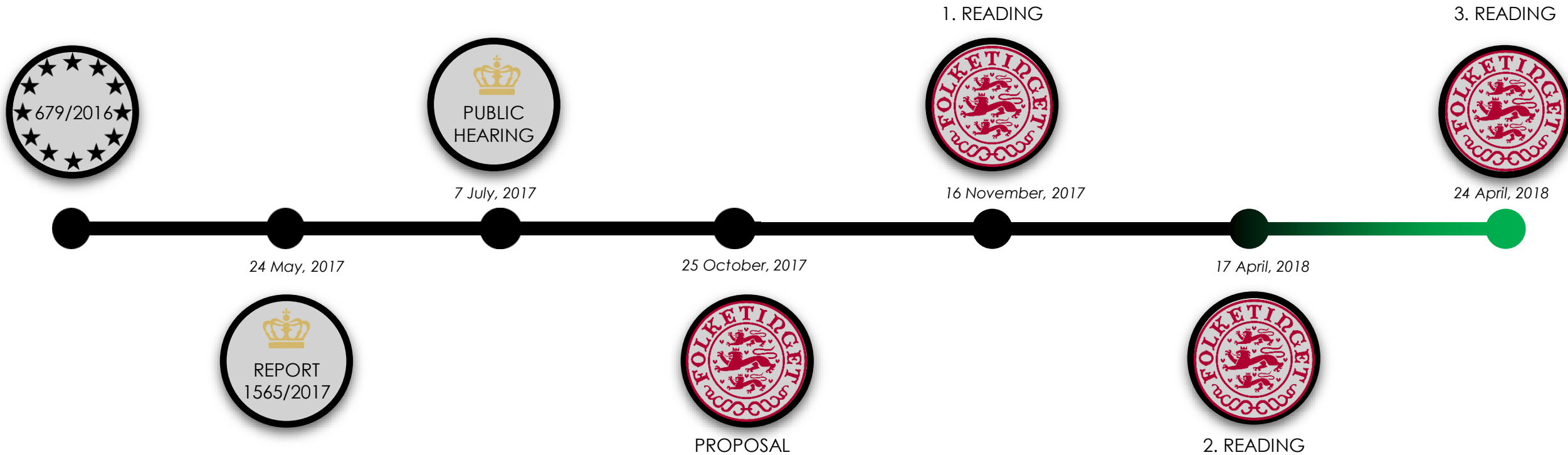


/Heidi Højmark Helveg



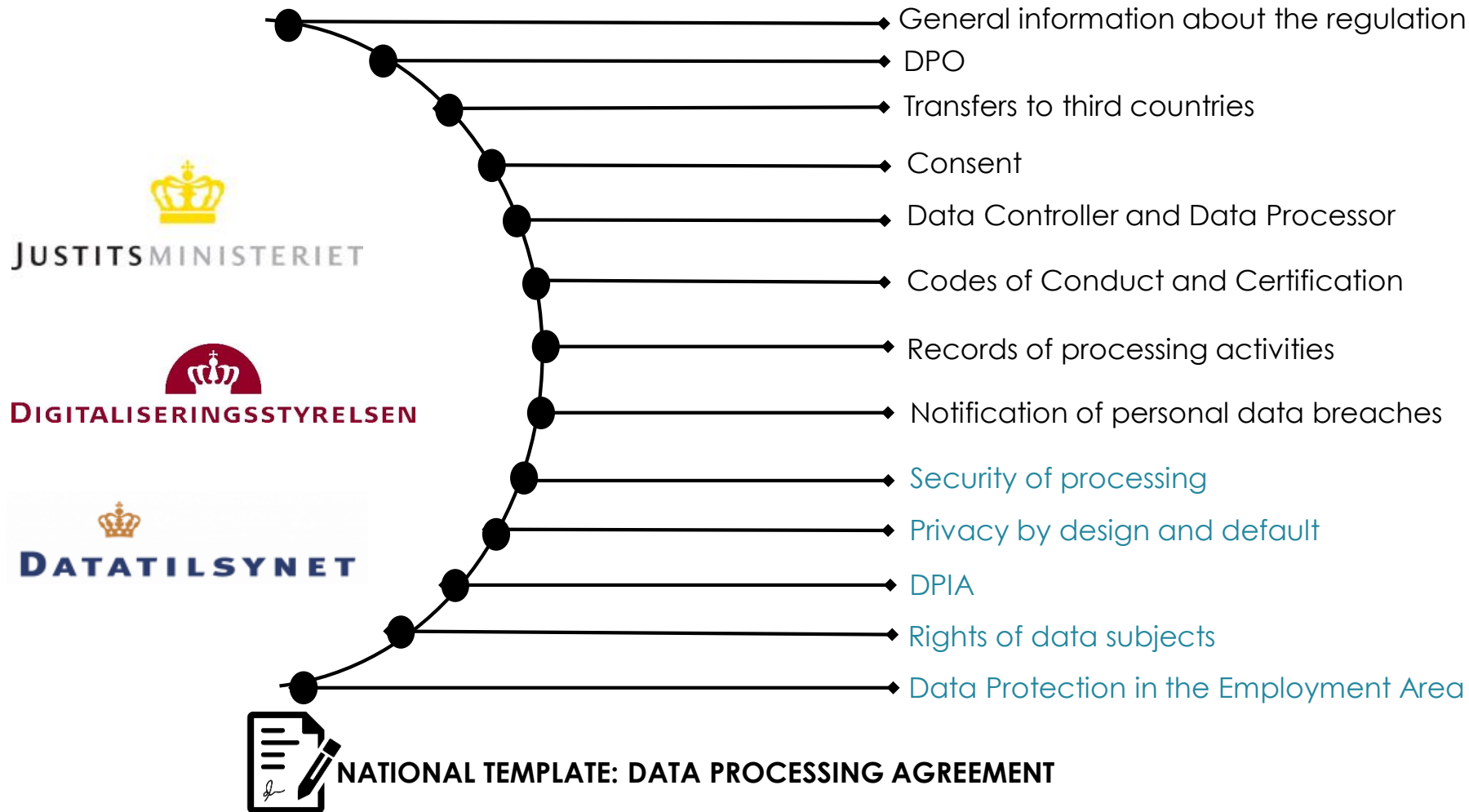


STATUS AND SCHEDULE





NATIONAL GUIDELINES





The new act:

"Lov om supplerende bestemmelser til forordning om beskyttelse af fysiske personer i forbindelse med
behandling af personoplysninger og om fri udveksling af sådanne oplysninger"

i.e. The Danish Data Protection Act:





The Act applies to (mirror of Article 3):

- the processing of personal data in the context of the activities of an establishment of a controller or a processor in Denmark (including Danish diplomatic representations), regardless of whether the processing takes place in the Union or not.
- The processing of personal data of data subjects who are in Denmark by a controller or processor not established in the Union, if goods/services are offered to such data subjects, or monitoring of behavior in Denmark



Supplementary pieces of regulation:

- New version of the Danish "war rule" (personal data in certain IT systems to be kept in Denmark)
- Collection of personal data in connection with CCTV
- Increased "recycling" of personal data in the public sector



Supplementary pieces of regulation:

- The age set for consent by a child is 13 (Article 8)
- Legal basis for processing of personal data in employment relationships including a specific provision allowing the use of consent in employment matters
- Processing of data concerning deceased persons, 10 years after death (cf. recital 27)





Supplementary pieces of regulation:

- Social Security number ("CPR number"): Special rules for processing
- Credit agencies: Special rules for processing
- Danish Data Protection Agency's authority
- Penalties for public authorities





How is the process going in Denmark?

- Quick fix software on every corner of the web
- A large number of standards for DPA's – every trade organisation has their own
- IT consultants, attorneys, other consultants lacking sleep
- Data controllers' and data processors' hair turning grey
- Ministry of Justice and the Data Protection Authority: "**Calm down**"





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