



GPA

Global Privacy Assembly

Data Protection Metrics Working Group

Report – September 2021

Office of the Privacy Commissioner, New Zealand

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Introduction

The Data Protection Metrics Working Group was constituted in 2016 following the adoption of the Resolution on Developing New Metrics of Data Protection Regulation at the 38th Conference in Marrakesh, Morocco. The resolution mandated that Conference to:

1. Play a part in helping to develop internationally comparable metrics in relation to data protection and privacy and to support the efforts of other international partners to make progress in this area
2. Direct the Executive Committee to identify ways in which the Conference can encourage the development of internationally comparable metrics
3. As a first step, the Executive Committee is authorised to establish processes to:
 - a. encourage member authorities to include certain common core questions in their regular community attitude surveys touching upon for example awareness levels of DPAs and applicable privacy and data protection law;
 - b. Centrally receive the results, make them available and calculate benchmarks;
4. Authorise the Executive Committee to convene working groups to assist with the task if necessary.

Building on the 2016 resolution on developing new metrics of data protection regulation, the Conference adopted a resolution on the Conference Census which was adopted at the 40th Conference in Brussels in 2018, prepared by the members of the working group. In this resolution the Conference resolved to:

1. Record its intention to periodically repeat an ICDPPC Census every three years.
2. Direct the Executive Committee to arrange for the next census to be held in 2020 and to centrally receive the results, make them available and calculate benchmarks.
3. Extend the mandate of the ICDPPC Working Group on Data Protection Metrics, and encourage the WG's close engagement with the OECD WSPDE/WPMADE.

The purpose of this report is to inform the GPA of the work undertaken by the Data Protection Metrics Working Group over the 2020-21 year and outline future work of the Working Group.

Currently there are sixteen GPA members of the working group.

Previously the working group has successfully conducted the first census of the GPA (ICDPPC), and created a list of common core questions that can be included in privacy awareness surveys.

Working Group Activities

The working group recently reviewed the previously identified 38 potential projects (see Annex A) and considered that the proposed project to assess the effectiveness of previous resolutions should be considered by working group members in the next year. This potential project will assist the working group to work towards the strategic goals of the GPA.

Forward looking plan 2021-2022

The working group will call for nominations of a co-chair to ensure the priorities of the working group are consistently achieved and can continue to contribute towards the fulfilment of the strategic priorities of the GPA. The successful recruitment of a co-chair will determine the extent to which potential projects can be pursued.

As mentioned above, the working group will develop a work program to measure the impact of previously adopted resolutions. In addition to build on the Breach Notification statistics survey conducted in 2017 and to contribute towards the work delivered by the Policy Strategy Working Group 1: Global frameworks and standards, the working group will undertake to identify the different data breach notification reporting frameworks and explore different ways to overcome any differences identified. The working group will not only build on the previous work of the working group but also on the work of the OECD.

Annex A – Potential working group projects

Long list of possible projects for ICDPPC Data Protection Metrics Working Group		
Projects that directly implement resolution	Projects that build on previous ICDPPC work	Projects that <i>identify</i> gaps in available internationally comparable metrics
<p>1. Design processes to enable common core questions to be included DPA community attitude surveys</p> <ul style="list-style-type: none"> E.g. informal, WG, newsletter E.g. formal, ExCo, resolution <p>2. Identify recommended core questions</p> <ul style="list-style-type: none"> E.g. by comparing earlier DPA surveys E.g. by building on others' standards (APPA common position) E.g. using Eurobarometer <p>3. Implement system and calculate benchmarks</p>	<p>4. Design ways of measuring impact of ICDPPC resolutions</p> <p>5. Design a 2nd ICDPPC Census</p> <ul style="list-style-type: none"> N.b. 1st census designed by Secretariat after consultation with research community is now in a production phase 	<p>6. Create list of desirable privacy metrics in defined areas (n.b. the 'defined area' caveat is to keep the task focused and manageable)</p> <ul style="list-style-type: none"> e.g. breach notification (n.b. this is a topic OECD is focusing upon) e.g. cross-border enforcement e.g. domestic complaints e.g. public attitudes <p>7. Undertake stocktake of available privacy metrics in defined areas</p> <p>8. Identify gaps in available metrics in defined areas</p>
Projects that <i>fill</i> gaps in available internationally comparable metrics	Projects that support the efforts of other international partners	Projects that seek to increase the capacity of the working group
<p>9. Identify ways of filling gaps that have been identified</p> <p>10. Attempt to fill those gaps</p>	<p>11. Identify partners also seeking to develop internationally comparable privacy metrics (n.b. partners already identified include APPA and OECD)</p> <p>12. Develop strategies and tools for supporting those efforts</p> <ul style="list-style-type: none"> e.g. complementary or reinforcing projects, joint projects, funding-delivery arrangements, joint events, shared platforms 	<p>13. Sharing expertise amongst the group</p> <ul style="list-style-type: none"> E.g. teleconferences E.g. circulating resources E.g. newsletter <p>14. Introducing group to external expertise</p> <ul style="list-style-type: none"> E.g. webinar <p>15. Adding expertise to the group</p> <p>16. Work with partners to address gaps</p>
Projects that seek to increase the capacity of DPA community	Projects that build upon existing data sources	Projects that seek to improve DPA collection and classification practices
<p>17. Share best practices</p> <ul style="list-style-type: none"> E.g. a metrics newsletter or regular item in ICDPPC newsletter <p>18. Develop and disseminate new resources</p> <p>19. Expert presentations</p> <ul style="list-style-type: none"> e.g. conference panel at annual conference e.g. ongoing opportunities such as series of teleconferences or webcasts or podcasts 	<p>20. Deeper analysis of census</p> <p>Focus upon making data sets available for analysis</p> <ul style="list-style-type: none"> e.g. policy work on open data, proactive release e.g. promote best practice amongst DPAs to build openness into their practices 	<p>22. Review selected existing DPA Practices</p> <p>23. Formulate best practices</p> <p>24. Develop data glossaries and recommended classification practices</p> <p>25. Promote better practices</p>
Projects that focus upon the Conference's role as a collector or publisher of statistics	Projects that combine sources of statistics into something new and useful	Projects that ...
<p>34. Review and document current practices</p> <p>35. Identify areas where new or better practices are desirable (e.g. to assist hosts to run better events)</p> <p>36. Creatively publish more ICDPPC statistics</p> <ul style="list-style-type: none"> E.g. a Conference infographic 	<p>37. Develop a methodology to combine statistics to create a global index or indices</p> <ul style="list-style-type: none"> E.g. the global state of data protection and privacy law E.g. the performance of DPAs <p>38. Produce, maintain and publicise the indices</p>	<p>39. ...</p>

High priority
Medium priority
Low priority