

Full list of questions – Moderators

**Portability**

- ✓ What are the expected benefits from this new right?
  - From the data subject perspective?
  - From the data controller perspective?
- ✓ What is the relationship to the right of access to personal data?
- ✓ What is the scope of the portability right? Where are the debated areas?
- ✓ What data that would be caught by the right and what data wouldn't be caught by the right? Can examples be shared?
- ✓ What are the risks to third parties if data is disclosed or shared under the data portability right?
- ✓ What formats should be used as a standard for exercising this right?
  - What formats are organizations using now or could be used in future?
- ✓ What steps can organizations or sectors take to enable interoperability of the systems? What challenges are there?

Additional points

- ✓ Scope
  - What can the data subject precisely retrieve under this right?
  - What should be considered as provided by the data subject?
  - To what extent can it be used to transfer content from one service to another?
- ✓ Third parties
  - What should be the role of the data subject in this respect?
  - How does the data controller identify cases in which data portability might adversely affect third party's rights?
- ✓ Format

- What can be considered as "machine readable"?
- Do you foresee any particular difficulties relating to special types of content (photo, video, text format, etc.)?
- ✓ Interoperability
  - In what situations, should the data transfer be considered as not "technically possible"?
  - What do you think about the use of open source formats / software, and Application Programming Interfaces?
  - How to foster and promote standardization in this field?
- ✓ Should it be activated where the legal basis for the processing are not the consent or the performance of a contract (e.g. legitimate interest) – as best practices?
- ✓ Do you see specific sectorial issues?
  - Should trade and professional associations promote sectorial standards and best practices?
  - Is there sectorial regulations that might impact the exercise and scope of the right to data portability?