

ICDPPC Executive Committee Minutes

38th Meeting of ICDPPC Executive Committee

22/23 August 2017

Chair: John Edwards, New Zealand
Secretariat: Blair Stewart, Vanya Vida
Canada: Daniel Therrien, Andrea Rousseau, Barbara Bucknell, Brent Homan
France: Isabelle Falque-Pierrotin, Sophie Bory
Hong Kong: Stephen Wong, Fanny Wong, Aki Cheung, Ivan Chan
Morocco: Lahoussine Aniss

Meeting opened: 10:03(NZST)

1. Previous meeting (22/23 June) and action points:

Minutes were approved with an amendment each from CA and MA.

Action points are complete other than the Chair's report on the future size and membership of Conference which will be presented at the closed session.

2. 39th Conference

Day 1

The Chair thanked FR for efforts to seek an additional speaker although ultimately not successful. The Chair updated the Committee on progress in settling the arrangements for the in-depth discussion session.

Day 2

The Committee agreed to expand the time allocated to the discussion on the future size and membership of the Conference by including a 15 minute introductory slot at the close of Day 1 and allowing 45 minutes for discussion on Day 2.

Action: Secretariat to incorporate Committee's timing directions into the agenda for circulation.

3. Membership application

Belgium Supervisory Body for Police Information Management

In written assessments all 5 Committee members had already signified that the application met the Conference's membership criteria and under normal processes the application would have normally been dealt with routinely 'on the papers' and recommended for membership. However, one Committee member had asked that the matter be brought to the meeting for discussion.

Discussion ranged over a matters touching less upon the precise circumstances of the applicant than upon the context in which the applicant has found itself regarding wider discussions on the future size and membership of the Conference that had arisen at the time the applicant's previous application and that had been continued following the 38th

Conference and that have been mooted to be continued for another year. There was speculation as to what point might be reached by next year and how a change in membership criteria might affect this applicant, if granted membership, and any existing members.

After discussion the Committee agreed that an applicant must be judged on the current Conference rules and procedures and that if an applicant meets the criteria it should be recommended for membership. Since the Committee agreed that the applicant met the criteria it agreed to recommend the authority as a member.

Turkey Personal Data Protection Authority

The Chair noted that all members agreed that this applicant met the membership criteria and it would be recommended for membership.

Korea Communications Commission

This application was submitted one month after the deadline allowing insufficient time for consideration. The application will be held over for consideration by the next Committee which will benefit from Morocco's initial assessment.

The Committee agreed to recommend that the applicant be granted observer status for the 39th Conference (subject to circulating the application to Committee members for a short time to raise objections if they have any).

Action: Secretariat to

- notify Belgium and Turkey of the Committee's recommendation
- notify the Conference membership of recommendation to grant KCC observer status.

4. Proposed rule changes

The Committee approved the Secretariat's recommendation to propose rule changes to require resolutions to be submitted 2 weeks earlier and observer applications to be submitted 1 month later than currently required.

Action: Secretariat to submit rule change resolution to the closed session.

5. Project on future size and membership of the Conference

CA presented a discussion paper setting out various suggestions on ways to achieve several Conference objectives and proposed that an hour of the closed session be devoted to the topic.

A working group was identified as a possible outcome of Conference discussion. The Committee agreed that it was desirable that any work resulting from this paper should be open to all Conference members to participate and be transparent in its execution.

Action: Secretariat to include discussion paper with closed session papers.

6. Committee transition and Secretariat transition

The Chair noted that Canadian Commissioner had withdrawn his offer to stand for election as Chair for personal reasons. FR has agreed to stand for election as Chair and take on the role of Secretariat.

The Chair informed the Committee that the UK Information Commissioner has expressed a willingness to stand for election to the vacant slot on the Committee that will be available when New Zealand steps down.

The Secretariat will remind the membership of the vacancy position and invite expressions of interest. The general call will mention UK's expression of interest and recall that as far as possible the Executive Committee should represent different cultural, geographic and legal backgrounds.

The Secretariat sought clarity from the Committee as to their preferences on the composition of the next Committee as regards future hosts. In particular, clarity was desired as to the positions of the joint hosts of the 40th Conference (EDPS, Bulgaria) and of the 41st Conference (Albania). The Committee decided that it would not propose any rule change in relation to the position of hosts on the Committee and thus any arrangements for the next Committee will be on the basis of the current rules.

Subject to the Secretariat checking the position in relation to the rules and recording in a note to be circulated to the Committee, the most promising solution appeared to be that:

- Both of the joint hosts of the 40th Conference will join the Committee but will, in the event of a vote, share a single vote.
- The host of the 41st Conference host will be eligible to join the Committee as a Committee observer, but without a vote (in the absence of a rule change participation as an observer is a courtesy rather than an entitlement and an invitation to be an observer would be in the discretion of the new Chair or Committee to decide rather than the existing Committee).

Action: Secretariat to notify membership of the vacant elected position on the Committee.

Action: Secretariat to circulate a note to Committee outlining a position aligning with the rules in relation to the participation of more than 1 future host on the Committee.

7. Preliminary discussion on new process for endorsing enforcement cooperation meetings
Item not discussed.

8. General business

The Chair encouraged all Committee members to reach out through their individual contacts and networks to encourage members that have not already done so to register for the 39th Conference.

Action: Secretariat to circulate list of registered members for the 39th Conference to the Committee.

Action: All members to reach out to their networks and encourage members to register.

Next meeting

In person on 25 September at 18:00 HKT at Horizon Club Conference room A, Kowloon Shangri-La, Hong Kong.

Meeting closed: 11:03 (NZST)