



### **RESPONSIBILITY OF CONTROLLER**

#### INTERNATIONAL EXPERIENCE OF POLAND

Iwona Piórkowska-Kapica International Cooperation and Education Department

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# **Legislation changes in Poland**





	UNTIL MAY 25, 2018	FROM MAY 25, 2018	
UE		GDPR	
		DIRECTIVE (EU) 2016/680	
	Act of August 29, 1997 on the protection of personal data	Act of May 10, 2018 on the protection of personal data	
National legislation		The Act of December 14, 2018 on the protection of personal data processed in connection with preventing and fighting crime	
		The Act of February 21, 2019 amending certain acts in connection with ensuring the application of the GDPR	
Data Protection Authority	GiODO	UODO	

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### **Challenges for controllers after GDPR**



#### **NEW RESPONSIBILITIES:**

- Automated individual decision-making, including profiling (Article 22)
- Data protection by design and by default, time of the processing (Article 25)
- Records of processing activities, data protection oficer, transfers of personal data to a third country (Article 30)
- Communication of a personal data breach to the data subject (Article 34)
- Data protection impact assessment (Article 35)

### **Increasing data protection awareness**







- 1) Explanations, tips and guidelines published by UODO
- 2) Trainings for DPOs





- 3) Infoline
- 4) The Nationwide
  Educational Programme of the Personal Data
   Protection Office "Your
   Data - Your Concern"



### **Fines after GDPR**



- 26/03/2019 943.000 PLN for the failure to fulfil the information obligation
- 16/05/2019 **55.750,50 PLN** for ineffective attempts to remove a breach consisting in publishing too wide a range of personal data
- 19/09/2019 2.800.000 PLN for insufficient organisational and technical safeguards
- 06/11/2019 201.000 PLN for, inter alia, obstructing the exercise of the right to withdraw consent to the processing of personal data
- 30/10/2019 40.000 PLN for not conclude a personal data processing agreement with the entities to which he transferred data

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	Danych Osobowych		Office Infoline 60	06-950-000			
Ab	out the Preside	nt and the Office	Legislation	Education	Cooperation	Contact	

#### News and events



06.11.2019 r. Withdrawal of consent shall not be impeded

The President of the Personal Data Protection Office imposed an administrative fine of over PLN 201,000 for, inter alia, obstructing [ ... ]



30.10.2019 r. The Polish supervisory authority imposed first administrative fine on Belarus a public entity

The President of the Personal Data Protection Office ("The President of the Office") imposed first administrative fine of PLN 40,000 [ ... ]



16.10.2019 r. Study visit of a delegation from 15.10.2019 r. Technical works

For two days the President of the Personal Data Protection Office hosted a high level delegation from the National Centre [ ... ]



We would like to kindly inform you that due to technical works, difficulties in contacting the Personal Data Protection Office [ ... ]





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# Thank you for your attention!

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