



Privacy Policy Evaluation

Just-In-Time Transmitted Exception Report (JITTER) pilot

Date
26 January 2021

Classification
Public
Author
Privacy Board

Page
1/4

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Policy

Title of policy Just-In-Time Transmitted Exception Report (JITTER) pilot

Policy start date 04-01-2021

Date of evaluation 26-01-2021

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

JITTER combines data from the following sources (each of which has its own privacy policy):

DMAP, ENTRADA and DRS.

The data used includes IP addresses (associated with websites) and domain names, which may include personal data. Website content may also include personal data.

Purpose

The purpose must be specific, explicitly defined and legitimate.

Is the purpose specific, explicitly defined and legitimate?

Yes
 No, insofar as



The Privacy Board considers that the privacy policy defines the purposes of the processing in specific and explicit terms. The Privacy Board additionally considers that tackling domain name abuse constitutes a legitimate purpose.

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 for the data processing is reasonable interest. The Privacy Board considers that the processing serves the reasonable interests of both SIDN (whose objects include increasing the reliability and security of .nl and of the internet as a whole) and third parties (the users of .nl).

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

Access is restricted to SIDN Labs personnel and is controlled by a system of personal user accounts. SIDN has Certificates of Good Behaviour for all the personnel in question.

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 Privacy Board considers that the retention period of two years is reasonable for the purpose of enabling the investigation of related abuse following the cancellation of a domain name.

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.

Given that the activity involves a pilot, the Privacy Board considers that the processed data is necessary for the defined purpose.

Data reliability

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

The data is internally sourced, with the exception of the Feedy data. SIDN cannot verify that the Feedy data is accurate. However, there is little risk of inaccuracies in the data having adverse consequences for data subjects.

Data processors

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

The data is processed by personnel of SIDN Labs. The data shared with Realtime Register does not include personal data. Furthermore, SIDN and Realtime Register have signed an agreement covering the processing of personal data.

The system is not accessible from outside SIDN and is secured in accordance with SIDN's internal system requirements.

Data security

How is the data protected against loss and unauthorised processing?

The data is processed internally and accessible to the personnel concerned only when they are logged in to their personal accounts.

Other

Special personal data

Is any special personal data processed?

- Yes
 No

Notification of Data Protection Officer

Has the Data Protection Officer been notified in connection with inclusion in the Processing Register?

- Yes
 No

Subjects' rights

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

- Yes
 No



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Page
4/4

Retention within EU

Is any data transferred to a country outside the EU?

Yes

No

Conclusion

Evaluation

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

The Privacy Board approves the Privacy Policy for JITTER.