 

Committee: European Parliament

Character: S&D: Gabriele BISCHOFF

Topic: Amending Council Decision 2009/917/JHA, as regards its alignment with Union rules on the protection of personal data.

The Council Decision No. 2009/917/JHA is inadequate in protecting personal data due to developing technology and the emergence of new trade areas, such as the lack of purpose limitations in using data, inadequate data security, individuals not being able to access their own data and lack of transparency. This causes serious violations and legal gaps in data protection not only for Germany but also for other countries.

As a country, we support the European Union's Law Enforcement Directive (LED) process and are very determined to keep data protection standards high. For this purpose, we have made legal and institutional arrangements such as the Update of the Federal Data Act and the Strengthening of Data Subject Rights. It can be said that we have been generally successful in the arrangements made. Despite Germany's strong legal infrastructure, we also face some difficulties in standardization, transparency and sanctions in practice due to the directive process.

We expect that the rights and freedoms of individuals will be secured by amending the Council Decision No. 2009/917/JHA, effective areas where data owners can exercise their rights will be established, legal and technological security standards will be established in data protection, independent auditing and accountability will increase in data processing, auditing will increase in data transfers to third countries and security-oriented sanctions will be established. We would like to remind that joint action should be taken with the countries in the board in order to realize these goals and we would like to express that we will fulfill our responsibilities.