Final

107th Plenary meeting

8 July 2025, Remote

Some points have been redacted from these minutes as their publication would undermine the protection of one or more of the following legitimate interests, in particular: the public interest as regards international relations; the privacy and integrity of the individual regarding the protection of personal data in accordance with Regulation 2018/1725; the commercial interests of a natural or legal person; ongoing or closed investigations; the decision-making process of the EDPB, in relation to matters upon which a decision has not yet been taken and/or the decision-making process of the EDPB, in relation to matters upon which a decision has been taken.

I. Adoption of the minutes and of the agenda, Information given by the Chair

I.1. Introduction

The EDPB Chair welcomed the members of the EDPB and the observers, as well as the Director of the Agency for Personal Data Protection of Bosnia and Herzegovina, who was attending as observer for the first time.

The EDPB Chair informed the EDPB members of her reappointment at national level as Commissioner of the Finnish DPA for a new term of 5 years.

The EDPB Chair highlighted to the good cooperation between the European Commission (AI Office and DG JUST) and the EDPB, and provided a brief update on the agreement to draft joint guidelines on the interplay of the AI Act and data protection legislation. She also notified the EDPB members of an open call for lead rapporteurs for the Guidelines on the Regulation relating to political advertising and the Guidelines on use of social media by public bodies.

The EDPB Chair informed the members that the Deputy Chair will chair the plenary meeting in the afternoon.

I.2. Minutes of the 106th Plenary meeting – adoption

The minutes of the previous EDPB plenary meeting were unanimously adopted with the modifications proposed.

I.3. Draft agenda of the 107th EDPB meeting – adoption

The draft agenda was adopted unanimously without modifications.

The discussions relating to agenda point D.2.1 was declared confidential in accordance with Art. 33(1)(c) EDPB RoP.

I.4. Follow-up of Helsinki high-level meeting

The EDPB Chair recalled that the Helsinki high-level meeting led to the adoption of a statement, noting the importance of the follow-up work to ensure the outcome of the Helsinki meeting is reflected in our internal processes.

The EDPB Secretariat set out a number of internal processes that would be adjusted in light of the outcome of the Helsinki high-level meeting and invited comments from the Members.

The EDPB members took note of the information provided.

A. Agenda items for adoption

There was no request to discuss the proposed A items. A single vote was organised for the four point A agenda items and they were all adopted unanimously:

- A.1. Opinion on the draft decision of the Dutch SA regarding the Controller Binding Corporate Rules of Aramex (International Transfers ESG)
- A.2. Opinion on the draft decision of the Norwegian SA regarding the Controller Binding Corporate Rules of the Wilh. Wilhelmsen Group (International Transfers ESG)
- A.3. Opinion on the draft decision of the Austrian SA regarding the certification criteria of BDO Consulting GmbH (Compliance, e-Government and Health ESG)
- A.4. Opinion on the draft decision of the German North Rhine Westphalian SA regarding Trusted Site Data Privacy (TÜV IT) certification criteria (Compliance, e-Government and Health ESG)

The EDPB Chair noted that some material errors were present in the draft opinion on the draft decision of the Austrian SA regarding the certification criteria of BDO Consulting GmbH. The EDPB Secretariat is entrusted with correcting these errors in the final version of the opinion.

B. Agenda items for discussion

B.1. Agenda items for discussion in view of adoption

B.1.1. EDPB/EDPS Joint Opinion on the EC Proposal for a Regulation on the simplification of record-keeping obligation under Art. 30.5 GDPR (Key Provisions ESG)

The EDPB Chair introduced the item, recalling that the European Commission adopted its proposal on 21 May 2025 and has requested a joint opinion of the EDPB and the EDPS by 16 July 2025. The EDBP Chair further recalled the letter the EDPS and EDPB sent to the European Commission on 8 May 2025, based on the information available at that time and expressing preliminary support to this initiative.

The European Data Protection Supervisor underlined that the proposal entails a targeted and limited modification of one provision of the GDPR in order to expand and clarify an already existing derogation.

The EDPB and EDPS rapporteurs presented the work done on the joint opinion, highlighting the recommendations made to the co-legislators.

The European Commission stated that the proposed modification to refer to the number of staff maintains the current approach taken by the GDPR which already refers to 'fewer than 250 persons' and that no change was made to the term 'organisation' in this provision, which was already used in GDPR.

The EDPB members discussed the joint opinion and agreed to refer to the fact that the EDPB stands ready to support SAs in ensuring consistent application of the notion of 'processing operations likely to result (or not) in a high risk' where necessary.

27 EU members voted in favour of adoption and 1 EU member voted against. The 3 EEA SAs were in favour of adoption.

The EDPB members adopted the opinion, entrusting the EDPB Secretariat with incorporating the agreed reference into the final version of the opinion.

B.1.2. EDPB contribution to EBA public consultation on AML/CFT (Financial Matters ESG)

The EDPB Chair introduced the item and passed the floor to the EDPB Secretariat.

The EDPB Secretariat presented the draft contribution to the public consultation of the European Banking Authority on 3 draft regulatory technical standards ('RTS') developed in response to a Call for Advice from the European Commission on certain draft RTS under the new EU framework on anti-money laundering/countering the financing of terrorism ('AML/CFT').

The EDPB members adopted the contribution unanimously.

B.1.3. Contribution of the EDPB to the Artificial Intelligence sub-group of the High-Level Group for the Digital Markets Act (Cross-Regulatory Interplay and Cooperation ESG)

The Chair introduced the item and passed the floor to the lead rapporteur.

The rapporteur presented the draft contribution, which is aimed at this stage to serve as input for further internal reflection within the European Commission.

The EDPB members discussed possible modifications to the wording of the EDPB contribution before voting on the adoption of the draft without such changes.

23 EU members voted in favour, 2 EU members voted against and 3 EU members abstained. The 3 EEA SAs were in favour of adoption.

The EDPB adopted the contribution and decided to not publish the document, bearing in mind the contribution is part of early discussions within a dedicated cross-regulatory cooperation forum and that the position of the EDPB could evolve accordingly.

B.1.4. Data Act – Model clauses (Compliance, e-Government and Health ESG)

The Chair introduced the item and passed the floor to the lead rapporteur.

The rapporteur presented the draft statement on the European Commission's recommendations on draft non-binding model contractual terms on data sharing under the Data Act. The draft statement contained general comments, given the complexity of the subject matter and the limited timeframe for feedback.

The European Commission noted that the statement should refer precisely to the version the comments pertain to (version of 22 May 2025), given that the draft has evolved in the meantime.

The European Commission, as well as a member of the EDPB, proposed some changes to the document.

The EDPB members agreed with the proposed modifications to the wording of the statement. The EDPB members adopted the statement unanimously, entrusting the EDPB Secretariat with incorporating the changes agreed into the final version of the statement.

B.1.5. Collection of statistics reflecting data protection authorities' activities – Questionnaire and Key Concepts: state of play and next steps (Enforcement ESG)

The EDPB Chair introduced the item and recalled its connection to the future Procedural Regulation.

The lead rapporteur presented the updated list of definitions as well as the questionnaire for the collection of figures from the SAs on their activities under the GDPR following the Pilot Phase to which 21 SAs participated.

The EDPB members adopted the updated version of the questionnaire and list of definitions:

27 EU members voted in favour and 1 EU member abstained. The 3 EEA SAs were in favour of adoption.

The EDPB members discussed the timeline for the launch of the collection of figures covering activities in 2024. The EDPB members decided to launch the collection of the 2024 figures at the same time as the collection of the 2025, namely in the beginning of 2026.

The EDPB Chair called on the EDPB members to take any necessary steps to update their IT systems without delay and recalled that the impact of the upcoming Procedural Regulation will also need to be analysed.

B.2. Agenda items for discussion

B.2.1. Quick Response Team – Update

The EDPB Secretariat provided an update on the progress made on the creation of a Quick Response Team.

The EDPB members took note of the information provided and supported the way forward proposed by the EDPB Secretariat, namely, to already launch the project using emails to communicate.

C. Organisational matters

C.1. Designation of a new coordinator for the Enforcement ESG (Enforcement ESG)

Following the announced departure of the coordinator of the ENF ESG before the end of July 2025, a call for interest was circulated among the members of the Enforcement ESG. The Enforcement ESG has nominated a coordinator and the EDPB is requested to formally designate them.

The EDPB members unanimously designated [redacted] as coordinator for the ENF ESG, for a renewable term of two years.

D. Agenda items for information

D.1. Information on decisions taken in written procedure

D.1.1. EDPB comments on European Commission's Guidelines on Art. 28 DSA

The Chair reminded the EDPB members about the adoption via written procedure of the contribution of the EDPB on the European Commission's Guidelines on Art. 28 DSA in the context of the public consultations held by the European Commission.

The EDPB members took note of the information provided.

D.2. Updates from EDPB participants

D.2.1. Information point on South Korea equivalence decision

The European Commission provided an update on the equivalence decision for the EU that South Korea is planning to adopt. South Korea intends to mirror the mechanism by which individuals from the EU may submit complaints to EU SAs, which in turn transfer the complaint to the South Korean DPA. Under this scheme, individuals from South Korea would similarly be able to submit complaints to the South Korean DPA who then transfers them to the competent EU SA. Following a discussion at subgroup level, the European Commission intends to propose a role for the EDPB to assist the South Korean DPA to identify the competent SA where needed, without being involved in the handling of any complaints. The EDPB members took note of the information provided and supported the proposal.

D.3. Any other business

D.3.1. Update on decision on Vodafone (DE SA)

The DE SA provided an update on the two decisions issuing fines against Vodafone following malicious actions of employees at partner agencies. The information has also been published in the National news section of the EDPB website.

EDPB members took note of the information given.

Annex: Attendance List

AT SA, BE SA, BG SA, CY SA, CZ SA, DE SA, DK SA, EDPS, EE SA, EL SA, ES SA, FI SA, FR SA, HR SA, HU SA, IE SA, IS SA, IT SA, LI SA, LT SA, LU SA, LV SA, MT SA, NL SA, NO SA, PL SA, PT SA, RO SA, SE SA, SI SA, SK SA

European Commission

Observers:

- AL SA, BA SA, MK SA, RS SA and XK SA. In line with Art. 8 of the EDPB RoP, the observers were present during the discussions of the plenary meeting except for item D.2.1 of the agenda.

EDPB Secretariat