**GPA Global Privacy and Data Protection Awards 2022**

**Entry Form**

To submit an entry to the GPA Global Privacy and Data Protection Awards please complete and email this form to [secretariat@globalprivacyassembly.org](mailto:secretariat@globalprivacyassembly.org) **no later** **than 17 June 2022.**

Note: GPA member authorities can submit as many entries as they wish, but a separate form should be used for each different entry, submitted by the deadline above.

Languages: The GPA documentation Rule 6.2[[1]](#footnote-1) applies.

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| 1. **CONTACT DETAILS FOR THIS ENTRY** | | |
| Privacy/Data Protection Authority: | Information Commissioner’s Office – UK  **Also on behalf of** **Office of the Australian Information Commissioner** | |
| Person completing this form: | Natasha | Longson |
|  | *First name* | *Last name* |
| Job title: | Acting Head of Investigations | |
| Email address: | [Natasha.longson@ico.org.uk](mailto:Natasha.longson@ico.org.uk) / [gpa@ico.org.uk](mailto:gpa@ico.org.uk) | |

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| 1. **ELIGIBILITY** | |
| By submitting this entry, I confirm that (*please tick all boxes to confirm)*: | |
|  | The Authority is a member of the Global Privacy Assembly |
|  | The initiative described in this entry was undertaken since January 2020. |
|  | I am aware that the information in the entry (other than the contact details in 1(a) above) will be publicised by the GPA Secretariat. |

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| 1. **CATEGORIES** | |
| Please indicate which category you wish to enter.  *Please tick* ***one;*** *please use a separate form for each category you wish to enter:* | |
|  | Education and Public Awareness |
|  | Accountability |
|  | Dispute Resolution and Enforcement |
|  | Innovation |
|  | People’s Choice |
| 1. **DESCRIPTION OF THE INITIATIVE** | |

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| 1. **Please provide a brief summary of the initiative** *(no more than 75 words)* |
| Op Zeno was the ICO’s and OAIC’s joint investigation into the processing activities of Clearview AI which could potentially affect millions of individuals globally. The objective was to undertake swift intelligence and evidence gathering about Clearview, its development plans and the issues arising from the broad use of its product and more specifically into law enforcements use; as well as ensuring regulatory efficiencies for Clearview, the DP authorities and the community. |

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| 1. **Please provide a full description of the initiative** *(no more than 350 words)* |
| Despite differences in respective laws and distance the OAIC and ICO’s investigation developed specific intelligence requirements to identify issues and obtain evidence to prove/disprove contraventions.  The aim was to efficiently investigate whether the collection/processing of personal data by Clearview’s facial recognition tool was in breach of these laws, and if so, to take robust, effective and proportionate enforcement action to prevent any inappropriate use of data by Clearview.  Followed with published outcomes of ICO and OAIC regulatory activity including explanatory reports, Guidance and Opinions for citizens and law enforcement in UK, Australia and internationally considering deployment of the technology in a privacy centred way.  The ICO promoted stakeholder engagement: Proactively engaging to assist in building the intelligence profile, share information and capability in taking enforcement action and thereby minimising harm to data subjects and businesses.  Bilateral and multi-agency engagements with UK, Australian and international regulators achieved this. Communication initiatives were established to educate and protect the public and learning’s for the international GPA community on undertaking joint investigations successfully*.*  *The ICO investigation resulted in the issuing of a monetary penalty of £7,552,800 and an Enforcement Notice.*  *The OAIC investigation resulted in a published determination ordering Clearview to cease collecting facial images and biometric templates from individuals in Australia, and to destroy existing images and templates collected from Australia.*  The investigative benefits included:   * Development of new/existing relationships with UK, Australian and/or international agencies to share and develop intelligence and evidence. * Improved public confidence that privacy regulators are protecting against the inappropriate reuse of personal data; * Protecting UK and Australian economies by clarifying expectation for legitimate businesses and enforcing on organisations unlawfully marketing privacy sensitive services to law enforcement and other entities; * Effective and proactive regulation, minimising burdens on the company by co-ordination, and avoiding duplication of effort; * Promoting responsible and transparent handling of biometric information and ensuring that it is handled in a manner that is consistent with community expectations around privacy. |

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| 1. **Please explain why you think the initiative deserves to be recognised by an award***(no more than 200 words)* |
| Op Zeno was a genuine joint investigation which tackled the use of facial recognition technology, through data scraping from social media and other publicly available sites, to offer a match on potential suspects for the law enforcement community without informing individuals. The case is one of the first to tackle complex issues of facial recognition, transparency and extra territoriality as a joint investigation with the OAIC, on such a large scale. The result of which has led to impactful regulatory action, educating the general public and providing International opportunity for Global Data Protection Authorities who may wish to take action in respect of their own citizens that may be affected. It also provides a useful example of how DPAs can effectively collaborate, despite different legal frameworks and time zones, to contribute to an international position on emerging technologies, and shape our global regulatory environment. |

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| 1. **Please include a photograph or image, if you wish***(This will be published with your entry on the GPA website. The image can be pasted into the box below, be sent as an attachment or a link may be provided)* |
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| 1. **Please provide the most relevant link on the authority’s website to the initiative*,* if applicable** *(The website content does not need to be in English)* |
| [Clearview AI Inc. | ICO](https://ico.org.uk/action-weve-taken/enforcement/clearview-ai-inc-mpn/)  [Clearview AI breached Australians’ privacy - Home (oaic.gov.au)](https://www.oaic.gov.au/updates/news-and-media/clearview-ai-breached-australians-privacy) |

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| 1. **Please provide any other relevant links that help explain the initiative or its impact or success***(e.g. links to news reports or articles):* |
| [OAIC and ICO conclude joint investigation into Clearview AI - Home](https://www.oaic.gov.au/updates/news-and-media/oaic-and-ico-conclude-joint-investigation-into-clearview-ai)  [Clearview AI’s facial recognition and scraping halted by Australian Privacy Commissioner (afr.com)](https://www.afr.com/politics/federal/facial-recognition-and-scraping-technologies-hit-by-privacy-challenge-20211103-p595lh) |

1. [GPA Rules and Procedures](https://globalprivacyassembly.org/wp-content/uploads/2020/10/GPA-Rules-and-Procedures-October-2020.pdf), Rule 6.2 ‘Assembly documents’:

   Without prejudice to section 4.2, Assembly documents, including accreditation and observer applications may be submitted in English or in another language. In the latter case, the documents shall be accompanied by an English version. Members with the ability and the resources to do so are encouraged to translate proposed resolutions and other Assembly documents such as the Assembly Rules and Procedures. [↑](#footnote-ref-1)