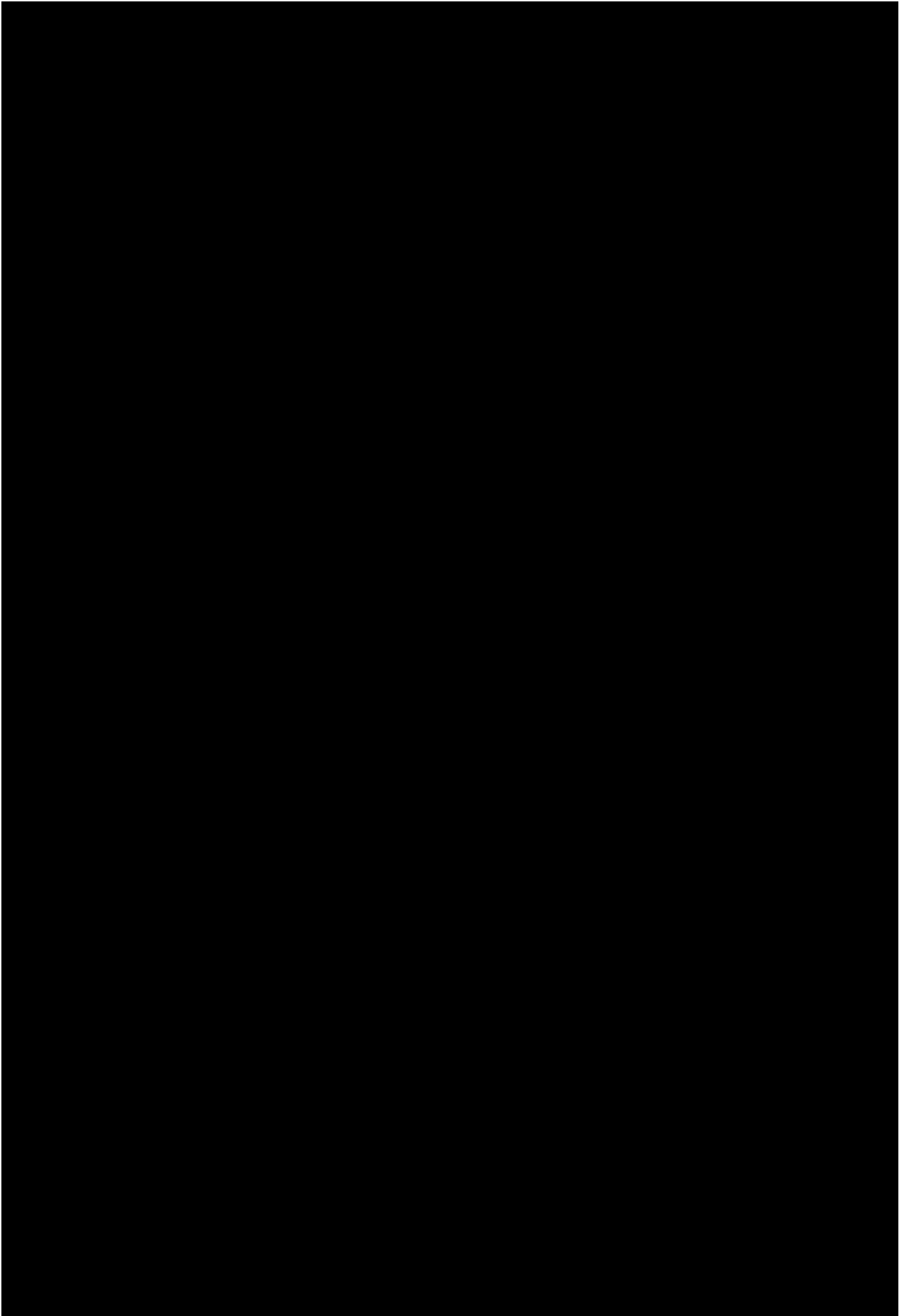
1. Approval of the Agenda



The ITS Coordinators also informed the ITS ESG members that a number of documents would be submitted to the Plenary on 15 December 2020 (i.e. updated version of Guidelines 02/2020, [REDACTED])







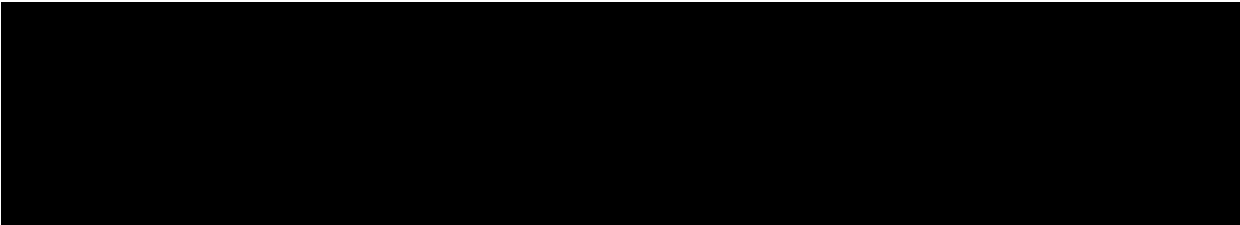


9. Certification as a tool for transfers

As agreed at the beginning of the meeting, this item was addressed before the one on codes of conduct as a tool for transfers.

The lead rapporteur presented the item and informed the ITS ESG members about the recent changes made to the draft guidelines on certification as a tool for transfers.

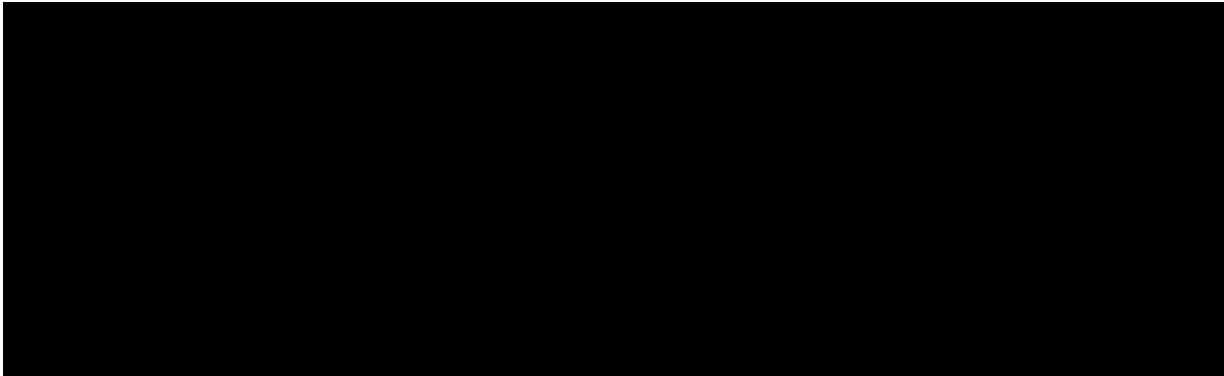
As to discussion point 1 concerning the impact of the Schrems II judgment, the members of the ITS ESG discussed the role of the data exporter in that context and favoured to keep the text as is. The lead rapporteur gathered the suggestions and will prepare a drafting proposal.

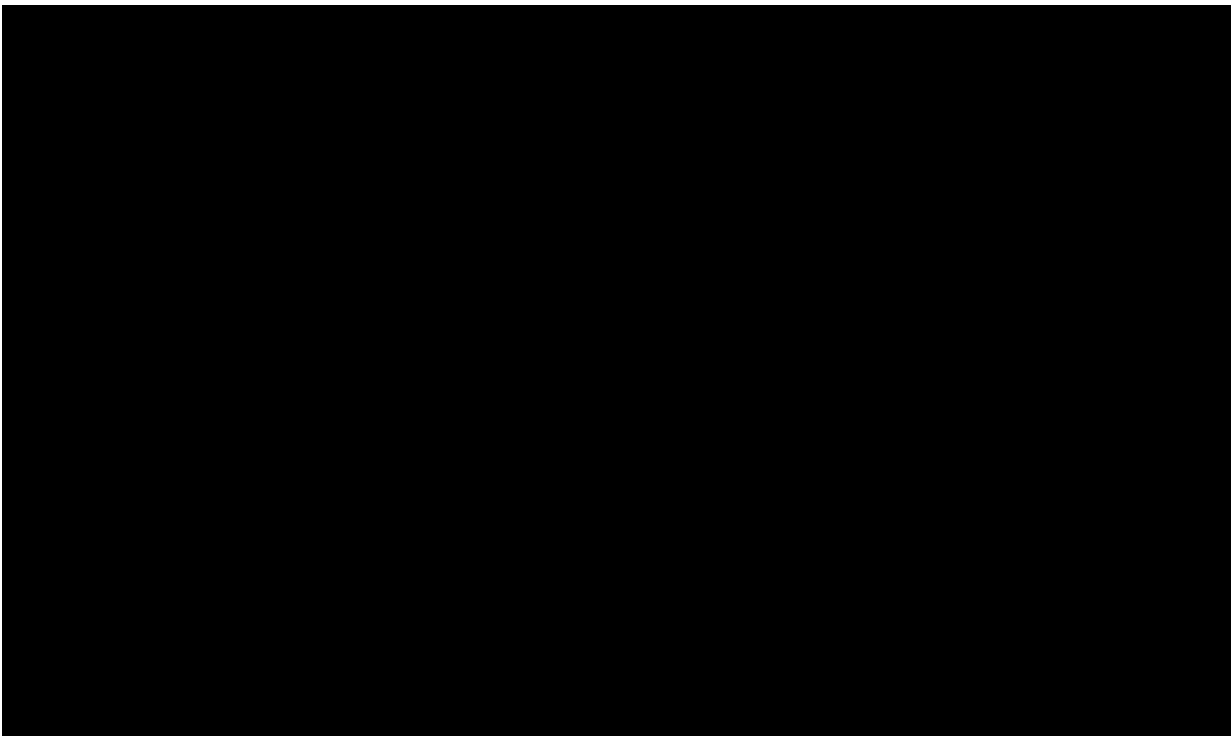


The lead rapporteur will further work on the draft document, taking into account the discussions and circulate it with the ITS ESG members before the next meeting in January 2021.

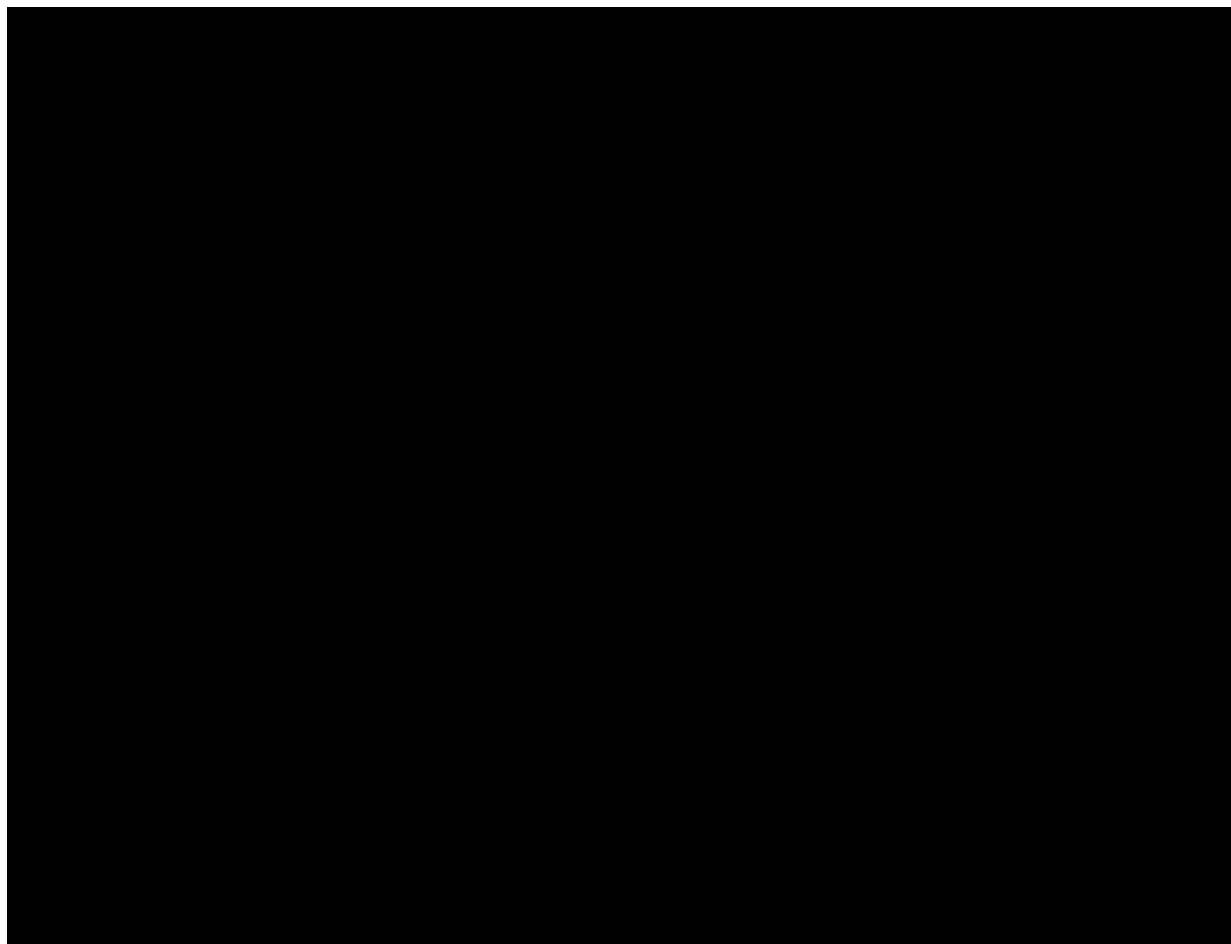
10. Codes of Conduct as a tool for transfers

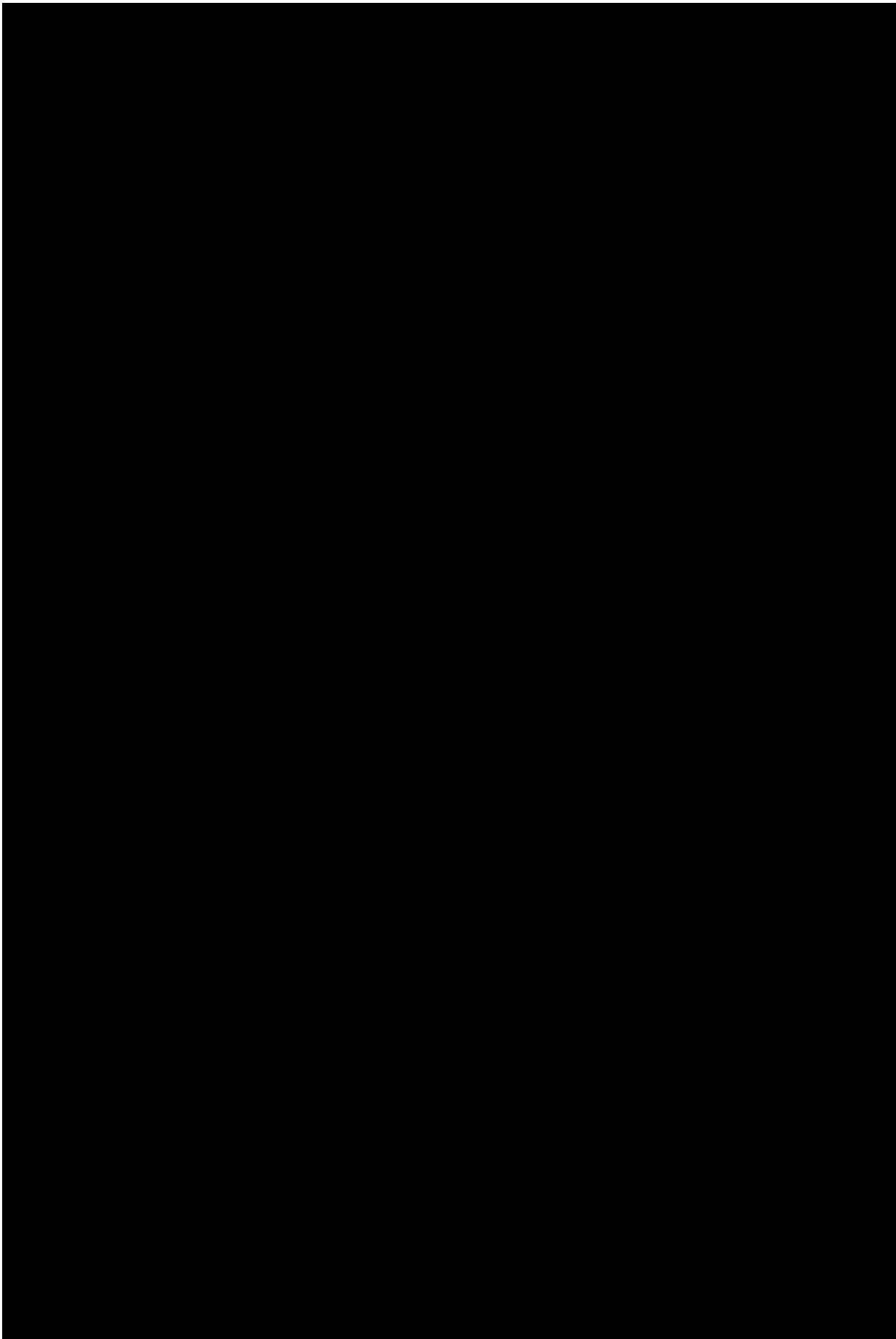
The lead rapporteur presented the updated version of the draft guidelines and stressed that a more general discussion on the document will be needed, as it is close to be finalised.

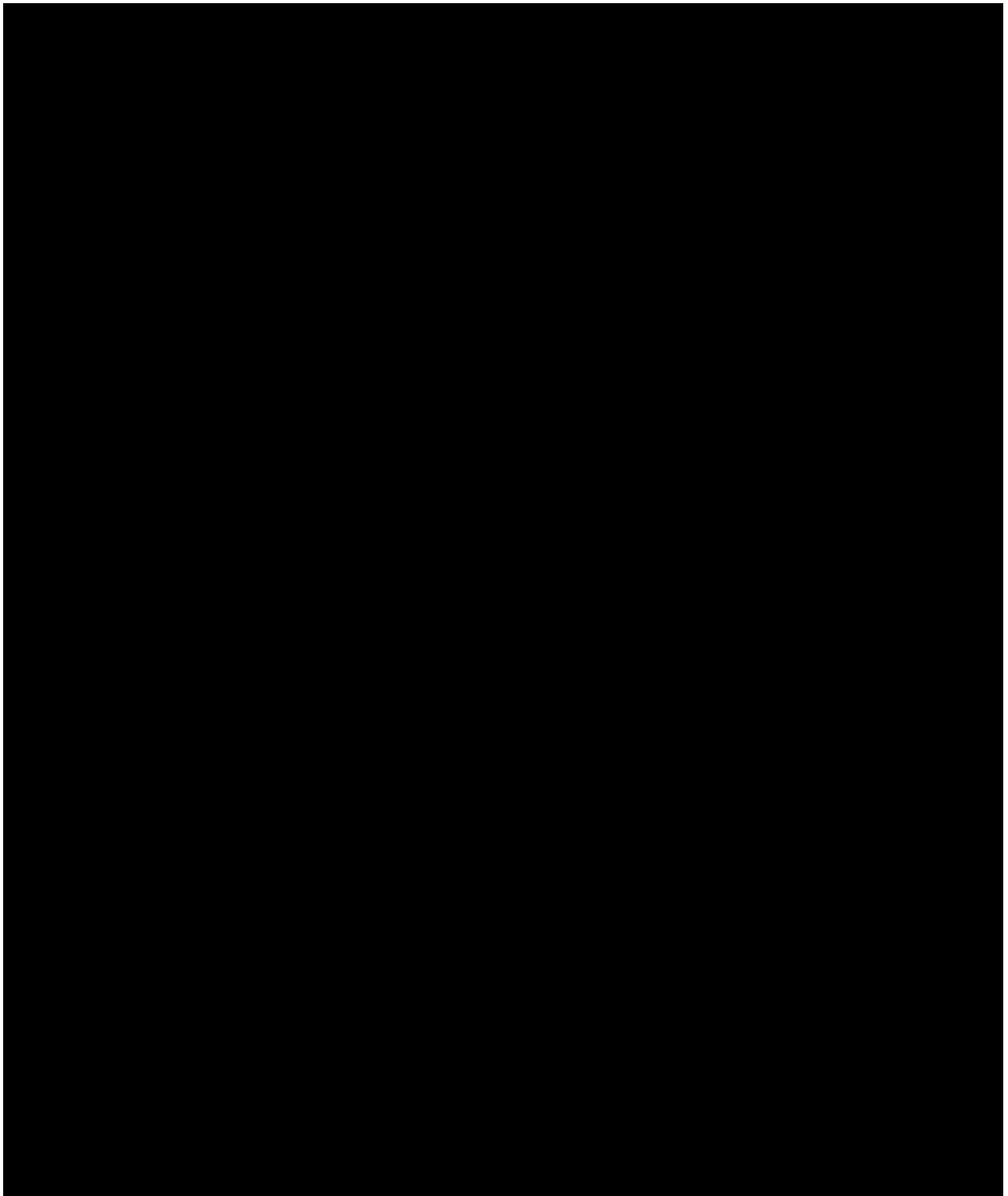




A short discussion followed on point 12 of Annex 2 of the draft guidelines concerning whether it should be included in a binding and enforceable commitment. Some members of the ITS ESG expressed their views that it should be included in the code of conduct itself. One ITS ESG member proposed to have it in both the code of conduct and the binding and enforceable commitment.







[Annex: Attendance List](#)

SAs : AT SA, BE SA, BG SA, CZ SA, DE SA, DK SA, EDPS, EL SA, ES SA, FI SA, FR SA, HR SA, HU SA, IE SA, IT SA, LI SA, LT SA, LU SA, NL SA, NO SA, PL SA, SE SA, SI SA

- European Commission

- EDPB Secretariat