

Council of Europe
Conseil de l'Europe

14 February 2017

Peter Kimpian,
Data Protection Unit
of the Council of
Europe

PDP on Next-
Generation gTLD
Registration
Directory Service
(RDS)

1. Data processing shall be proportionate in relation to the legitimate purpose pursued and reflect at all stages of the processing a fair balance between all interests concerned, whether public or private, and the rights and freedoms at stake.

Modernised Convention 108 - Article 5 – Legitimacy of data processing and quality of data

4. Personal data undergoing processing shall be:

- a. processed fairly and in a transparent manner;
- b. collected for explicit, specified and legitimate purposes and not processed in a way incompatible with those purposes; further processing for archiving purposes in the public interest, scientific or historical research purposes or statistical purposes is, subject to appropriate safeguards, compatible with those purposes;
- c. adequate, relevant and not excessive in relation to the purposes for which they are processed;
- d. accurate and, where necessary, kept up to date;
- e. preserved in a form which permits identification of data subjects for no longer than is necessary for the purposes for which those data are processed.

2. Each Party shall provide that data processing can be carried out on the basis of the free, specific, informed and unambiguous consent of the data subject or of some other legitimate basis laid down by law.



3. Personal data undergoing processing shall be processed lawfully.

Retail company and consumers' health conditions

EXAMPLES

for purpose specification

Personal data collected by drones – how to narrow down the purpose of processing

Public authorities data processing (ex: immigration vs. law enforcement purposes)



Digital Ireland and Tele2 case on data retention for law enforcement purposes by private companies

Further examples

WG29 Opinion WP 203 on purpose limitation

“Practical examples to illustrate purpose specification” and
“Practical examples to illustrate the compatibility assessment”

http://ec.europa.eu/justice/data-protection/article-29/documentation/opinion-recommendation/files/2013/wp203_en.pdf

www.coe.int/dataprotection

dataprotection@coe.int



**Thank you
for your
attention**

Peter Kimpian

Data Protection Unit
Human Rights and Rule of Law

CONSEIL DE L'EUROPE - COUNCIL OF
EUROPE

tel : + 33(0) 3 90 21 58 51
Email: peter.kimpian@coe.int

