

SECRETARIAT GENERAL

DIRECTORATE GENERAL
HUMAN RIGHTS AND RULE OF LAW

INFORMATION SOCIETY AND ACTION AGAINST CRIME
DIRECTORATE

HEAD OF DEPARTMENT

COUNCIL OF EUROPE



CONSEIL DE L'EUROPE

Executive Committee of the
International Conference of Data Protection
and Privacy Commissioners

Strasbourg 27 July 2015

Dear Sir/Madam,

We were requested by the Secretariat of the International Conference of Data Protection and Privacy Commissioners to apply for observer status to the Conference, in the absence of any evidence indicating that the Council of Europe was granted observer status in the past. You will find enclosed the application form duly completed.

Founded in 1949, the Council of Europe is an international organisation whose main purpose is to protect and promote human rights, democracy and the rule of law. Ensuring justice, strengthening the rule of law, developing common standards and promoting the right to private life and the protection of personal data constitutes one of the priority areas of the Council of Europe's work. The Convention for the Protection of Individuals with regards to Automatic Processing of Personal Data is the Council of Europe's key instrument in the field.

It should be noted that, according to our information, the Council of Europe was granted observer status to the International Conference more than ten years ago and its status as permanent observer was confirmed in Montreux in 2005. However, we do not have any documentary evidence to support this. It should be further noted that in 2008 the International conference was organised in Strasbourg on the Council of Europe's premises.

We hope that the Committee will favourably look into this application.

Yours sincerely,

Patrick Penninckx

Conseil de l'Europe
F-67075 Strasbourg Cedex

Tél.: [REDACTED]

E-mail: [REDACTED]
<http://www.coe.int/information/society>

APPLICATION FORM FOR ACCREDITATION AS AN OBSERVER



Application to the Executive Committee of the International Conference of Data Protection and Privacy Commissioners (the "Conference") for accreditation as an observer pursuant to Section 5 of the Rules and Procedures adopted at the 33rd International Conference of Data Protection and Privacy Commissioners held in Mexico City on October 31, 2011. The Rules and Procedures are available via the Conference website: www.privacyconference2015.org.

Notes:

- (a) Please complete application in English and attach it to an application letter.
- (b) Please keep answers brief and to the point.
- (c) Please ensure that all questions are answered
- (d) If you retype the form, please include the numbered questions with your answers.

DETAILS OF APPLICANT

1. Name and postal address of Applicant

Council of Europe, FR-67075 Strasbourg Cedex, France

2. Contact person for this application:

- (a) Name

[Redacted Name]

- (b) Email address

[Redacted Email Address]

(c) Direct telephone number

[REDACTED]

(d) Fax contact

[REDACTED]

DESCRIPTION OF APPLICANT

3. Description of Applicant (e.g. commission, board, international organisation, etc.)

International Organisation

4. Is the Applicant a public body that is involved in dealing with the protection of personal data and/or privacy? (see below under 12) ☐

5. Is the Applicant an international organisation whose activity is related to the protection of personal data or privacy? ☒

6. Is the Applicant an organisation that has granted Observer status to the Conference? ☒

7. If an international organisation, is one of the Applicant's principal activities or mandates the protection of personal data or privacy?



8. If a public entity, is the Applicant involved in dealing with the protection of personal data and/or privacy? (see below under 12)



ADDITIONAL COMMENTS

12. Applicants are invited to offer any further comments that they wish.

The protection of personal data is one of the activities of the Council of Europe.

The Council of Europe, founded in 1949, is an international organisation which promotes human rights, democracy and the rule of law. It includes 47 member states and all of them have signed the European Convention on Human Rights. The Council of Europe advocates, among other rights, freedom of expression and of the media, freedom of assembly, equality, and the protection of personal data. It promotes human rights, democracy and rule of law through international conventions, such as the Convention for the Protection of Individuals with regard to Automatic Processing of Personal Data (Convention 108).

Convention 108 was opened for signature in 1981 and still remains the only legally binding international instrument in the data protection field. Convention 108 is not limited to member States of the Council of Europe and is open for accession by any country in the world. It currently applies to 47 State parties. The legal rules for handling personal data under the Convention contribute to the enjoyment of human Rights, in particular the right to respect for private life, enshrined in Article 8 of the European Convention on Human Rights.

Moreover, in 1989 the Council of Europe established rules for instituting a system of protection for personal data within the Council of Europe (the Regulation is currently being updated). The function of an independent Data Protection Commissioner was established in accordance with the provisions of the Regulation. The Commissioner is in charge of

overseeing that data protection rules are respected for all personal data collected and processed by the Council of Europe.

OTHER MATERIALS

13. Is this form accompanied by an application letter? Yes

14. List any further attachments that will accompany the application as an electronic attachment or to follow by post.

14. If a recent annual report of the Authority (or a similar recent publication outlining typical activities and/or principal mandates) is available on the Internet, please give the reference

<http://www.coe.int/dataprotection>

RESEARCH USE

15. With the consent of applicants, the Committee proposes to make copies of the applications available to appropriate researchers approved by the Committee to facilitate a study on data protection. Please indicate whether you agree to this use:

▪ I agree to this application being released to a researcher

☐

MAKING THE APPLICATION

The application should be emailed to Guilherme Roschke at [REDACTED] staff attorney at the U.S. Federal Trade Commission, a member of the Executive Committee of the International Conference of Data Protection and Privacy Commissioners.

Please note the final deadline to submit your application is **26 July 2015**.

If unable to email the application, it should be posted to:

Guilherme Roschke
Federal Trade Commission
600 Pennsylvania Avenue NW, [REDACTED]
Washington, D.C. 20580
U.S.A.

USE AND DISCLOSURE OF INFORMATION

The information in this form will be used for processing the application and will be disclosed to members of the Executive Committee and their staff (being the Commissioners from New Zealand, the United States, France, Mauritius and the Netherlands) and future committees. It may be also disclosed to the Data Protection Authorities which participate in the Conference and approved researchers. The submitter may request access and correction in accordance with any applicable laws, policies and practices of the current and future committees.



EUROPEAN UNION AGENCY FOR FUNDAMENTAL RIGHTS

To the attention of:

Mr Guilherme ROSCHKE
Federal Trade Commission
600 Pennsylvania Avenue NW, [REDACTED]
Washington, D.C. 20580
U.S.A.

Email: [REDACTED]

Vienna, 24 July 2015
2015-outgoing-001145

Subject: Application for Accreditation as an observer – International Privacy Conference

Dear Mr Roschke,

Since its establishment in 2007, FRA has been working in the area of privacy and data protection. Council Decision No.252/2013/EU of 11 March 2013, on FRA's multiannual framework, confirmed that one of the nine thematic areas that FRA needs to work on is "information society and, in particular, respect for private life and protection of personal data".

FRA provides evidence based advice to the EU institutions and Member States. FRA delivers, in particular, legal opinions to the EU co-legislators (see FRA opinion on PNR or on the Data protection package). It also publishes socio-legal reports (see under 14 in the accreditation form) that support the EU institutions on key policy files. Finally, FRA contributed to awareness raising on data protection issues by producing a Handbook on European data protection law jointly with the Council of Europe.

FRA is currently conducting in-depth research on surveillance by intelligence services (<http://fra.europa.eu/en/project/2014/national-intelligence-authorities-and-surveillance-eu-fundamental-rights-safeguards-and>). The project focuses on privacy and data protection safeguards and available remedies. A first report will map the EU legal frameworks in the area of surveillance and will be published shortly before the 37th International Privacy Conference.

Constantinos Manolopoulos, Director a.i.

European Union Agency for Fundamental Rights | Agentur der Europäischen Union für Grundrechte | Agence des droits fondamentaux de l'Union Européenne
Schwarzenbergplatz 11 | 1040 Vienna | Austria | [REDACTED] | [REDACTED]
fra.europa.eu | www.facebook.com/fundamentalrights | twitter.com/EURightsAgency | www.linkedin.com/company/eu-fundamental-rights-agency

Accreditation as an observer will allow FRA to participate in discussions with important stakeholders in this field.

I hope that you share my views that FRA fulfils the criteria for being accredited as an observer in accordance with the Rules and Procedures of the International Conference of Data Protection and Privacy Commissioners.

Yours sincerely,

A handwritten signature in blue ink, appearing to be 'C. Manolopoulos'.

Encl.

APPLICATION FORM FOR ACCREDITATION AS AN OBSERVER



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Notes:

- (a) Please complete application in English and attach it to an application letter.
- (b) Please keep answers brief and to the point.
- (c) Please ensure that all questions are answered
- (d) If you retype the form, please include the numbered questions with your answers.

DETAILS OF APPLICANT

1. Name and postal address of Applicant

European Union Agency for Fundamental Rights (FRA)
Schwarzenbergplatz 11
1040 Vienna
Austria

2. Contact person for this application:

- (a) Name

[REDACTED], Head of Sector, Information Society, Privacy, and
Data Protection

- (b) Email address

[REDACTED]
[REDACTED]

(c) Direct telephone number

(d) Fax contact

DESCRIPTION OF APPLICANT

3. Description of Applicant (e.g. commission, board, international organisation, etc.)

EU Agency

4. Is the Applicant a public body that is involved in dealing with the protection of personal data and/or privacy? ☐

5. Is the Applicant an international organisation whose activity is related to the protection of personal data or privacy? ☒

6. Is the Applicant an organisation that has granted Observer status to the Conference? ☐

7. If an international organisation, is one of the Applicant's principal activities or mandates the protection of personal data or privacy? ☒

8. If a public entity, is the Applicant involved in dealing with the protection of personal data and/or privacy? ☐

ADDITIONAL COMMENTS

12. Applicants are invited to offer any further comments that they wish.

OTHER MATERIALS

13. Is this form accompanied by an application letter?

YES

14. List any further attachments that will accompany the application as an electronic attachment or to follow by post.

The following FRA deliverables are relevant in the context of this application (all available online)

- FRA (2014) Report on Access to data protection remedies in EU Member States (<http://fra.europa.eu/en/publication/2014/access-data-protection-remedies-eu-member-states>)
- FRA/CoE (2014) Handbook on European data protection law (<http://fra.europa.eu/en/publication/2014/handbook-european-data-protection-law>)
- FRA (2012) Opinion on the proposed EU data protection reform (<http://fra.europa.eu/en/opinion/2012/fra-opinion-proposed-eu-data-protection-reform-package>)
- FRA (2011) Opinion of the proposal for a Passenger Names Record (PNR) Directive
- FRA (2010) Report on Data protection in the EU: the role of national data protection authorities ([http://fra.europa.eu/en/publications-and-resources/publications?title=&year\[min\]=\[year\]&year\[max\]=\[year\]&year\]=\[&related_content=3511&&language=All&countries_eu=All&&publisher=81&page=1](http://fra.europa.eu/en/publications-and-resources/publications?title=&year[min]=[year]&year[max]=[year]&year]=[&related_content=3511&&language=All&countries_eu=All&&publisher=81&page=1))

14. If a recent annual report of the Authority (or a similar recent publication outlining typical activities and/or principal mandates) is available on the Internet, please give the reference

FRA publishes an Annual Report on fundamental rights developments. One of the chapters is specifically devoted to the topics of information society, privacy and data protection. See Chapter 5 in this year's report: <http://fra.europa.eu/en/publication/2015/fundamental-rights-challenges-and-achievements-2014>

RESEARCH USE

15. With the consent of applicants, the Committee proposes to make copies of the applications available to appropriate researchers approved by the Committee to facilitate a study on data protection. Please indicate whether you agree to this use:

- I agree to this application being released to a researcher



MAKING THE APPLICATION

The application should be emailed to Guilherme Roschke at [REDACTED] staff attorney at the U.S. Federal Trade Commission, a member of the Executive Committee of the International Conference of Data Protection and Privacy Commissioners.

Please note the final deadline to submit your application is **26 July 2015**.

If unable to email the application, it should be posted to:

Guilherme Roschke
Federal Trade Commission
600 Pennsylvania Avenue NW, [REDACTED]
Washington, D.C. 20580
U.S.A.

USE AND DISCLOSURE OF INFORMATION

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EUROJUST

The European Union's Judicial Cooperation Unit
P.O. Box 16183 - 2500 BD The Hague • The Netherlands

ICDPCC Secretariat
c/o Officer of the Privacy Commissioner
PO Box 10-094
The Terrace
Wellington 6143
New Zealand

The Hague 26 May 2015

Subject: Application for accreditation as an Observer at 37th International Data Protection and Privacy Commissioners Conference, Amsterdam, 26-29 October 2015

Dear Members of the Executive Committee,

I have the pleasure to enclose an application for accreditation as an Observer to the ICDPCC pursuant to Section 5 of the Rules and Procedures adopted at the 33rd International Conference of Data Protection and Privacy Commissioners held in Mexico City on 31 October 2011.

Data protection is a crucial issue at Eurojust. As you can see in the attached booklet (enclosure 1) we have a robust, effective and tailor-made data protection regime in place which enables us to process very sensitive data to carry out our work in helping fight cross-border crime. The highest standards of data protection are vital to building trust with national judicial authorities who seek our help and to protect the legitimate interest of our citizens in their privacy.

As you can see in my attached CV (enclosure 2), I have been working in the field of data protection since May 1994. I have had the opportunity to work for the Belgian and Dutch Data Protection Authorities as well as the European Commission and to be highly involved in the work of the Article 29 Working Party and the Council of Europe working committees during the first ten years of my career. Since November 2003 I have been the DPO of Eurojust and played a key role in developing and further enhancing our data protection regime as well as ensuring its real application on a day to day basis.

I thank you for taking into consideration our application and am looking forward to be part of this high-level network of data protection experts.

Yours faithfully,

Diana Alonso Blas, LL.M

Data Protection Officer and Head of Data Protection Service at Eurojust

APPLICATION FORM FOR ACCREDITATION AS AN OBSERVER



Application to the Executive Committee of the International Conference of Data Protection and Privacy Commissioners (the "Conference") for accreditation as an observer pursuant to Section 5 of the Rules and Procedures adopted at the 33rd International Conference of Data Protection and Privacy Commissioners held in Mexico City on October 31, 2011. The Rules and Procedures are available via the Conference website: www.privacyconference2015.org.

Notes:

- (a) Please complete application in English and attach it to an application letter.
- (b) Please keep answers brief and to the point.
- (c) Please ensure that all questions are answered
- (d) If you retype the form, please include the numbered questions with your answers.

DETAILS OF APPLICANT

1. Name and postal address of Applicant

[REDACTED]

Data Protection Officer/Head of Data Protection Service
Eurojust
Maanweg 174
2516 AB The Hague

2. Contact person for this application:

(a) Name

(b) Email address

(c) Direct telephone number

(d) Fax contact

DESCRIPTION OF APPLICANT

3. Description of Applicant (e.g. commission, board, international organisation, etc.)

Eurojust is a body of the European Union. The Data Protection Officer is an integral part of Eurojust and is responsible for ensuring, in an independent manner, the lawfulness and compliance with the provisions of the Eurojust Decision concerning the processing of personal data.

4. Is the Applicant a public body that is involved in dealing with the protection of personal data and/or privacy?

5. Is the Applicant an international organisation whose activity is related to the protection of personal data or privacy? ☒

6. Is the Applicant an organisation that has granted Observer status to the Conference? ☐

7. If an international organisation, is one of the Applicant's principal activities or mandates the protection of personal data or privacy? X

8. If a public entity, is the Applicant involved in dealing with the protection of personal data and/or privacy?

☐

ADDITIONAL COMMENTS

12. Applicants are invited to offer any further comments that they wish.

I have in the past had the privilege of attending this conference in various capacities, as participant and as speaker, and I would very much appreciate the possibility to interact closely with the data protection authorities and being able to witness the many ongoing discussions on the subject which have a direct or indirect impact on the daily work I carry out for Eurojust.

OTHER MATERIALS

13. Is this form accompanied by an application letter? YES

14. List any further attachments that will accompany the application as an electronic attachment or to follow by post.

Enc.1 Data Protection booklet

Enc.2

14. If a recent annual report of the Authority (or a similar recent publication outlining typical activities and/or principal mandates) is available on the Internet, please give the reference

<http://www.eurojust.europa.eu/doclibrary/corporate/eurojust%20Annual%20Reports/Annual%20Report%202014/Annual-Report-2014-EN.pdf>

RESEARCH USE

15. With the consent of applicants, the Committee proposes to make copies of the applications available to appropriate researchers approved by the Committee to facilitate a study on data protection. Please indicate whether you agree to this use:

▪ I agree to this application being released to a researcher

☐

MAKING THE APPLICATION

The application should be emailed to Guilherme Roschke at [REDACTED] staff attorney at the U.S. Federal Trade Commission, a member of the Executive Committee of the International Conference of Data Protection and Privacy Commissioners.

Please note the final deadline to submit your application is 26 July 2015.

If unable to email the application, it should be posted to:

Guilherme Roschke
Federal Trade Commission
600 Pennsylvania Avenue NW, [REDACTED]
Washington, D.C. 20580
U.S.A.

USE AND DISCLOSURE OF INFORMATION

The information in this form will be used for processing the application and will be disclosed to members of the Executive Committee and their staff (being the Commissioners from New Zealand, the United States, France, Mauritius and the Netherlands) and future committees. It may be also disclosed to the Data Protection Authorities which participate in the Conference and approved researchers. The submitter may

request access and correction in accordance with any applicable laws, policies and practices of the current and future committees.



The Hague, 22 May 2015

ICDPPC Secretariat
C/o Office of the Privacy Commissioner
PO Box 10-094, The Terrace
Wellington 6143
New Zealand

Subject: Application for accreditation as an Observer

Dear members of the Executive Committee,

I have the pleasure to enclose the application for accreditation as an Observer to the ICDPPC pursuant to Section 5 of the Rules and Procedures adopted at the 33rd International Conference of Data Protection and Privacy Commissioners held in Mexico City on October 31, 2011.

The discussion about striking the right balance between freedom and security has become more and more prominent over the last few years.

At Europol we are proud to have one of the most robust data protection regimes in the world of law enforcement. It enables us to prevent and combat serious crime and terrorism in an effective manner while duly safeguarding the fundamental rights of individuals.

I am looking forward to be part of this high-level network of data protection experts and to further discuss data protection and law enforcement matters.

Yours sincerely

A handwritten signature in black ink, appearing to be 'J. V. ...', written over a solid black rectangular redaction mark.

Data Protection Officer

EDOC#775126

Eisenhowerlaan 73
2517 KK The Hague
The Netherlands

P.O. Box 908 50
2509 LW The Hague
The Netherlands

Phone: +31(0)70 302 50 00
Fax: +31(0)70 345 58 96
www.europol.europa.eu

APPLICATION FORM FOR ACCREDITATION AS AN OBSERVER



Application to the Executive Committee of the International Conference of Data Protection and Privacy Commissioners (the "Conference") for accreditation as an observer pursuant to Section 5 of the Rules and Procedures adopted at the 33rd International Conference of Data Protection and Privacy Commissioners held in Mexico City on October 31, 2011. The Rules and Procedures are available via the Conference website: www.privacyconference2015.org and at <http://icdppc.org/document-archive/rules-procedures/>.

Notes:

- (a) Please complete application in English and attach it to an application letter.
- (b) Please keep answers brief and to the point.
- (c) Please ensure that all questions are answered
- (d) If you retype the form, please include the numbered questions with your answers.

DETAILS OF APPLICANT

1. Name and postal address of Applicant

Eisenhowerlaan 73

2517 KK The Hague – The Netherlands

2. Contact person for this application:

- (a) Name

[Redacted contact name]

(b) Email address

[Redacted]

(c) Direct telephone number

[Redacted]

(d) Fax contact

[Redacted]

DESCRIPTION OF APPLICANT

3. Description of Applicant (e.g. commission, board, international organisation, etc.)

The Data Protection Office (DPO) is an integral part of Europol and the initial point of contact for all data protection issues. The unit is headed by the Data Protection Officer, who is appointed by Europol's Management Board on a proposal by the Director. The Data Protection Officer's main task is to ensure lawfulness and compliance with the ECD as far as data protection is concerned. A central part of this role is to provide guidance and independent advice. (more detailed description of the DPO's activities in 14.)

4. Is the Applicant a public body that is involved in dealing with the protection of personal data and/or privacy? ☐
5. Is the Applicant an international organisation whose activity is related to the protection of personal data or privacy? ☒
6. Is the Applicant an organisation that has granted Observer status to the Conference? ☐

7. If an international organisation, is one of the Applicant's principal activities or mandates the protection of personal data or privacy?



8. If a public entity, is the Applicant involved in dealing with the protection of personal data and/or privacy?



ADDITIONAL COMMENTS

12. Applicants are invited to offer any further comments that they wish.

OTHER MATERIALS

13. Is this form accompanied by an application letter?

Yes.

14. List any further attachments that will accompany the application as an electronic attachment or to follow by post.

14. If a recent annual report of the Authority (or a similar recent publication outlining typical activities and/or principal mandates) is available on the Internet, please give the reference

<https://www.europol.europa.eu/content/publication/data-protection-europol-1721>

There is the legal obligation to present the annual report of Europol's DPO to the Management Board and to the Joint Supervisory Authority. However, this document is not public.

RESEARCH USE

15. With the consent of applicants, the Committee proposes to make copies of the applications available to appropriate researchers approved by the Committee to facilitate a study on data protection. Please indicate whether you agree to this use:

▪ I agree to this application being released to a researcher

☐

MAKING THE APPLICATION

The application should be emailed to the Conference Secretariat at ICDPPCExCo@privacy.org.nz

If unable to email the application, it should be posted to:

ICDPPC Secretariat
C/o Office of the Privacy Commissioner
PO Box 10-094, The Terrace, Wellington 6143
New Zealand

Please note the final deadline to submit your application is **26 July 2015**.

USE AND DISCLOSURE OF INFORMATION

The information in this form will be used for processing the application and will be disclosed to members of the Executive Committee and their staff (being the Commissioners from New Zealand, the United States, France, Mauritius and the Netherlands) and future committees. It may be also disclosed to the Data Protection Authorities which participate in the Conference and approved researchers. The submitter may request access and correction in accordance with any applicable laws, policies and practices of the current and future committees.

ICO
INFORMATION
COMMISSIONER'S
OFFICE FOR BERMUDA

VIA EMAIL

Guilherme Roschke
Federal Trade Commission
600 Pennsylvania Avenue NW
Washington, D.C. 20580
U.S.A.

19 August 2015

Dear Mr. Roschke,

This letter accompanies the enclosed Application Form for Accreditation as an Observer at the 37th Annual International Privacy Conference. I understand that the deadline for the application form was 26 July, 2015. I am requesting late consideration of our application for the reasons explained below.

The Information Commissioner for Bermuda is an independent, public office established in 2 March 2015 to engage in oversight and compliance of Bermuda's new Public Access to Information (PATI) Act. The PATI Act went into effect on 1 April 2015. Since that time, the ICO for Bermuda has been deeply engaged in the implementation and oversight of the new Act and the rights it affords. It has only been in the last week that the ICO became aware of the 37th Annual International Privacy Conference and the opportunity to seek observer status. On this basis we respectfully request consideration of our late application.

The Bermuda PATI Act affords Bermudians and Bermuda residents the right to request access to records held by public authorities, including records containing their own or a third party's personal information. The PATI Act provides a definition of "personal information" as well as an exemption to personal information that contains significant exceptions. The Bermuda PATI Act also requires public authorities to engage in proactive publication of information that touches upon privacy issues.

Bermuda currently lacks privacy legislation, but recently introduced the Personal Information Protection Act (PIPA) Draft Model for public consultation. The PIPA Draft Model complements the right to information in the Bermuda PATI Act. The ICO for Bermuda is now actively providing consultation on the PIPA Model Draft.

The Information Commissioner's Office for Bermuda seeks observer status to support and improve our fulfilment of our mandate with respect to the right to access personal information and the right to safeguard information falling within the personal information exemption under the PATI Act. We further seek observer status to improve our ability to support and consult on Bermuda's development of a comprehensive privacy law.

Thank you for your consideration of our application. Please let me know if you need any further information or have additional questions. I look forward to your response.

Best regards,



Valerie T. Scott Building ♦ 60 Reid Street ♦ Hamilton ♦ Bermuda ♦ HM12
www.ico.bm Tel

APPLICATION FORM FOR ACCREDITATION AS AN OBSERVER



Application to the Executive Committee of the International Conference of Data Protection and Privacy Commissioners (the "Conference") for accreditation as an observer pursuant to Section 5 of the Rules and Procedures adopted at the 33rd International Conference of Data Protection and Privacy Commissioners held in Mexico City on October 31, 2011. The Rules and Procedures are available via the Conference website: www.privacyconference2015.org.

Notes:

- (a) Please complete application in English and attach it to an application letter.
- (b) Please keep answers brief and to the point.
- (c) Please ensure that all questions are answered
- (d) If you retype the form, please include the numbered questions with your answers.

DETAILS OF APPLICANT

1. Name and postal address of Applicant

Information Commissioner for Bermuda
60 Reid Street
Hamilton HM 12
Bermuda

2. Contact person for this application:

- (a) Name

Information Commissioner

- (b) Email address

[Redacted]

(c) Direct telephone number

[Redacted]

(d) Fax contact

n/a

DESCRIPTION OF APPLICANT

3. Description of Applicant (e.g. commission, board, international organisation, etc.)

The Information Commissioner's Office for Bermuda is an independent, non-governmental public office with oversight and enforcement responsibilities for Bermuda's Public Access to Information (PATI) Act. The PATI Act went into effect on 1 April 2015, and the first Information Commissioner, Gitanjali S. Gutierrez, was appointed on 2 March 2015.

4. Is the Applicant a public body that is involved in dealing with the protection of personal data and/or privacy? ☐ Yes
5. Is the Applicant an international organisation whose activity is related to the protection of personal data or privacy? ☐ No
6. Is the Applicant an organisation that has granted Observer status to the Conference? ☐ No

7. If an international organisation, is one of the Applicant's principal activities or mandates the protection of personal data or privacy? ☐ No

8. If a public entity, is the Applicant involved in dealing with the protection of personal data and/or privacy?

☐ Yes

ADDITIONAL COMMENTS

12. Applicants are invited to offer any further comments that they wish.

The Bermuda PATI Act includes the right to access an individual's own or third party personal information held by public authorities, as well as an exemption precluding personal information from disclosure subject to exceptions. The Information Commissioner's Office is responsible for oversight of these provisions. The ICO for Bermuda is a very new office and only recently became aware of the opportunity to request observer status, thus the late application. Bermuda is currently considering comprehensive privacy legislation with full privacy protections applicable to the private and public sector. The ICO for Bermuda is actively providing consultation on the development of the privacy legislation.

OTHER MATERIALS

13. Is this form accompanied by an application letter? Yes

14. List any further attachments that will accompany the application as an electronic attachment or to follow by post.

None

14. If a recent annual report of the Authority (or a similar recent publication outlining typical activities and/or principal mandates) is available on the Internet, please give the reference

<http://www.ico.bm>

No annual report is available yet. The Bermuda ICO was established in 2 March 2015.

RESEARCH USE

15. With the consent of applicants, the Committee proposes to make copies of the applications available to appropriate researchers approved by the Committee to facilitate a study on data protection. Please indicate whether you agree to this use:

▪ I agree to this application being released to a researcher

☐ Yes

MAKING THE APPLICATION

The application should be emailed to Guilherme Roschke at [REDACTED] staff attorney at the U.S. Federal Trade Commission, a member of the Executive Committee of the International Conference of Data Protection and Privacy Commissioners.

Please note the final deadline to submit your application is 26 July 2015.

If unable to email the application, it should be posted to:

Guilherme Roschke
Federal Trade Commission
600 Pennsylvania Avenue NW, [REDACTED]
Washington, D.C. 20580
U.S.A.

USE AND DISCLOSURE OF INFORMATION

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France, Mauritius and the Netherlands) and future committees. It may be also disclosed to the Data Protection Authorities which participate in the Conference and approved researchers. The submitter may request access and correction in accordance with any applicable laws, policies and practices of the current and future committees.

APPLICATION FORM FOR ACCREDITATION AS AN OBSERVER



Application to the Executive Committee of the International Conference of Data Protection and Privacy Commissioners (the "Conference") for accreditation as an observer pursuant to Section 5 of the Rules and Procedures adopted at the 33rd International Conference of Data Protection and Privacy Commissioners held in Mexico City on October 31, 2011. The Rules and Procedures are available via the Conference website: www.privacyconference2015.org.

Notes:

- (a) Please complete application in English and attach it to an application letter.
- (b) Please keep answers brief and to the point.
- (c) Please ensure that all questions are answered
- (d) If you retype the form, please include the numbered questions with your answers.

DETAILS OF APPLICANT

1. Name and postal address of Applicant

Information Commissioner's Office
P.O. Box 1375 Grand Cayman
KY1-1108 Cayman Islands

2. Contact person for this application:

- (a) Name

[Redacted Name]

- (b) Email address

[Redacted Email Address]

- (c) Direct telephone number

[Redacted Telephone Number]

(d) Fax contact

n/a

DESCRIPTION OF APPLICANT

3. Description of Applicant (e.g. commission, board, international organisation, etc.)

Information Commissioner with authority under Freedom of Information Law, 2007

4. Is the Applicant a public body that is involved in dealing with the protection of personal data and/or privacy? ☒

5. Is the Applicant an international organisation whose activity is related to the protection of personal data or privacy? ☐

6. Is the Applicant an organisation that has granted Observer status to the Conference? ☐

7. If an international organisation, is one of the Applicant's principal activities or mandates the protection of personal data or privacy?

☐

8. If a public entity, is the Applicant involved in dealing with the protection of personal data and/or privacy?

☒

ADDITIONAL COMMENTS

12. Applicants are invited to offer any further comments that they wish.

The Data Protection Bill 2015 is currently going through the legislative process and it provides that the authority of the current Information Commissioner will be extended to include DP as well as FOI.

Under the Freedom of Information Law 2007, the Information Commissioner already has certain duties and powers in regard to protection and correction of personal information held by public authorities.

OTHER MATERIALS

13. Is this form accompanied by an application letter?

I can send a separate letter, if it is required, but I have not sent one at this point in time.

14. List any further attachments that will accompany the application as an electronic attachment or to follow by post.

None provided, but copies of the FOI Law 2007 and DP Bill 2015 can be made available, if required.

14. If a recent annual report of the Authority (or a similar recent publication outlining typical activities and/or principal mandates) is available on the Internet, please give the reference

<http://www.infocomm.ky>

RESEARCH USE

15. With the consent of applicants, the Committee proposes to make copies of the applications available to appropriate researchers approved by the Committee to facilitate a study on data protection. Please indicate whether you agree to this use:

- I agree to this application being released to a researcher



MAKING THE APPLICATION

The application should be emailed to Guilherme Roschke at [REDACTED] staff attorney at the U.S. Federal Trade Commission, a member of the Executive Committee of the International Conference of Data Protection and Privacy Commissioners.

Please note the final deadline to submit your application is **26 July 2015**.

If unable to email the application, it should be posted to:

Guilherme Roschke

Federal Trade Commission
600 Pennsylvania Avenue NW, [REDACTED]
Washington, D.C. 20580
U.S.A.

USE AND DISCLOSURE OF INFORMATION

The information in this form will be used for processing the application and will be disclosed to members of the Executive Committee and their staff (being the Commissioners from New Zealand, the United States, France, Mauritius and the Netherlands) and future committees. It may be also disclosed to the Data Protection Authorities which participate in the Conference and approved researchers. The submitter may request access and correction in accordance with any applicable laws, policies and practices of the current and future committees.

APPLICATION FORM FOR ACCREDITATION AS AN OBSERVER



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Notes:

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- (c) Please ensure that all questions are answered
- (d) If you retype the form, please include the numbered questions with your answers.

DETAILS OF APPLICANT

1. Name and postal address of Applicant

International Committee of the Red Cross, Data Protection Office,
19 Av de la Paix, CH 1202 Geneve

2. Contact person for this application:

- (a) Name

[Redacted Name]

- (b) Email address

[Redacted Email Address]

(c) Direct telephone number

[Redacted]

(d) Fax contact

[Redacted]

DESCRIPTION OF APPLICANT

3. Description of Applicant (e.g. commission, board, international organisation, etc.)

Data Protection Office of International Organisation

4. Is the Applicant a public body that is involved in dealing with the protection of personal data and/or privacy? ☐

5. Is the Applicant an international organisation whose activity is related to the protection of personal data or privacy? ☐

6. Is the Applicant an organisation that has granted Observer status to the Conference? ☐

7. If an international organisation, is one of the Applicant's principal activities or mandates the protection of personal data or privacy?



8. If a public entity, is the Applicant involved in dealing with the protection of personal data and/or privacy?



ADDITIONAL COMMENTS

12. Applicants are invited to offer any further comments that they wish.

The ICRC Data Protection Office was created in 2015 to advise on and enforce the ICRC Data Protection rules within the Organisation. It also represents the ICRC (as Observer) at the Council of Europe CAHDATA and T-PD Committees.

OTHER MATERIALS

13. Is this form accompanied by an application letter?

Covering Email

14. List any further attachments that will accompany the application as an electronic attachment or to follow by post.

For more details on the mandate and activities of the ICRC, please see: www.icrc.org

It is expected that the ICRC rules and details on the Data Protection Office will be published on the Organisation's website in Q1 2016.

14. If a recent annual report of the Authority (or a similar recent publication outlining typical activities and/or principal mandates) is available on the Internet, please give the reference

The Data Protection Office has been set up this year. Accordingly, no Annual Report is yet available.

RESEARCH USE

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▪ I agree to this application being released to a researcher

☐

MAKING THE APPLICATION

The application should be emailed to Guilherme Roschke a [REDACTED] staff attorney at the U.S. Federal Trade Commission, a member of the Executive Committee of the International Conference of Data Protection and Privacy Commissioners.

Please note the final deadline to submit your application is **26 July 2015**.

If unable to email the application, it should be posted to:

Guilherme Roschke
Federal Trade Commission
600 Pennsylvania Avenue NW, [REDACTED]
Washington, D.C. 20580
U.S.A.

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- (b) Please keep answers brief and to the point.
- (c) Please ensure that all questions are answered
- (d) If you retype the form, please include the numbered questions with your answers.

DETAILS OF APPLICANT

1. Name and postal address of Applicant

The Netherlands Authority for Consumers & Markets

Postbus 16326, 2500 BH Den Haag

2. Contact person for this application:

- (a) Name

[REDACTED]

- (b) Email address

(c) Direct telephone number

(d) Fax contact

N/A

DESCRIPTION OF APPLICANT

3. Description of Applicant (e.g. commission, board, international organisation, etc.)

The Netherlands Consumer Authority, the Netherlands Competition Authority (NMa) and the Netherlands Independent Post and Telecommunications Authority (OPTA) joined forces on april 1st 2013, creating a new regulator: the Netherlands Authority for Consumers and Markets (ACM). The Netherlands Authority for Consumers and Markets is an independent authority that creates opportunities and options for businesses and consumers alike. It is modelled after the FTC in the United States.

ACM is an independent regulator with enforcement powers according to Dutch administrative law. On privacy related issues ACM can fine up to € 450.000 for each violation.

The ACM investigates complaints from consumers and businesses in order to be able to tackle the root cause. Violations will be punished. But fines alone cannot solve every problem. Wherever it is needed, we will be looking at different alternatives to find a solution, for example, through educational campaigns, sitting down with the parties involved, or starting a public debate.

More information can be found at <https://www.acm.nl/en/about-acm/our-organization/the-netherlands-authority-for-consumers-and-markets/>

4. Is the Applicant a public body that is involved in dealing with the protection of personal data and/or privacy? yes ☐

5. Is the Applicant an international organisation whose activity is related to the protection of personal data or privacy? yes ☐

6. Is the Applicant an organisation that has granted Observer status to the Conference? no ☐

7. If an international organisation, is one of the Applicant's principal activities or mandates the protection of personal data or privacy?

N/A ☐

8. If a public entity, is the Applicant involved in dealing with the protection of personal data and/or privacy? yes ☐

ADDITIONAL COMMENTS

12. Applicants are invited to offer any further comments that they wish.

As a telecom regulator ACM enforces several rights from the e-privacy directive (2002/58/EC) including but not limited to the ban on spam and other unsolicited communications (SMS/do-not-call), databreaches for telecom providers and the legislation on cookies/apps. Most of these rights are in chapter 11 of the Dutch Telecommunications Act. This chapter protects personal data and the privacy of users of electronic communications networks. The ACM is able to regulate this independently or in close cooperation with the local DPA (College Bescherming Persoonsgegevens).

To give a good indication of recent activities on the topics mentioned see more information in these press releases:

ACM enforced articles 11.3 (1) and 11.2 of the Dutch Telecommunications Act. Article 11.3 is the Dutch implementation of Article 4 of the e-Privacy Directive. A

Dutch provider of a publicly available electronic communication service (KPN) had not taken enough measures to safeguard the security of its services. KPN was charged with a fine of € 364.000. Press release: <https://www.acm.nl/en/publications/publication/14337/ACM-imposes-fine-on-Dutch-telecom-company-KPN-for-insufficiently-securing-customer-data/>.

ACM also enforced Article 11.7a of the Dutch Telecommunications Act. Article 11.7a is the Dutch implementation of 5(3) of the e-Privacy Directive. The ACM has established that the websites for which the Netherlands Public Broadcasting (NPO) is directly responsible comply with Article 11.7a of the Dutch Telecommunications Act. Press release: <https://www.acm.nl/en/publications/publication/13656/ACM-websites-of-Dutch-public-broadcasters-now-comply-with-the-cookie-rules/>

ACM enforced Article 11.7 of the Dutch Telecommunications Act on a case involving one of the biggest affiliate networks in The Netherlands: <https://www.acm.nl/en/publications/publication/13345/ACM-imposes-fine-for-violation-of-the-spam-prohibition/>

OTHER MATERIALS

13. Is this form accompanied by an application letter?

No

14. List any further attachments that will accompany the application as an electronic attachment or to follow by post.

N/A

14. If a recent annual report of the Authority (or a similar recent publication outlining typical activities and/or principal mandates) is available on the Internet, please give the reference

<https://www.acm.nl/en/publications/publication/14113/2014-ACM-Annual-Report/>

RESEARCH USE

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MAKING THE APPLICATION

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U.S.A.

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DIRECTORATE FOR SCIENCE, TECHNOLOGY, AND INNOVATION
Division for Digital Economy Policy

Guilherme Roschke
Federal Trade Commission
600 Pennsylvania Avenue NW, [REDACTED]
Washington, D.C. 20580
U.S.A.

23 July 2015

Dear Guilherme,

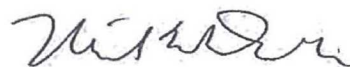
In advance of the 37th Conference of the International Conference of Data Protection and Privacy Commissioners, please find attached an application for OECD observership.

Over many decades the OECD has played an important international role in promoting respect for privacy as a fundamental value and a condition for the free flow of personal data across borders. Key contributions include the 1980 OECD Guidelines on the Protection of Privacy and Transborder Flows of Personal Data, which were updated in 2013. The OECD Recommendation on Cross-border Co-operation in the Enforcement of Laws Protecting Privacy (2007) was another milestone, of particular relevance to the work of the authorities that comprise the membership of the International Conference. The value of this work has been recognised in past resolutions of the Conference.

The OECD has over the years been a regular participant in the International Conference, including in the closed sessions. In 2010 the OECD Council approved the Conference's request for observer status at the OECD Working Party on Security and Privacy in the Digital Economy.

We look forward continuing the fruitful collaboration with the International Conference. Please let me know if the Executive Committee requires any further information.

Kind regards,



[REDACTED]
Senior Policy Analyst

cc: [REDACTED]

Tel: [REDACTED]
Fax: [REDACTED]
[REDACTED]

<http://www.oecd.org/sti/ieconomy/>
ORGANISATION FOR ECONOMIC
CO-OPERATION AND DEVELOPMENT

2, rue André-Pascal
75775 Paris CEDEX 16
France

APPLICATION FORM FOR ACCREDITATION AS AN OBSERVER



Application to the Executive Committee of the International Conference of Data Protection and Privacy Commissioners (the "Conference") for accreditation as an observer pursuant to Section 5 of the Rules and Procedures adopted at the 33rd International Conference of Data Protection and Privacy Commissioners held in Mexico City on October 31, 2011. The Rules and Procedures are available via the Conference website: www.privacyconference2015.org.

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- (b) Please keep answers brief and to the point.
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- (d) If you retype the form, please include the numbered questions with your answers.

DETAILS OF APPLICANT

1. Name and postal address of Applicant

OECD, 2, rue André Pascal - 75775 Paris Cedex 16, FRANCE

2. Contact person for this application:

- (a) Name

[REDACTED]

- (b) Email address

[REDACTED]

(c) Direct telephone number

(d) Fax contact

DESCRIPTION OF APPLICANT

3. Description of Applicant (e.g. commission, board, international organisation, etc.)

4. Is the Applicant a public body that is involved in dealing with the protection of personal data and/or privacy? ☐

5. Is the Applicant an international organisation whose activity is related to the protection of personal data or privacy? ☒

6. Is the Applicant an organisation that has granted Observer status to the Conference? ☒

7. If an international organisation, is one of the Applicant's principal activities or mandates the protection of personal data or privacy? ☒

8. If a public entity, is the Applicant involved in dealing with the protection of personal data and/or privacy? ☐

ADDITIONAL COMMENTS

12. Applicants are invited to offer any further comments that they wish.

The OECD has a long history of participating in the closed session as an observer and OECD work has been regularly reflected and referred to in past resolutions of the International Conference. The International Conference has been granted formal "observer" status by the OECD Council to the Working Party on Security and Privacy in the Digital Economy.

OTHER MATERIALS

13. Is this form accompanied by an application letter? Yes.
14. List any further attachments that will accompany the application as an electronic attachment or to follow by post.

none.

14. If a recent annual report of the Authority (or a similar recent publication outlining typical activities and/or principal mandates) is available on the Internet, please give the reference

<http://oe.cd/privacy>

RESEARCH USE

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MAKING THE APPLICATION

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Federal Trade Commission
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U.S.A.

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Harnessing innovation to protect the vulnerable

Executive Office of the Secretary-General
United Nations
370 Lexington Avenue, Suite 1707
New York, NY 10017
www.unglobalpulse.org

July 25, 2015

██████████
Director
United Nations
Executive Office of the Secretary-General
United Nations Global Pulse
370 Lexington Avenue, Suite 1707
New York, NY 10168 USA

Re: Application for Observer Accreditation

Dear Executive Committee:

We respectfully submit this application for consideration for accreditation as an Observer at the 37th International Conference of the Data Protection and Privacy Commissioners to be held in Amsterdam, the Netherlands on October 26-29, 2015.

The United Nations is an international inter-governmental organisation with a core mandate sealed in the United Nations Charter to maintain International Peace and Security, Promote Sustainable Development, Deliver Humanitarian Aid, Uphold International Law and Protect Human Rights.

The United Nations plays an important role in the establishment and upholding of fundamental human rights internationally, including the right to privacy. The Universal Declaration of Human Rights and the International Convention on Civil and Political Rights, both adopted by the UN General Assembly, recognize the right to privacy as a human right. The recent UN Resolutions and June 2014 report of the UN High Commissioner for Human Rights on the Right to Privacy in the Digital Age stressed the importance of considering the risks that uncontrolled use of personal information pose to human rights. The UN's recent appointment of a Special Rapporteur on the Right to Privacy highlights the organisation's role in promoting and protecting the right to privacy worldwide.

The United Nations Secretary-General's High-Level Panel on the Post-2015 Development Agenda has called for a "data revolution" for improved accountability and decision-making, and to meet the challenges of measuring sustainable development progress. The Report of the UN Secretary-General Independent Expert Advisory Group, "A World that counts: Mobilising The Data Revolution for Sustainable Development", suggested that while big data represents a new resource with the potential to revolutionize development and humanitarian practice, legitimate concerns about privacy and data protection present challenges to harnessing big data for public benefit. It has stressed the importance of addressing privacy risks.

To realize the benefits of big data, the global community needs to simultaneously and, in consensus, address serious concerns on how to protect fundamental rights and values, including the right to privacy, as recognized

APPLICATION FORM FOR ACCREDITATION AS AN OBSERVER



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- (b) Please keep answers brief and to the point.
- (c) Please ensure that all questions are answered
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DETAILS OF APPLICANT

1. Name and postal address of Applicant

United Nations,
Executive Office of the Secretary-General, Special Initiative, UN Global
Pulse,
370 Lexington Avenue, Suite 1707
New York, NY 10168 USA

2. Contact person for this application:

(a) Name

Director, United Nations, Executive Office of the
Secretary-General, Special Initiative, UN Global Pulse.

(b) Email address

(c) Direct telephone number

(d) Fax contact

DESCRIPTION OF APPLICANT

3. Description of Applicant (e.g. commission, board, international organisation, etc.)

The United Nations, an international inter-governmental organisation founded by its Member States pursuant to the Charter of the United Nations, represented by the Executive Office of the Secretary-General and the secretariat of the Executive Office of the Secretary-General Project, Global Pulse ("Global Pulse")

4. Is the Applicant a public body that is involved in dealing with the protection of personal data and/or privacy? The United Nations is an international inter-governmental organisation the core mandate of which is to maintain International Peace and Security, Promote Sustainable Development, Deliver Humanitarian Aid, Uphold International Law and Protect Human Rights. Please see our explanation in the additional comments section 12 below. ☒
5. Is the Applicant an international organisation whose activity is related to the protection of personal data or privacy? As above, please see our explanation in the additional comments section 12 below. ☒
6. Is the Applicant an organisation that has granted Observer status to the Conference? ☐
7. If an international organisation, is one of the Applicant's principal activities or mandates the protection of personal data or privacy? The United Nations is an international inter-governmental organisation the core mandate of which is to maintain International Peace and Security, Promote

Sustainable Development, Deliver Humanitarian Aid, Uphold International Law and Protect Human Rights. Please see our explanation in the additional comments section 12 below. ☐

8.If a public entity, is the Applicant involved in dealing with the protection of personal data and/or privacy? As above, please kindly refer to our explanation in the additional comments section 12. ☒

ADDITIONAL COMMENTS

12. Applicants are invited to offer any further comments that they wish.

- The United Nations is an international inter-governmental organisation with the mandate established by the United Nations Charter to “*maintain international peace and security[...]; To develop friendly relations among nations based on respect for the principle of equal rights and self-determination of peoples [...]; 3. To achieve international cooperation in solving international problems of an economic, social, cultural, or humanitarian character, and in promoting and encouraging respect for human rights and for fundamental freedoms for all without distinction as to race, sex, language, or religion; and 4. To be a center for harmonizing the actions of nations in the attainment of these common ends.*” One of the core mandates of the United Nations is to protect Human Rights, including the Right to Privacy, sealed in the Universal Declaration on Human Rights and the International Covenant on the Cultural and Political Rights - the key global instruments that have been adopted by the United Nations General Assembly.

- Guidelines for the Regulation of Computerized Personal Data Files have been adopted by the Member States in the UN General Assembly resolution 45/95 on 15 December 1989, calling for the Member States to pass legislation for the protection of personal data. Recently, the UN Member States unanimously voted to pass two resolutions on the Right to Privacy in Digital Age, that have been adopted by the UN General Assembly in 2013 and 2014. The UN Office of the High Commissioner on Human Rights has a special mandate to uphold Human Rights, including the right to privacy. A new mandate for the UN Special Rapporteur on the Right to Privacy has just recently been established and approved by the Member States in the UN Human Rights Council resolution A/HRC/RES/28/16. The first Special Rapporteur on the Right to Privacy has been selected by the Human Rights Council this past June, 2015 marking a milestone and strengthening the importance of the UN’s participation in the international dialogues with relation to data privacy and data protection.

- The UN has been taking an important role as a facilitator in the debates on the right to privacy as a fundamental human right. Just recently, the United Nations Secretary-General’s High-Level Panel on the Post-2015 Development Agenda has called for a “data revolution” for improved accountability and decision-making,

and to meet the challenges of measuring sustainable development progress. The Report of UN Secretary General Independent Expert Advisory Group "A World that counts: Mobilising The Data Revolution for Sustainable Development" has stressed the importance of addressing privacy risks.

- The UN Global Pulse, being a special initiative on big data, established by the UN Secretary - General within the UN's head office - the Executive Office of the UN Secretary - General - is in the unique position to promote and facilitate discussions around the right to privacy, especially when it comes to the use of big data and privacy in humanitarian and development contexts. "Its vision is a future in which big data is harnessed safely and responsibly as a public good. Its mission is to accelerate discovery, development and scaled adoption of big data innovation for sustainable development and humanitarian action."
- While big data presents great potential for development and humanitarian work, many challenges - such as lack of a consensus on the key standards around data protection; fragmented international regulatory landscape; lack of clarity in regulations, especially in developing countries - lead to limitations on the justified use of data not only for long term research that could lead to positive economic or social improvements, but also in emergency situations, where use of de-identified metadata could potentially save human lives.
- Data Protection and Privacy is one of Global Pulse's core programme activities. Its agenda is to ensure that big data is utilized for development and humanitarian causes safely, in accordance with the UN Charter, human right principles and the Guidelines for the Regulation of Computerized Personal Data Files adopted by UN General Assembly resolution.
- To ensure transparency and inclusivity and to encourage an international dialogue on the existing challenges around big data for development, the Secretary-General's Initiative has established an Independent, geographically and industry balanced Data Privacy Advisory Group. Comprised of the data privacy and policy experts, the Group advises on the internal procedures and its members also serve as advocates for a bigger cause - responsible use of big data for development and humanitarian purposes.
- The Initiative is working with a network of experts and collaborators from private and public sectors to conduct research on, and develop models for, safe and responsible use of big data for public benefit. The Initiative's mission is to promote and assist with responsible big data handling across the UN system and globally, when it comes to the use of big data for humanitarian and development causes. We, therefore, believe it is of critical importance that the Special Initiative of the UN Secretary - General receives an observer status for the closed session of the Conference. We trust that it will add significant value to not only the Secretary-General's Office and the Initiative's work on big data, but it will also influence

appropriate implementation of the key developments in the data protection landscape in the important work of the United Nations system and internationally.

OTHER MATERIALS

13. Is this form accompanied by an application letter? Yes



14. List any further attachments that will accompany the application as an electronic attachment or to follow by post.

- UN Global Pulse, (2013) Mobile Network Data for Development, available at http://www.unglobalpulse.org/Mobile_Phone_Network_Data-for-Dev
- UN Global Pulse study on Mapping the Risk-Utility Landscape in Mobile Data for Development (2014), available at <http://www.unglobalpulse.org/projects/mobile-data-privacy>
- Independent Data Privacy Advisory Group - <http://www.unglobalpulse.org/data-privacy-advisory-group>
- UN Global Pulse, (2012) White Paper Big Data for Development: Challenges and Opportunities, available at <http://unglobalpulse.org/projects/BigDataforDevelopment>

14. If a recent annual report of the Authority (or a similar recent publication outlining typical activities and/or principal mandates) is available on the Internet, please give the reference

- Report of the Secretary-General on the work of the Organization, available at <http://daccess-dds-ny.un.org/doc/UNDOC/GEN/N14/477/06/PDF/N1447706.pdf?OpenElement>
- Report of the UN High Commissioner on Human Rights on the Right to Privacy in Digital Age, available at <http://www.ohchr.org/EN/Issues/DigitalAge/Pages/DigitalAgeIndex.asp>
- The UN Year Book, available at <http://unyearbook.un.org/>
- UN Global Pulse annual report, available at <http://www.unglobalpulse.org/2014-Annual-Report>
- The UN Secretary General Independent Expert Advisory Group, Data Revolution Report "A World that counts: Mobilising The Data Revolution for Sustainable Development", available at <http://www.undatarevolution.org/report/>

RESEARCH USE

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U.S.A.

USE AND DISCLOSURE OF INFORMATION

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The Privacy Office
U.S. Department of Homeland Security
Washington, DC 20528

Homeland Security

September 10, 2012

Executive Committee of the
International Conference of Data Protection and Privacy Commissioners
c/o [REDACTED]
Federal Trade Commission
[REDACTED]
600 Pennsylvania Avenue NW
Washington, DC 20580

Dear Members of the Committee:

This letter accompanies an application by the United States Department of Homeland Security (DHS) Privacy Office for accreditation as an observer to the International Conference of Data Protection and Privacy Commissioners (Conference) pursuant to the Rules and Procedures adopted at the 33rd International Conference of Data Protection and Privacy Commissioners held in Mexico City on October 31, 2011.

When DHS was created as a stand-alone, Cabinet-level department by the U.S. Congress in the *Homeland Security Act of 2002*, the Privacy Office was formed pursuant to Section 222 of said legislation. The DHS Privacy Office is the first statutorily-required privacy office in any U.S. federal agency and is responsible for evaluating DHS programs, systems, and initiatives for potential privacy impacts, as well as providing mitigation strategies to reduce the privacy impact. The DHS Privacy Office mission is to preserve and enhance privacy protections for all individuals, to promote transparency of DHS operations, and to serve as a leader in the privacy community. The Privacy Office works with every DHS component and program to ensure that privacy considerations are addressed when planning or updating any program, system, or initiative. The Privacy Office strives to ensure that technologies used at DHS sustain, and do not erode, privacy protections.

The following are amongst the DHS Privacy Office's various duties:

- 1) Evaluate DHS legislative and regulatory proposals involving collection, use, and disclosure of personally identifiable information (PII)
- 2) Centralize *Freedom of Information Act* and *Privacy Act of 1974* operations to provide policy and programmatic oversight, and support implementation across DHS
- 3) Operate a Department-wide Privacy Incident Response Program to ensure that incidents involving PII are properly reported, investigated, and mitigated, as appropriate
- 4) Respond to complaints of privacy violations and provide redress, as appropriate
- 5) Provide training, education, and outreach to build a culture of privacy across DHS and transparency to the public

The DHS Privacy Office leads privacy policy development across the U.S. government through leadership positions in interagency committees and working groups. When issues arise that affect

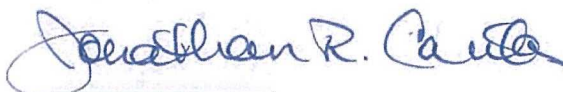
the U.S. government as an enterprise, DHS Privacy Office staff serve as a voice for privacy protections. This year, the office helped establish policy to protect privacy in the use of cloud computing technology, social media, identity management, cross border transfers, and other developing areas with privacy implications.

Granting the DHS Privacy Office observer status to the Conference fits with the purposes of the Conference. The DHS Privacy Office holds primary responsibility over privacy policy and compliance at DHS, as well as a leadership and advisory role for privacy policy across the U.S. government. The DHS Privacy Office's attendance at the Conference will help to promote and enhance personal data protection and privacy rights internationally by allowing a major force in U.S. privacy policy to benefit from and contribute to the discussions of the Conference. The DHS Privacy Office is frequently a key partner when negotiating and evaluating information sharing agreements between a U.S. government entity and a foreign partner. We share common objectives with the Conference's accredited members and other international organizations, such as protecting individual privacy rights and securing personal data. Allowing the DHS Privacy Office to participate as an observer in the Conference will help to improve data protection and privacy both within the United States and internationally.

The DHS Privacy Office has a history of participation in the International Conference of Data Protection and Privacy Commissioners. We have provided experts speakers, including twice the Secretary of Homeland Security, for Conferences in Mexico City (2011), Jerusalem (2010), Madrid (2009), Strasbourg (2008), and Montreal (2007). Additionally, Privacy Office staff were invited to participate in the experts' meetings that took place in Barcelona (2009) and Bilbao (2009), during which the Joint Proposal for International Standards on the Protection of Privacy with Regard to the Processing of Personal Data ("Madrid Resolution") was discussed.

Thank you for considering the DHS Privacy Office's request for accreditation as an observer for the Conference.

Sincerely,



Acting Chief Privacy Officer
U.S. Department of Homeland Security

Enclosure:
Application for Observer Accreditation



APPLICATION FORM FOR ACCREDITATION AS AN OBSERVER

Application to the Executive Committee of the International Conference of Data Protection and Privacy Commissioners (the "Conference") for accreditation as an observer pursuant to the Rules and Procedures adopted at the 33rd International Conference of Data Protection and Privacy Commissioners held in Mexico City on October 31, 2011.

Notes:

- (a) Please complete application in English and attach it to an application letter.
- (b) Please keep answers brief and to the point.
- (c) Please ensure that all questions are answered
- (d) If you retype the form, please include the numbered questions with your answers.

DETAILS OF APPLICANT

1. Name and postal address of Applicant

U.S. Department of Homeland Security
Privacy Office
M/S 0655
245 Murray Lane, SW
Washington, DC 20528

2. Contact person for this application:

- (a) Name

[Redacted Name]

- (b) Email address



[Redacted]

(c) Direct telephone number

[Redacted]

(d) Fax contact

[Redacted]

DESCRIPTION OF APPLICANT

3. Description of Applicant (e.g. commission, board, international organisation, etc.)

DHS has the first statutorily-required privacy office of any U.S. federal agency, and the mission of the DHS Privacy Office is to partner with every DHS component to assess policies and programs for privacy risks as it is developed, and to recommend privacy protections and methods for handling personally identifiable information. The office works hard to create an environment where privacy and security go hand in hand, helping to secure our nation while honoring the principles on which the country was founded.

4. Is the Applicant a public body that is involved in dealing with the protection of personal data and/or privacy? ☒
5. Is the Applicant an international organisation whose activity is related to the protection of personal data or privacy? ☐
6. Is the Applicant an organisation that has BEEN granted Observer status to the Conference? ☒



7. If an international organisation, is one of the Applicant's principal activities or mandates the protection of personal data or privacy? ☐
8. If a public entity, is the Applicant involved in dealing with the protection of personal data and/or privacy? ☒

ADDITIONAL COMMENTS

12. Applicants are invited to offer any further comments that they wish.

See application letter

OTHER MATERIALS

13. Is this form accompanied by an application letter?

Yes

14. List any further attachments that will accompany the application as an electronic attachment or to follow by post.

Application Letter

14. If a recent annual report of the Authority (or a similar recent publication outlining typical activities and/or principal mandates) is available on the Internet, please give the reference

[http://www.dhs.gov/xlibrary/assets/privacy/dhsprivacy_rpt_annual_2011.p
df](http://www.dhs.gov/xlibrary/assets/privacy/dhsprivacy_rpt_annual_2011.pdf)



RESEARCH USE

15. With the consent of applicants, the Committee proposes to make copies of the applications available to appropriate researchers approved by the Committee to facilitate a study on data protection. Please indicate whether you agree to this use:

▪ I agree to this application being released to a researcher



MAKING THE APPLICATION

The application should be emailed to Markus Heyder at [REDACTED], staff attorney at the FTC and member of the Executive Committee of the International Conference of Data Protection and Privacy Commissioners.

If unable to email the application, it should be posted to:

Markus Heyder
Federal Trade Commission

[REDACTED]
600 Pennsylvania Avenue NW
Washington, DC 20580
U.S.A.

USE AND DISCLOSURE OF INFORMATION

The information in this form will be used for processing the application and will be disclosed to members of the Executive Committee and their staff (being the Commissioners from the Netherlands, Mexico, Uruguay, Australia and the United States) and future committees. It may be also disclosed to the Data Protection Authorities which participate in the Conference and approved researchers. The submitter may request access and correction in accordance with any applicable laws, policies and practices of the current and future committees.



**Federal Communications Commission
Enforcement Bureau**
445 12th Street SW
Washington, D.C. 20554



July 13, 2015

International Conference of Data Protection
and Privacy Commissioners
c/o Guilherme Roschke
Federal Trade Commission
600 Pennsylvania Avenue NW, [REDACTED]
Washington, D.C. 20580
U.S.A.

Dear Mr. Roschke,

Please accept the attached application from the Federal Communications Commission (FCC) to participate as an observer at the International Conference of Data Protection and Privacy Commissioners to be held in Amsterdam in October 2015.

The FCC is an independent regulatory and enforcement agency created by the United States Congress. The Commission, comprised of five commissioners, is the United States' primary authority for communications law, regulation and technological innovation. It regulates interstate and international communications by radio, television, wire, satellite, cable and broadband in all 50 states, the District of Columbia and U.S. territories.

The FCC implements and enforces the Communications Act as well as regulations that implement the statute. The Communications Act requires, among other things, that service providers in the telephone, broadcast, cable, satellite and broadband spaces protect the privacy and security of their subscribers' information, and don't otherwise engage in unreasonable or unjust practices.

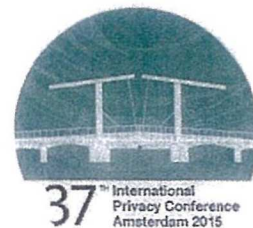
The Commission has a long history of protecting consumers' privacy. The press announcements for four recent actions against entities that failed to properly secure their customers information or otherwise failed to protect the privacy of consumers are attached.

Thank you for your consideration, please let me know if you have any questions or require any additional information.

Best regards,

[REDACTED]
Assistant Bureau Chief

APPLICATION FORM FOR ACCREDITATION AS AN OBSERVER



Application to the Executive Committee of the International Conference of Data Protection and Privacy Commissioners (the "Conference") for accreditation as an observer pursuant to Section 5 of the Rules and Procedures adopted at the 33rd International Conference of Data Protection and Privacy Commissioners held in Mexico City on October 31, 2011. The Rules and Procedures are available via the Conference website: www.privacyconference2015.org.

Notes:

- (a) Please complete application in English and attach it to an application letter.
- (b) Please keep answers brief and to the point.
- (c) Please ensure that all questions are answered
- (d) If you retype the form, please include the numbered questions with your answers.

DETAILS OF APPLICANT

1. Name and postal address of Applicant

Federal Communications Commission
445 12th Street, SW, Washington, DC 20554

2. Contact person for this application:

- (a) Name

Assistant Bureau Chief, FCC Enforcement Bureau

(b) Email address

[REDACTED]

(c) Direct telephone number

[REDACTED]

(d) Fax contact

[REDACTED]

DESCRIPTION OF APPLICANT

3. Description of Applicant (e.g. commission, board, international organisation, etc.)

Independent five member Commission created by U.S. Congress

4. Is the Applicant a public body that is involved in dealing with the protection of personal data and/or privacy? **Yes**

5. Is the Applicant an international organisation whose activity is related to the protection of personal data or privacy? **No**

6. Is the Applicant an organisation that has granted Observer status to the Conference? **No**

7. If an international organisation, is one of the Applicant's principal activities or mandates the protection of personal data or privacy? n/a
8. If a public entity, is the Applicant involved in dealing with the protection of personal data and/or privacy? Yes

ADDITIONAL COMMENTS

12. Applicants are invited to offer any further comments that they wish.

The FCC implements and enforces the Communications Act of 1934, as amended. The Communications Act authorizes the Commission to regulate communications markets, including telecommunications carriers, cable operators, satellite carriers, providers of interconnected (VOIP) services, and broadband internet Access service (BIAS). The Communications Act requires, among other things that service providers do not engage in unreasonable or unjust practices, protect the privacy and confidentiality of their subscribers' information. It also empowers the Commission to create other protections for consumers. The Enforcement Bureau (EB) is the primary FCC unit responsible for enforcing the provisions of the Communications Act, the Commission's rules, orders, and various licensing terms and conditions. EB's mission is to investigate and respond quickly to potential unlawful conduct to ensure: (1) consumer protection in an era of complex communications; (2) a level playing field to promote robust competition; (3) efficient and responsible use of the public airwaves; and (4) strict compliance with public safety-related rules.

OTHER MATERIALS

13. Is this form accompanied by an application letter? **Yes, attached**
14. List any further attachments that will accompany the application as an electronic attachment or to follow by post.

Press announcements for four recent actions taken against companies that failed to protect consumers' data and/or privacy.

14. If a recent annual report of the Authority (or a similar recent publication outlining typical activities and/or principal mandates) is available on the Internet, please give the reference

See <https://www.fcc.gov>; <https://www.fcc.gov/what-we-do>

RESEARCH USE

15. With the consent of applicants, the Committee proposes to make copies of the applications available to appropriate researchers approved by the Committee to facilitate a study on data protection. Please indicate whether you agree to this use:

☒ I agree to this application being released to a researcher Yes

MAKING THE APPLICATION

The application should be emailed to Guilherme Roschke at [REDACTED] staff attorney at the U.S. Federal Trade Commission, a member of the Executive Committee of the International Conference of Data Protection and Privacy Commissioners.

Please note the final deadline to submit your application is **26 July 2015**. If unable to email the application, it should be posted to:

APPLICATION FORM FOR ACCREDITATION AS AN OBSERVER



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DETAILS OF APPLICANT

1. Name and postal address of Applicant

Ministry of Communications
Level 5, Nicolas Tower
No. 63-65 Independence Square
Port-of-Spain, Trinidad, West Indies

2. Contact person for this application:

- (a) Name

Permanent Secretary

(b) Email address

(c) Direct telephone number

(d) Fax contact

DESCRIPTION OF APPLICANT

3. Description of Applicant (e.g. commission, board, international organisation, etc.)

Government of the Republic of Trinidad and Tobago

4. Is the Applicant a public body that is involved in dealing with the protection of personal data and/or privacy? **YES** ☐

5. Is the Applicant an international organisation whose activity is related to the protection of personal data or privacy? **NO** ☐

6. Is the Applicant an organisation that has granted Observer status to the Conference? **NO** ☐

7. If an international organisation, is one of the Applicant's principal activities or mandates the protection of personal data or privacy? **NO** ☐
8. If a public entity, is the Applicant involved in dealing with the protection of personal data and/or privacy? **YES** ☐

ADDITIONAL COMMENTS

12. Applicants are invited to offer any further comments that they wish.

The Ministry of Communication acting for and on behalf of the Government of the Republic of Trinidad and Tobago is currently in the process of establishing the Office of the Information Commissioner in Trinidad and Tobago. This body shall monitor the administration of the laws on Data Protection and ensure the purpose of the Data Protection Act is fully achieved

OTHER MATERIALS

13. Is this form accompanied by an application letter? **NO**
14. List any further attachments that will accompany the application as an electronic attachment or to follow by post.

NIL

14. If a recent annual report of the Authority (or a similar recent publication outlining typical activities and/or principal mandates) is available on the Internet, please give the reference

<http://>

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- I agree to this application being released to a researcher **YES** ☐

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Guilherme Roschke
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600 Pennsylvania Avenue NW, [REDACTED]
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