ITS meeting
11-12 December 2018, Rue Montoyer 30, EDPB Premises

Introduction & organisation of work
Next meeting will take place on 29 January (1 day).

Approval of the Agenda
The draft agenda was revised, i.e. an update on the second Privacy Shield review was added. Under the item BCRs and SCCs an additional point is added on the proposal to publish on the EDPB’s website the list of approved BCRs. The draft agenda was then approved.

ITS Work Plan 2019
The draft work plan was discussed.
The item on “interoperability of BCRs” will be changed to “interoperability between BCRs”.
The coordinator will send the finalised version to the Secretariat by 14 December.
Privacy Shield second annual review - update

The members of the subgroup are invited to send further comments until 18 December. The report shall be submitted for adoption at the plenary in January 2019.

ESMA
FR gave an update on the call that took place on 10 December, between the drafting team and members of ESMA and IOSCO. In terms of next steps, the EDPB is waiting for the new draft AA which will be submitted by ESMA for an EDPB opinion for either the January or the February 2019 plenary.

Guidelines on Article 46 GDPR
The lead rapporteur presented a discussion paper on Art. 46 GDPR to the members of the ITS.
The lead rapporteur will include the outcome of the discussion into the draft.

**Guidelines on Codes of Conduct and Certification as tools for transfers**

will act as rapporteurs. UK will support the team for the time being. The lead rapporteur is still to be determined. The SEC informed the members of the subgroup that the “general” guidelines on certification exclude the aspect of “certification as a transfer tool” and insofar refer to the upcoming guidelines by the ITS.

**Questions on International Organisation for Migration (IOM)**

asked on which legal basis public authorities should share data with international organisations.
BCRs and SCCs

Template BCR authorization form
The rapporteur introduced the latest changes suggested and asked for further comments.

The members of the subgroup are invited to comment on the template by 4 January. The draft template will be submitted to the EDPB for information (state of play) during the January plenary meeting.

Procedures for approval of ad hoc SCCs
The rapporteur was designated and will send a first draft of the update of WP 226 before the next meeting. agreed to contribute to the draft.

Update of the common views guide
volunteered to act as rapporteur with the support of . The members were asked to check which is the latest version.

Volunteers for organisation of BCR training workshop
It will be a 2 days training in the first semester of 2019. The following members agreed to check with their offices whether able to host the workshop:

Questions from SAs on BCRs and SCCs
- SEC informed about the maintenance of the BCRs list on procedures closed. The list was held by the COM until 25 May 2018 and is still available on COM site https://ec.europa.eu/newsroom/article29/item-detail.cfm?item_id=613841

The list should be held in the future by the SEC. In this context the set-up of a list in a form of a register instead of the current pdf document was discussed.

To-do/Next steps

- Comments on draft Privacy Shield report: **18 December EOB**
- Comments on Guidelines on Article 46 (Discussion paper shared by **: 4 January 2019 EOB**
- Comments on BCR template form (shared by **: 4 January 2019 EOB**
- Confirmation of interest to host the 2019 BCR workshop: **4 January 2019 EOB**
- Check for the latest version of the common views guide and inform NL
- ** will share their BCR letter sent to companies for the update of their BCRs
- Next meeting: **29 January 2019**

Annex: Attendance List

**DPAs:**
AT, BE, CZ, DE (Federal, Hesse, Bavaria), EL, ES, FI, FR, HR, HU, IE, IT, LU, NL, RO, SE, SI, UK

NO

**Further attendees:**
COM
SEC