

When should I conduct a data protection impact assessment?

On 25 May 2018, the General Data Protection Regulation (GDPR) comes into effect. From that date, you must meet its requirements, including the regular testing and evaluation of the security of personal data. In certain cases, a data protection impact assessment (DPIA) is mandatory.

A DPIA is an assessment of the privacy risks in the intended processing of personal data. A DPIA is advised if the processing of personal data carries high risks related to the rights and freedoms of individuals.

Performing a DPIA is always mandatory in cases:

- 1 Where the processing carries potential large risks related to the rights and freedoms of individuals. Especially in the case of new technologies or new methods of processing, such as speech recognition.
- 2 Where there is a systematic assessment of personal aspects, based on automatic processing, such as in the profiling for credit applications, insurance, etc.
- 3 With large-scale processing of exceptional categories, such as a bank's customer details or a hospital processing client data.
- 4 Where there is a systematic and large-scale monitoring of publically accessible areas, for example in camera surveillance by security companies.
- 5 Where processing is mentioned in the list of the supervisory authority.

By analysing the risks, you can take measures to prevent these risks. A DPIA always includes:

- ✓ A description of the intended processing, its purpose and the potential interests represented by those responsible for the processing.
- ✓ An assessment of the necessity and proportionality of the processing in relation to the purposes.
- ✓ An assessment of the risks for the rights and freedoms of those involved.
- ✓ The proposed measures for mitigating risks.

Interested in how Grant Thornton can help you to conduct a DPIA? Please contact us:

Björn Roskott

Senior manager IT Advisory
+31 (0) 88 676 9096
bjorn.roskott@nl.gt.com

Micha Groeneveld

Corporate legal advisor
+31 (0) 88 676 9248
micha.groeneveld@nl.gt.com

Jan van Ederen

Partner and corporate legal advisor
+31 (0) 88 676 9794
jan.van.ederen@nl.gt.com