



Final

23d Plenary meeting

21 April 2020

Remote meeting

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.

1. Adoption of the minutes and of the agenda

1.1 Minutes of the 22nd Plenary meeting – adoption

The minutes of the remote plenary meeting of 17 April 2020 as circulated by the EDPB Secretariat after the last plenary meeting were unanimously adopted, without any changes.

1.2 Draft agenda of the 23d EDPB meeting – adoption

The draft agenda was unanimously adopted.

2. Current Focus of the EDPB Members

2.1 Processing of health data for research purposes in the context of the COVID-19 outbreak - state of play

The Chair thanked the rapporteurs [REDACTED] and the [REDACTED] for their work on this file under extreme tight deadlines.

The lead rapporteur presented the state of play of the document and explained the comments which were submitted in writing. The EDPB Members discussed the description of the different sources from which data concerning health can be derived. The EDPB Members agreed to include a reference to anonymisation in the section describing data minimisation.

The EDPB Members discussed the section regarding international transfers of personal data for research purposes in the fight against COVID19 and agreed to keep the wording stressing that reliance on derogations is of a temporary nature in light of the urgency of the medical situation.

The guidelines were unanimously adopted. In light of the circumstances of necessity to provide clarification in a very tight timeframe, no public consultation will be opened.

2.2 Guidelines on geolocation and other tracing tools in the context of the COVID-19 outbreak - state of play

The Chair thanked the rapporteurs [REDACTED] for their work on this file under extreme tight deadlines.

The lead rapporteur presented the document and the accompanying annex containing technical recommendations for app developers.

The EDPB members discussed a number of comments and wording suggestions.

The guidelines were unanimously adopted including the annex. In light of the circumstances of necessity to provide clarification in a very tight timeframe, no public consultation will be opened.

2.3 Letter to MEP Ďuriš Nicholsonová on data protection in the face of the COVID-19 outbreak - discussion and adoption (TECH ESG - Rapporteur: [REDACTED] SA)

This item was not discussed, due to lack of time. It will be discussed at the next plenary meeting planned on Friday 24 April 2020.

2.4 Letter to MER Sophie in 't Veld on the latest technologies developed in order to fight the spread of COVID-19 - discussion and adoption (TECH ESG - Rapporteur: [REDACTED]).

This item was not discussed, due to lack of time. It will be discussed at the next plenary meeting planned on Friday 24 April 2020.

2.5 Letter to United States Mission on transferring personal data for the purpose of scientific research and development of vaccines and treatments to combat COVID-19 - discussion and adoption (Rapporteur: [REDACTED])

This item was not discussed, due to lack of time. It will be discussed at the next plenary meeting planned on Friday 24 April 2020.

3. Impact of COVID-19 on the EDPB activities

3.1 ■ SA Request for an ■ - discussion

This item was not discussed, due to lack of time. It will be discussed at the next plenary meeting planned on Friday 24 April 2020..

4. AOB

The Chair informed the members of the appreciation expressed by EU Commissioner Reynders for the timely letter sent by the EDPB on the Commission's draft guidance on Apps supporting the fight against COVID-19 pandemic.

The EU COM confirmed the EC appreciation of the EDPB work and added that the final guidance took on board many elements from the letter and refers to upcoming guidelines from the EPDB.

The Chair expressed her appreciation to the Secretariat for its contributions on substance as well as the organisation and follow-up of the plenary meetings organised under the special conditions of the COVID 19 outbreak.

Annex: Attendance List

- SAs: AT SA, BE 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, SE SA, SI SA, SK SA.

- European Commission

- EDPB Secretariat