



Privacy Policy Evaluation

ENTRADA General

Date
20 January 2022

Classification
Public
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SIDN Privacy Board

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Policy

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|-----------------------|-----------------|
| Title of policy | ENTRADA General |
| Policy start date | 2 January 2012 |
| Datum beoordeling | 8 March 2016 |
| Date of evaluation | 12 January 2022 |
| Date of re-evaluation | 20 January 2022 |

During the re-evaluation there was no reason to adjust the assessment. The policy had not changed in substance.

Purpose limitation

Data Protection Act 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 believes that the studied query data could be traced back to individual IP addresses and that a proportion of IP addresses could be traced back to natural persons. Hence an IP address can sometimes be an item of information regarding an identifiable natural person (Data Protection Act, Section 1a).



The Privacy Board accordingly recommends that the data be treated as containing personal data. Looked-up domain names should similarly be treated as containing personal data. In light of the provisions of Section 2, subsection 1, of the Data Protection Act, the Act may be deemed applicable to the processing.

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 believes that the privacy policy defines the purpose of the processing in specific and explicit terms, as referred to in Section 7 of the Data Protection Act. The Privacy Board also considers increasing the security and stability of .nl to be 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 Privacy Board believes 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). Hence, there is a legitimate basis, as referred to in Section 8f of the Data Protection Act.

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



The Privacy Board believes that Section 9 of the Data Protection Act is complied with, insofar as ENTRADA is used exclusively for internal research and adequate measures are taken to control access to it. Wherever data is to be shared with an outside party, a separate privacy policy for the application or study in question is drawn up and submitted to the Privacy Board for evaluation.

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 believes that, in keeping with Section 10 of the Data Protection Act, a retention period of eighteen months is realistic in that it allows six months for the study of a year's data.

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, in keeping with Section 11 of the Data Protection Act, the data set used is the minimum required for the fulfilment of the defined purpose of the processing. ENTRADA-based research requires the use of a complete data set.

Data reliability

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

The Privacy Board believes that, in keeping with Section 11 of the Data Protection Act, the data used may safely be assumed to be accurate, because it is gathered by SIDN itself using its own systems. Access to those systems is controlled, preventing third-party interference with the data.



Data processors

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

In keeping with Section 12 of the Data Protection Act, data is processed by SIDN Labs staff and SIDN's DNS operators, i.e. employees of the data controller who require access in order to carry out their duties.

Data security

How is the data protected against loss and unauthorised processing?

The Privacy Board believes that, in keeping with Section 13 of the Data Protection Act, access is adequately controlled.

Other

Special personal data

Is any special personal data processed?

Yes

No

The Privacy Board has taken external professional advice and is of the opinion that no special personal data, of the kind referred to in Section 16 of the Data Protection Act, is processed.

DPA declaration

Is the data processing covered by SIDN's declarations to the Data Protection Authority?

Yes

No

Processing is covered by declaration number 1591862.

Subjects' rights

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

Yes

No

Retention within EU

Is any data transferred to a country outside the EU?

Yes

No



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ENTRADA data is processed exclusively by SIDN personnel.

Conclusion

Evaluation

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

The Privacy Board believes that the policy satisfies all applicable statutory and internal requirements.