

The Bavarian State Commissioner

for data protection

Personal data on a trip around the world

Published by the Bavarian State Commissioner for Data Protection

new guide to international data transfers

Munich, May 24, 2023

Unfortunately, the world of GDPR has limits. Outside the European

economic area, there is rarely more, usually considerably less data protection.

At the same time, Bavarian public authorities also make use of transfer-prone operating resources

third countries, or they otherwise provide such data to a recipient "from outside"

open. The General Data Protection Regulation wants personal data from its

protect the area beyond its borders as far as possible and has a right to do so

complex set of rules ready. This not only prepares those responsible, but also data

protection supervisors some headaches. The discussion about this set of rules is

been in flux for several years and not yet come to an end.

The Bavarian State Commissioner for Data Protection is now laying out a new orientation

help "International Data Transfers" which reflects the current status of legal developments

traces and from it notes for the administrative practice of the Bavarian public

positions. The directives issued after the "Schrems II" decision

European Data Protection Board are taken into account as well as relevant statements

of the Conference of Independent Data Protection Authorities of the Federal Government and

of the federal states as well as the planned decision according to Art. 45 of the General Data Protection Regulation

European Commission on data transfers to the USA.

Prof. Dr. Thomas Petri: "Third-country transfers are also part of everyday life for the Bavarian state authorities

a recurring theme, since the common products come from

IT services often from non-EU countries. Once personal data

are involved, references to third countries often lead to legal complications. responsible should nevertheless not 'bury their heads in the sand', but face the challenges place. The new guide aims to offer support in this regard. Also in third countries ten transfers applies: With enough knowledge, many problems become more manageable.”

As of today, the "International data transfer" guide is available at <https://www.datenschutz-bayern.de> in the “Data Protection Reform 2018” section for free download ready.

Prof. Dr. Thomas Petri

A notice:

The Bavarian State Commissioner for Data Protection controls the Bavarian public authorities Compliance with data protection regulations. He is elected by the Bavarian state parliament, is independent and subject to instructions.

The Bavarian State Commissioner for Data Protection

80538 Munich | Wagnmüllerstrasse 18 | Telephone: +49 89 21 26 72-0

[poststelle@datenschutz-bayern.de](mailto:poststelle@datenschutz-bayern.de) | <https://www.datenschutz-bayern.de>

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