



Privacy Policy Evaluation

CyberSterk experiment

Date

12 June 2019

Classification

Public

Author

SIDN Privacy Board

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Policy

Title of policy CyberSterk experiment

Policy start date 13-06-2019

Date of evaluation 12-06-2019

Purpose limitation

GDPR applicable? Will any personal data be processed? Will personal data be processed on an automated or semi-automated basis, or will personal data contained in a file be processed manually?

Yes No

The Privacy Board considers that the project will involve the processing of personal data. E-mail addresses will be collected by means of a web form. E-mail addresses may include information about identified or identifiable natural persons.

Automated processing of personal data included in a file is also carried out. Hence, the GDPR may be deemed applicable.

Purpose

The purpose must be specific, explicitly defined and legitimate.

Is the purpose specific, explicitly defined and legitimate?

Yes
 No, insofar as



The data will be gathered for two purposes. First, to gauge interest in the CyberSterk security proposition; second to enable the distribution of promotional material. The Privacy Board considers that the purposes are explicitly defined. The Privacy Board considers that the purposes are legitimate insofar as they are consistent with SIDN's new business activities.

Legitimate basis

The evaluation must address the proportionality and subsidiarity of the processing (i.e. whether the interest served by processing is important enough to justify any resulting loss of privacy, and whether the purpose could be served by any other, less intrusive means).

Is the legitimate basis clear?

- Yes
 No

The legitimate basis is consent, obtained as described in the policy. The Privacy Board considers that the legitimate basis is clear and sufficient for processing as proposed.

Safeguards and control measures

Purpose limitation

Are there adequate safeguards to ensure that personal data is not used for purposes other than that for which it was obtained?

- Yes
 No

A data processing agreement is to be made with Greenberry. Under that agreement, Greenberry is allowed to use the personal data covered by the privacy policy only on behalf of SIDN. Furthermore, only project personnel will have access to the data.

Retention period

Is personal data retained for any longer than necessary for the defined purpose?

- Yes, data is retained for longer than necessary; corrective measures required.
 No

The personal data will be retained only for the duration of the experiment. The Privacy Board accordingly considers that the personal data will not be retained for any longer than necessary for the defined purpose.

Data set limitation

Is the entire data set necessary for the defined purpose, or could a more limited data set be used?



- Yes
 No; corrective measures required.

The Privacy Board believes that the data set used is the minimum required for the fulfilment of the defined purpose of the processing. An e-mail address is necessary in order to contact the visitor for the purpose of providing promotional material.

Data reliability

What is done to ensure that the gathered data is accurate?

It is not possible for SIDN to verify the accuracy of the personal data (e-mail addresses) obtained, since they are provided by website visitors. Given that participation is voluntary and that the experiment is on a small scale, there is limited scope for inaccuracies to have adverse consequences. However, the provision of incorrect or false e-mail addresses by visitors could result in SIDN approaching people who have not in fact consented to the processing of their data. To address that possibility, a system has been set up, which enables people to unsubscribe from the mailing list. That system will help to maximise the accuracy of the collected data and reduce the scope for inaccuracies to have adverse effects for data subjects.

Data processors

Who processes the data? Who else has access to the data?

Project personnel from SIDN and Greenberry will have access to the data. The Firmhouse server centre will be used.

Data security

How is the data protected against loss and unauthorised processing?

The personal data will be processed on SIDN's systems by project personnel, and will be protected by general security measures. The personal data will be shared in accordance with SIDN's security policy. Sharing will be by means of secure platforms. All receiving parties will be familiar with SIDN's security policy and must provide the level of security stipulated in that policy. The Privacy Board accordingly considers the data security measures to be adequate.

Other

Special personal data Is any special personal data processed?

- Yes
 No

Only e-mail addresses will be processed. The Privacy Board accordingly considers that no special personal data will be processed.



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Inclusion in register

Is the processing recorded in the Processing Register?

- Yes
 No

The processing is to be recorded if any significant new processing is involved.

Subjects' rights

If the personal data is not obtained from the subjects, but by other means, is the origin recorded?

- Yes
 No

The personal data is obtained directly from the data subjects, by means of a web form.

Retention within EU

Is any data transferred to a country outside the EU?

- Yes
 No

SIDN and Greenberry are both based in the Netherlands. The server centre to be used is located in the EU.

Conclusion

Evaluation

What is the conclusion of the Privacy Board's evaluation?

The Privacy Board approves the privacy policy for the CyberSterk experiment, as dated 12 June 2019 and effective from 13 June 2019.