

Objective

This conference will provide participants with in-depth knowledge of the current reform measures taken by the EU in the area of data protection in criminal justice as well as with an update on the state of play regarding pending issues such as Passenger Name Records (PNR) and data retention and their impact on the right to data protection.

Key topics

- The Commission's package reforming data protection in the EU: pros and cons of splitting the proposals?
- The proposed Directive on data protection in the area of police and justice: a sufficient measure?
- The Framework Decision on the protection of personal data processed in the framework of police and judicial cooperation in criminal matters: an outdated tool?
- Using Passenger Name Records (PNR): solution or never-ending story?
- Accessing private-sector data: the need for common regulations for the police?
- The Data Retention Directive: the way forward?
- Transfer of data to third states: a sufficient framework on EU level?
- Law enforcement access to Eurodac: what's in the Commission's proposal of 30 May 2012?

Who should attend?

Data protection officials, criminal law practitioners and representatives of law enforcement working on data protection in the framework of police or judicial cooperation in criminal matters.

Travel to Trier:

Shuttle services from Luxembourg airport to the ERA Conference Centre can be booked at special rates at: www.taxi-franken.de/era

Speakers and Chairpersons

Diana Alonso Blas, Data Protection Officer, Eurojust, The Hague

Monica den Boer, Professor, Academic Dean of the Police Academy of the Netherlands, Apeldoorn

Giovanni Buttarelli, Assistant European Data Protection Supervisor, Brussels

Emilio De Capitani, Visiting Professor, University l'Orientale, Naples

Christopher Docksey, Office of the European Data Protection Supervisor, Brussels

Daniel Drewer, Data Protection Officer, Europol, The Hague

Dimitrios Droutsas*, Member of the European Parliament, Strasbourg/Brussels

Caroline Goemans-Dorny, Counsel, Office of Legal Affairs, Interpol

Elspeth Guild*, Associate Senior Research Fellow, Centre for European Policy Studies (CEPS), Brussels

Paul de Hert, Professor of Law at the Faculty of Law and Criminology, *Vrije Universiteit* Brussels; Associate Professor, Institute for Law and Technology, Tilburg

Peter Hustinx, European Data Protection Supervisor, Brussels

Herke Kranenborg, Office of the European Data Protection Supervisor, Brussels

Reinhard Priebe, Director, Internal Security, DG Home, European Commission, Brussels

Giorgos Rossides*, Special Advisor on Data Protection Reform, Cyprus Presidency of the Council of EU, Brussels

Thomas Zerdick, Policy Officer, Data Protection Unit, DG Justice, European Commission, Brussels

* invited

For further information:

Ute Beissel
Tel. +49 (0)651 937 37 320
Fax. +49 (0)651 937 37 773
E-mail: ubeissel@era.int

Online registration:
www.era.int/?123169&n



DATA PROTECTION IN THE AREA OF EUROPEAN CRIMINAL JUSTICE TODAY

REFORM OR STATUS QUO?

- The Commission's reform package and its draft Directive
- The use of PNR data and data retention: state of play

Trier, 5-6 November 2012

ERA Conference Centre
Metzer Allee 4, Trier, Germany

Organisers:

ERA (Cornelia Riehle) in cooperation with the European Data Protection Supervisor (EDPS)

Language: English

Event number: 312D122



Monday, 5 November 2012

- 12:30 Registration of participants and light lunch
- 13:30 **Welcome and introduction**
Cornelia Riehle
- I. THE EU'S DATA PROTECTION REFORM PACKAGE IN THE AREA OF POLICE AND CRIMINAL JUSTICE**
Chair: Dimitrios Droutsas
- 13:35 **Calling for reform? The EU's current data protection framework in the field of criminal justice**
Monica den Boer
- 14:00 **A robust reform? The EU's data protection package for police and justice**
Giovanni Buttarelli
- 14:20 **Panel discussion: a split reform – consequences for the area of police and criminal justice**
Giovanni Buttarelli, Monica den Boer, Dimitrios Droutsas (chair), Reinhard Priebe
- 15:00 Coffee break
- II. THE PROPOSED DIRECTIVE ON DATA PROTECTION IN THE AREA OF POLICE AND JUSTICE: A CLOSER LOOK**
Chair: Chris Docksey
- 15:30 **Which law to apply? Status and scope of implementation of the 2008 Framework Decision on the protection of personal data processed in the framework of police and judicial cooperation in criminal matters**
Thomas Zerdick

- 15:50 **The new features of the draft Directive**
- A wider scope: domestic processing
 - New concepts, definitions, and additional principles
 - The role of data protection authorities
 - Transfer of data to third states: improved assessment
- Paul de Hert*
- 16:20 **Discussion with the audience: effectiveness of the new features?**
- 17:00 Coffee break
- 17:30 **Panel discussion: not comprehensive or serving specific requirements? The omission of Europol and Eurojust from the draft Directive**
Diana Alonso Blas, Chris Docksey (chair), Daniel Drewer, Thomas Zerdick
- 18:00 End of the first day
- 18:30 Guided walking tour of the city of Trier
- 19:30 Conference dinner

Tuesday, 6 November 2012

- III. DATA RETENTION, PNR, EURODAC: LAW ENFORCEMENT ACCESS TO DATA – MODERN REQUIREMENTS?**
Chair: Giorgos Rossides
- 09:00 **Accessing private-sector data: the need for common regulations for the police**
Caroline Goemans-Dorny
- 09:20 **Law enforcement access to Eurodac: the Commission's proposal of 30 May 2012**

- 09:45 **Discussion**
- 10:00 Coffee break
- Chair: Caroline Goemans-Dorny*
- 10:30 **Novelties and state of play of the draft PNR Directive**
Emilio De Capitani and Giorgos Rossides
- 11:15 **Discussion with the audience: PNR data – solution or endless story?**
- 11:30 **Put to the test: state of play of the Data Retention Directive**
- The Directive's validity before the CJEU
 - The German and Romanian court rulings
 - The Commission's impact assessment on future options
- Herke Kranenborg*
- 12:15 **Discussion with the audience: data retention – missing an opportunity or coming to reason?**
- 12:30 Lunch
- IV. NEW CHALLENGES FOR DATA PROTECTION IN THE EU**
Chair: Elspeth Guild
- 13:30 **Panel discussion: the future of data protection – are we moving in the right direction?**
Emilio de Capitani, Elspeth Guild (chair), Caroline Goemans-Dorny, Peter Hustinx
- 15:00 **Discussion**
- 15:30 End of conference

Programme may be subject to amendments.
For programme updates: www.era.int