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Privacy and Data Protection Foundation

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**QUESTION 1**

In the contract between the controller and processor for the processing of personal data, which of the options below represents the sole responsibility of the Controller?

- A. Erase all personal data after the completion of treatment-related services, deleting existing copies.
- B. Treat personal data only through documented instructions, including with regard to data transfers to third countries or international organizations.
- C. Ensure that the persons authorized to process personal data have made a commitment to confidentiality.
- D. Apply technical and organizational measures to ensure that only personal data that are necessary for each specific purpose of processing are processed.

Correct Answer: D

The correct option is exclusively for the Controller, the others are for the Processor in accordance with Articles 25 and 28 of the GDPR.

QUESTION 2

What is the legal status of the GDPR?

- A. The GDPR is functional law in all member states of the EEA. Some Articles allow for member states law to provide for more specific rules.
- B. The GDPR sets out minimum conditions and requirements. Member states need to pass national laws to meet these minimum requirements.
- C. The GDPR is a recommendation of the European Commission that EEA countries\' law authorities improve their laws on the protection of personal data.

Correct Answer: A

The GDPR is functional law in all member states of the EEA. Some Articles allow for member states law to provide for more specific rules. Correct. The GDPR is European law but the Regulation does not exclude Member state law that sets out the circumstances for specific processing situations. (Literature: A, Chapter 1; GDPR Recital 10)

The GDPR is a recommendation of the European Commission that EEA countries\' law authorities improve their laws on the protection of personal data. Incorrect. An EU recommendation is not binding. The GDPR is a functional European law in all member states.

The GDPR sets out minimum conditions and requirements. Member states need to pass national laws to meet these minimum requirements. Incorrect. This is the description of an EU Directive.

QUESTION 3

A gentleman has a loan denied by the bank\'s system that he has been a customer for many years. He is disgusted, because the loan would make it possible to hold the wedding of his only granddaughter.



He contacts the bank and asks for explanations. He wants to know exactly why his loan was denied and based on what information.

What right is required by the data subject according to the GDPR?

- A. Right to limitation of treatment
- B. Right to rectification
- C. Data subject's right of access
- D. Right to object and automated individual decision-making

Correct Answer: D

Article 22 provides for this type of damage to the data subject and legislates on "Automated individual decisions, including profiling":

1. The data subject shall have the right not to be subject to a decision based solely on automated processing, including profiling, which produces legal effects concerning him or her or similarly significantly affects him or her.
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QUESTION 4

The General Data Protection Regulation (GDPR) formalizes the data subject's right to data portability.

What is the objective of data portability?

- A. The controller has the right to move the data subject's personal data from one organization to another.
- B. The data subject has the right to move personal data concerning him or her.
- C. The data subject has the right to move his/her personal data when moving to another country.
- D. The Supervisory Authority authorizes the movement of personal data.

Correct Answer: B

QUESTION 5

According to the GDPR, what is a mandatory topic in a DPIA report?

- A. Systematic description of the fiduciary duties to ensure compliance to all relevant laws and regulations
- B. An assessment of the necessity and proportionality of the processing operations in relation to the purposes
- C. The documentation of the risks to the rights and freedoms of the data protection officer
- D. The measures envisaged to address the privacy compliance frameworks risks

Correct Answer: B