

PDPF^{Q&As}

Privacy and Data Protection Foundation

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QUESTION 1

What is the purpose of a data protection audit by the supervisory authority?

- A. To monitor and enforce the application of the GDPR by assessing that processing is performed in compliance with the GDPR.
- B. To fulfill the obligation in the GDPR to implement appropriate technical and organizational measures for data protection.
- C. To advise the controller on the mitigation of privacy risks to protect the controller from liability claims for non-compliance.

Correct Answer: A

To advise the controller on the mitigation of privacy risks to protect the controller from liability claims for non-compliance. Incorrect. The supervisory authority has the task to monitor compliance and to advise on enhancements, but its purpose is not to protect the controller.

To fulfill the obligation in the GDPR to implement appropriate technical and organizational measures for data protection. Incorrect. The audit is not the implementation of the measures, but an assessment of the effectiveness of them.

To monitor and enforce the application of the GDPR by assessing that processing is performed in compliance with the GDPR. Correct. According to the GDPR this is an important task of a supervisory authority. (Literature: A, Chapter 7; GDPR Article 57 (1)(a))

QUESTION 2

A person buys a product at a store located in the European Economic Area (EEA). At the time of purchase, you are asked to fill out a registration form and he informs his personal email.

As is usual in many stores, in the next few days this person will start receiving several marketing emails. He considers the frequency of these emails to be very high. Demanding his rights, he asks the store to delete all his personal data.

What is the right required by the data subject?

- A. Right to erasure
- B. Data subject's right of access
- C. Right to limitation of treatment
- D. Right to rectification

Correct Answer: A

Article 17

The data subject shall have the right to obtain from the controller the erasure of personal data concerning him or her without undue delay and the controller shall have the obligation to erase personal data without undue delay.

QUESTION 3

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

QUESTION 4

A controller wants to switch processors. What is necessary to review before making this change, so that it remains GDPR compliant?

- A. The matrix location of this new processor.
- B. Require the old processor to erase data.
- C. Require the old processor to port the data.
- D. Verify that the new processor has sufficient security guarantees.

Correct Answer: D

Verify that the processor has sufficient security guarantees that are essential for the Controller to remain in compliance with the GDPR. Remember that the responsibility is always of the controller who must take care of the data of the data subjects that have been entrusted to him.

Recital 81 mentions the following:

(81) To ensure compliance with the requirements of this Regulation in respect of the processing to be carried out by the processor on behalf of the controller, when entrusting a processor with processing activities, the controller should use only processors providing sufficient guarantees, in particular in terms of expert knowledge, reliability and resources, to implement technical and organizational measures which will meet the requirements of this Regulation, including for the security of processing. The adherence of the processor to an approved code of conduct or an approved certification mechanism may be used as an element to demonstrate compliance with the obligations of the controller.

QUESTION 5

An architect, leaving a building site, puts his laptop for a moment beside his car on the road, while answering his phone. When driving away he sees in the mirror his laptop being crushed by an enormous lorry driving over it. All his files on the design of the building and the calculations he worked on are lost. His only consolation is that those were the only files on the device.

In terms of the GDPR, what happened?

- A. a data breach

B. a security incident

C. a security issue

D. a vulnerability

Correct Answer: B

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