

ATOM or not ATOM?



ARC

OpenMinted

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Four

Policy

*moments*

1

# Disappearing

SEFA

GDPR is not *just* about the protection of personal data

# REGULATIONS

**REGULATION (EU) 2016/679 OF THE EUROPEAN PARLIAMENT AND OF THE COUNCIL**

**of 27 April 2016**

**on the protection of natural persons with regard to the processing of personal data and on the free movement of such data, and repealing Directive 95/46/EC (General Data Protection Regulation)**

**(Text with EEA relevance)**

THE EUROPEAN PARLIAMENT AND THE COUNCIL OF THE EUROPEAN UNION,

Having regard to the Treaty on the Functioning of the European Union, and in particular Article 16 thereof,

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**Art. 22 GDPR**

**Automated individual decision-making, including profiling**

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- (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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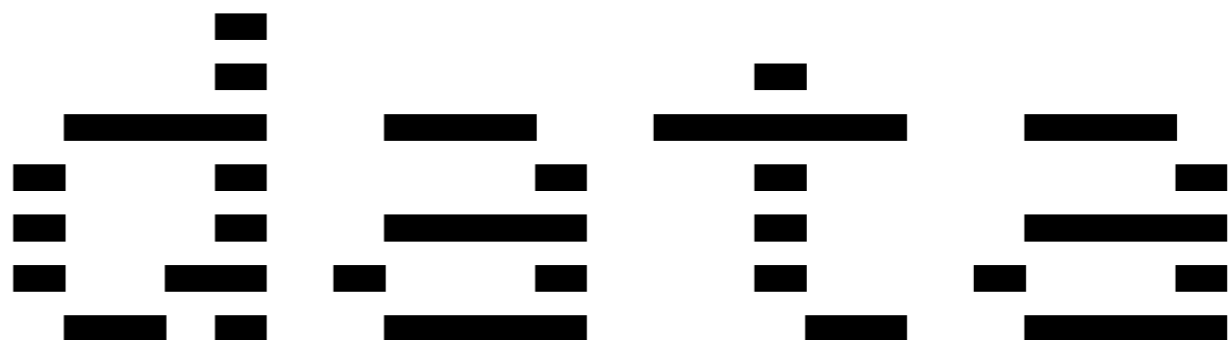
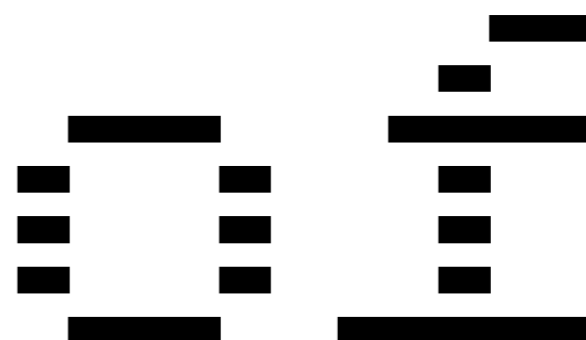
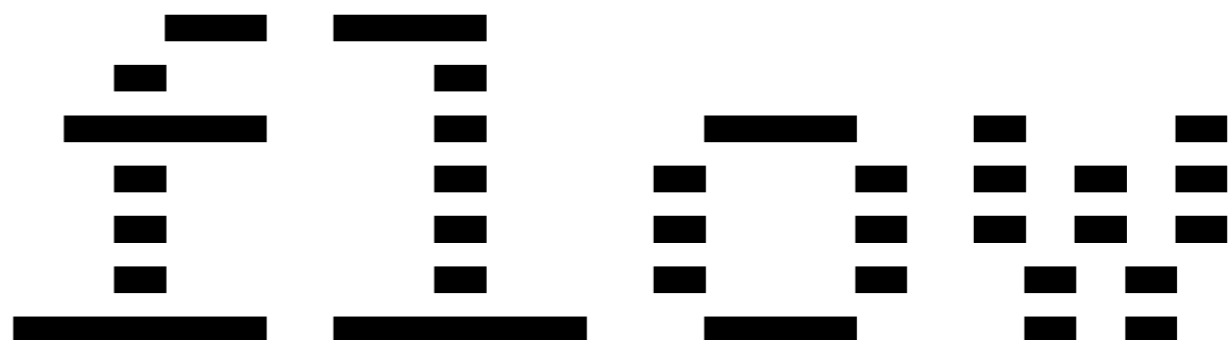
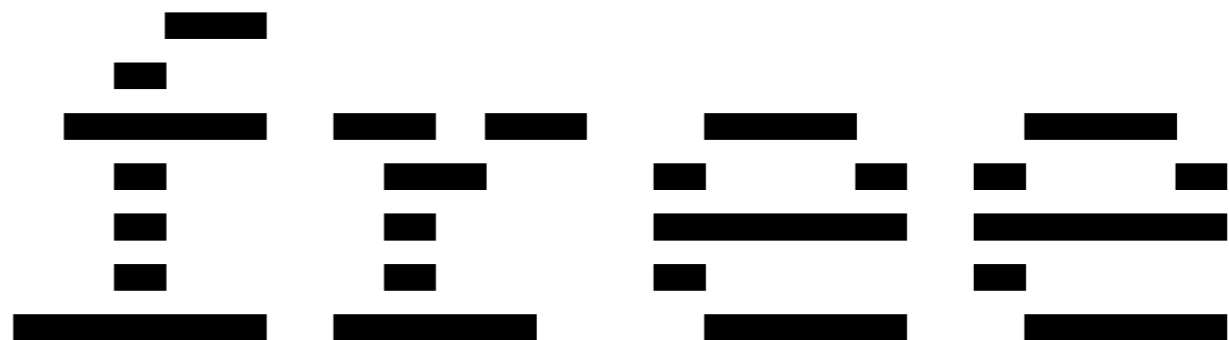
## Art. 3 GDPR

# Territorial scope

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- (1) This Regulation applies to the processing of personal data in the context of the activities of an establishment of a controller or a processor in the Union, regardless of whether the processing takes place in the Union or not.
- (2) This Regulation applies to the processing of personal data of **data subjects who are in the Union by a controller or processor not established in the Union**, where the processing activities are related to:
  - a) the offering of goods or services, irrespective of whether a payment of the data subject is required, to such data subjects in the Union; or
  - b) the monitoring of their behaviour as far as their behaviour takes place within the Union.

2



- \* store and process data across the Union
- \* data available for regulatory control
- \* switch cloud providers
- \* cybersecurity

3



PSI

- \* hard law
- \* positive right
- \* building on open access
- \* 2018 review: add open science
- \* the TDM perspective/ LR experience

4



- \* cloud beyond the cloud
- \* green light regulation
- \* alignment with eInfrastructures
- \* multi-layered governance model
- \* technological + policy + micro-legal

# Takeaways

- \* Data must flow
- \* This is a global issue: from tariff-wars to open science



- \* Where are the Big-Tech?
- \* Can we have a truly smart policy for European interests?



Q + a

AND THE  
NIGHT IS A  
CORRUPT  
NIGHT

@prodromos

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