



DFFP - Dansk Forening for Persondataret

Arrangement om overførsel af personoplysninger mellem EU og USA efterfulgt af ordinær generalforsamling

Dansk Forening for Persondataret indkalder til medlemsarrangement efterfulgt af ordinær generalforsamling

Mandag den 24. april 2023 kl. 14.00-18.00

Ét af de mest aktuelle spørgsmål i europæisk databeskyttelsesret vedrører overførsel af personoplysninger mellem EU og USA. EU-Domstolen har i en række afgørelser over de senere år fastlagt, hvilket databeskyttelsesniveau der skal sikres i den forbindelse. Denne retspraksis har navnlig været motiveret af antagelser om, hvordan amerikansk ret og praksis regulerer amerikanske retshåndhævelsesmyndigheder og efterretningsstjenesters adgang til at pålægge private aktører i USA at udlevere personoplysninger fra EU til amerikanske myndigheder.

Næste kapitel vil blive skrevet, når Europa-Kommissionen vedtager den nye tilstrækkelighedsvurdering af "The European Union-U.S. Data Privacy Framework" (TADPF).

På denne baggrund holder Dansk Forening for Persondataret den 24. april 2023 et medlemsarrangement om overførsel af personoplysninger mellem EU og USA.

Ved arrangementet vil førende eksperter fra USA gennemgå forhistorien for TADPF og President Joe Bidens Executive Order on Enhancing Safeguards for United States Signals Intelligence Activities (E.O.), forklare den såkaldte "redress mechanism" fastlagt i E.O. og gennemgå, hvordan amerikansk ret beskytter udlændinges ret til privatliv, når deres oplysninger behandles af amerikanske efterretningsmyndigheder.

Arrangementet afholdes under "Chatham House Rules", hvilket indebærer, at deltagerne gerne må gengive indholdet af, hvad der drøftes, men ikke må gengive, hvem der talte.



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TALERE

Lauren Bernick

Lauren Bernick is the Principal Deputy Chief of the Office of Civil Liberties, Privacy, and Transparency (CLPT) for the Office of the Director of National Intelligence (ODNI). The mission of the ODNI is to lead the U.S Intelligence Community (IC) in intelligence integration and overseeing the IC. As part of CLPT, Ms. Bernick ensures that policies protect data privacy and civil liberties and oversees the IC in complying with privacy protections specified in the Foreign Intelligence Surveillance Act (FISA), Executive Order 12333, and Executive Order 14086. Her work includes advancing privacy protections in cross-border data transfers through the EU-U.S. Data Privacy Framework (DPF) and its precursor EU-U.S. Privacy Shield Framework as well as the recent Organization of Economic Cooperation and Development's (OECD) principles for government access to personal data. Ms. Bernick leads efforts to enhance transparency of the Intelligence Community's activities – including the authorities and limitations under which the IC acts -- through authorized public releases and through engagement with civil society advocates and other non-governmental representatives. Previously, Ms. Bernick served as an attorney advisor in U.S. Department of Justice National Security Division. Ms. Bernick graduated from Mount Holyoke College, earned her Master of Public and International Affairs from the University of Pittsburgh, and earned her Juris Doctor from the Georgetown University Law Center. She is a Certified Information Privacy Professional/United States (CIPP/U.S.) per the International Association of Privacy Professionals (IAPP).

Peter Winn

Peter Winn is the Acting Chief Privacy and Civil Liberties Officer at the U.S. Justice Department (DOJ). Before that he was the Acting General Counsel of the independent Privacy and Civil Liberties Oversight Board (PCLOB) during its review of the US Intelligence Community's implementation of certain provisions of the Foreign Intelligence Surveillance Act (FISA) following the unauthorized Snowden disclosures, which resulted in authoritative reports on these programs. <https://irp.fas.org/offdocs/pclob-702.pdf>. He has been an Attorney-Advisor at DOJ's Office of Legal Counsel and an Assistant U.S. Attorney. He has also written on a variety of topics involving privacy law and taught at law schools at the University of Washington, Southern Methodist University, and the University of Melbourne. He has a J.D. from Harvard Law School, a B.A. from Williams College, and an M.Phil. from the University of London. He clerked for Federal District Judge James B. McMillan.



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PROGRAM

14.00-14.05 **Velkomst**

14.05-14.50 Data Protection and Government Access — Bi-laterally and Globally/Lauren Bernick & Peter Winn

1. The European Union-U.S. Data Privacy Framework & The Executive Order on Enhancing Safeguards for United States Signals Intelligence Activities — Background, current status, and the redress mechanism
2. OECD Principles on Government Access to Data Held by the Private Sector

14.50-15.00 *Pause og forfriskninger*

15.00-15.45 The General Privacy Framework of the US/Peter Winn

15:45-16.30: US Intelligence Community Privacy Framework: Authorities, Limitations, Oversight, Transparency efforts/Lauren Bernick

16.30-17.00: Questions and rounding off

17.00-17.30: **Ordinær generalforsamling**
Særskilt dagsorden er vedlagt

17.30-18.00 *Netværk & vin*

Efter medlemsarrangementet og generalforsamlingen er der mulighed for at nyde et glas vin, og alle medlemmer er velkomne til at deltage, hygge sig og netværke

Arrangementet afholdes hos Kromann Reumert, Sundkrogsgade 5, 2100 København Ø.

Hvis du ønsker at få tilsendt kursusbevis efter arrangementet, så bedes du oplyse det ved tilmelding.

Praktiske spørgsmål om generalforsamlingen kan stilles til foreningens sekretariat på personadataret@kromannreumert.com.



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ORDINÆR GENERALFORSAMLING I DANSK FORENING FOR PERSONDATARET

DAGSORDEN

1. Valg af dirigent
2. Aflæggelse af beretning om foreningens virksomhed for de senest forløbne to år
3. Godkendelse af regnskab for samme periode
4. Fastsættelse af kontingent
5. Valg af medlemmer til bestyrelsen

Anders Lotterup ønsker at udtræde af bestyrelsen og genopstiller ikke.

Følgende stiller op til genvalg i bestyrelsen:

a. Peter Kaas

Følgende stiller op til nyvalg i bestyrelsen:

b. Charlotte Bagger Tranberg

6. Behandling af indkomne forslag

7. Eventuelt

På bestyrelsens vegne

Henrik Udsen
Formand