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An: Stentzel, Rainer, Dr.
Cc: Ingolf Pernice
Betreff: Workshop "Cloud Computing and the EU Draft GDPR", 26.07., Berlin
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Sehr geehrter Herr Stenzel,

nach den Workshops und der Datenschutz-Konferenz im letzten Jahr führen wir wieder einen Workshop hier in Berlin durch, der helfen soll, im Dialog mit der Praxis vor allem auf der technischen Seite diesmal zum Thema Datenschutz ein Stück mehr zu verstehen.

Hiermit möchte ich Sie im Namen von Prof. Pernice, der Humboldt-Universität zu Berlin und dem Humboldt Institut für Internet und Gesellschaft sehr herzlich zu diesem Workshop einladen. Im Anhang finden Sie dazu die Einladung und das Programm mit weiteren Informationen.

Bei Fragen können Sie sich jederzeit an mich wenden.

Mit besten Grüßen,
Jörg Pohle

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1) Flyer, f a 11.6.
2) LV 12.7.
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11/6



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Bundesministerium des Innern

BERLIN, DEN 6. JUNI 2013

Workshop „Cloud Computing und die EU-DSGVO“ (26. Juli 2013, Berlin)

Sehr geehrter Herr Dr. Stentzel,

hiermit möchten wir Sie ganz herzlich zum internationalen Workshop "Cloud Computing and the EU Draft General Data Protection Regulation. Standards, Design Considerations, and Operations Recommendations for Privacy-friendly Cloud Computing" am 26.07.2013 in Berlin einladen.

Der Workshop findet im Vorfeld des Berliner Treffens der Internet Engineering Task Force (IETF) statt und wird von der Humboldt-Universität und dem HIIG in Zusammenarbeit mit Cisco, der IETF und dem Internet Architecture Board (IAB) organisiert und durchgeführt. Wir wollen im Workshop Experten aus Politik, Rechtswissenschaft und Technik zu einer interdisziplinären Diskussion an einen Tisch bringen, um ein gemeinsames Verständnis dafür zu erzeugen, was im Datenschutzbereich getan werden muss, welche Prinzipien einzuhalten sind und welche Möglichkeiten und Grenzen es für eine Implementation von Datenschutzanforderungen in IKT-Systeme gibt. Einen Schwerpunkt wird dabei der Bereich des Cloud Computings einnehmen.

Wir würden uns sehr freuen, wenn Sie den Teilnehmern des Workshops im Rahmen der zweiten Session einen kurzen, etwa 10-minütigen Überblick darüber geben könnten, welche Vorstellungen die Bundesregierung hinsichtlich einer regulierten Selbstregulierung im Datenschutzbereich hat, sowohl hinsichtlich der Selbstregulierung zu überlassenen Regelungsbereichen als auch im Blick auf Verfahrensfragen. Bitte beachten Sie, dass viele Teilnehmer juristische Laien sein werden.

Zu den eingeladenen Teilnehmern gehören unter anderem Jan Philipp Albrecht (EU-Parlament, Berichterstatter EU-DSGVO), Fred Baker (IETF, Cisco), Alissa Cooper (IAB, Oxford Internet Institute), Ken Ducatel (EU-Kommission, Abteilungsleiter Software und Dienste, Cloud) und Paul Nemitz (EU-Kommission, Direktor Grundrechte und Unionsbürgerschaft).



Die Workshop-Sprache wird Englisch sein.

Für weitere Informationen steht Ihnen Herr Pohle gerne zur Verfügung: joerg.pohle@hiig.de

In der Hoffnung auf eine positive Rückmeldung verbleibe ich
mit freundlichen Grüßen,

Cloud Computing and the EU Draft General Data Protection Regulation

Standards, Design Considerations, and Operations Recommendations for Privacy-friendly Cloud Computing

Berlin, 26 July 2013

Schedule

12:30 – 13:00:	Reception
13:00 – 13:15:	Welcome Address
13:15 – 14:45:	Session 1
14:45 – 15:00:	Coffee Break
15:00 – 16:30:	Session 2
16:30 – 16:45:	Coffee Break
16:45 – 18:15:	Session 3
18:15 – 18:30:	Closing
18:30 – 19:30:	Stand-up Reception

Background

Against the backdrop of an immensely increased dimension of data processing including the international flow of data in the last decade virtually all the relevant actors in the field have had to come to terms with the importance of privacy and data protection issues.

While everyone is aware of the fact that something has to be done in order to safeguard the privacy of Internet users, the question of how this end could be achieved by using what means remains open as much as it remains contested. Engineers in this respect need to know the underlying values, societal goals, and legal operationalizations of privacy and data protection, and their manifestation in legislation of which the EU Draft General Data Protection Regulation is one example of. Politicians/Practitioners on their part must understand the fundamental limits of any approach that intends to translate privacy and data protection goals into technical systems. Finally, lawyers need to understand the characteristics of technical standardization compared to traditional methods of law making.

The workshop aims at bringing together politicians, lawyers, and engineers for an interdisciplinary discussion in order to improve the mutual understanding of what is to be done, what principles apply, and what the technical limits of implementing privacy and data protection into ICT systems are.

Special emphasis will thereby be placed on the issue of cloud computing.

Workshop Style

Participants are requested to submit a position paper for the workshop. They are required to read all papers in preparation for the workshop.

The workshop will be structured as a series of working sessions. Each session will start with two or three short presentations by invited speakers. Presentations will provide relevant background information or controversial ideas worth discussing.

The workshop's main focus will be on the discussions. Discussions will be results-oriented.

Co-Hosts



Important Dates

Call for Participation issued:	22 May 2013
Deadline for position papers:	7 July 2013
Workshop agenda available:	14 July 2013

Workshop Agenda and Expected Outcome

Session 1: Societal goals and forms of legal operationalization

Moderator: Ingolf Pernice

The goal of the first session is to gain a specific understanding of what is privacy and data protection, and what the expectations of politicians and lawyers to technology, designers, and standard-developing organizations entail.

- What are the (individual and societal; philosophical, sociological, political) protection goals of privacy and data protection, from which meta norms they are derived from (freedom, dignity, autonomy, control etc.)? Which conflict of norms can be observed? What are sub-goals? (confidentiality, integrity, availability, transparency, non-linkability, intervenability etc.) and how are they pursued?
- What are the ends the Commission wants to achieve by its current draft GDPR? What are the underlying expectations lawmakers have towards ICT designers and manufacturers with respect to the technical implementation of privacy goals. What demands are lawmakers attaching to the processes of technical standard-setting?
- How have privacy and data protection goals been legally operationalized so far? (PII as legal reference object, process orientation, whitelist approach, weighting of interests etc.)
- What are the legal requirements for ICT systems? What are the legal demands put upon the process of formulating technical requirements? (openness, transparency, documentation, management etc.)
- How are legal privacy and data protection rules enforced?

Session 2: Technical standardization

Moderation: Jeanette Hofmann

This second session is supposed to contribute to a better understanding of the processes themselves as well as their underlying rationales. Attention will specifically be attached to existing approaches of technical privacy and data protection requirements. The aim of this session is thereby to reconcile the politicians' and lawyers' expectations concerning technical solutions with what is technically feasible.

- Who are the stakeholders? How is standardization organized? What are the processes? What is taken for granted in technical standards processes? How are these standards enforced?
- What are similarities and differences between standards for (protocol) designers and operational recommendations issued by standard-developing organizations (SDO) respectively?
- How came the IETF draft on Privacy Considerations for Internet Protocols into being? What are the characteristics of its approach? Are there further experiences with respect to standardization of technical privacy and data protection requirements?
- What are the major obstacles for standardization bodies concerning legal regulations and legal requirements, especially with regard to the area of privacy and data protection? How can they be addressed?

Session 3: Bridging the gap

Moderator: Claus Schaale

In order to link the general aspects mentioned above with specific cases "on the ground" the workshop will deal with the issue of cloud computing. The goal is thereby to discuss a set of recommendations concerning "operational privacy" or "privacy management" in this field.

- What is the Commission demanding from cloud computing providers and other stakeholders in the area of cloud computing with respect to privacy and data protection?
- What are the experiences with standardization in the area of cloud computing? (e.g. OpenStack Initiative)
- What are technically correct, lay-person-useful, and lawyer-useful recommendations for "operational privacy" (comparable to Opsec)?
- Is the "conventional approach" of ensuring compliance by certification (through third parties) still feasible in this field?