

A NOVICE DATA PROTECTION INSTRUMENT: THE GDPR CERTIFICATION

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Abstract.

The research aims to evaluate the functions of the newly introduced certification mechanism under Article 42 of the GDPR, and its capacity to promote the principle of accountability, which is envisaged as one of the main functions of the mechanism. There are many functions attributed to the data protection certifications (DPCs). With respect to IoTs and cloud computing, the DPCs can potentially increase transparency in data protection and therefore they can customer trust.

The operability of the certification mechanism as an appropriate safeguard in trans-border data flows is of significance. Although the new mechanism may function as an effective accountability tool not only in the context of US-EU data flows, but also in broader contexts, there are many flaws present in the current legislation which may clearly reduce the potential of the mechanism. My speech delves into the reasons why the current legislation may degrade the potential of the certification mechanism to promote accountability in trans-border data flows.

The research envisages to enlighten the participants on the importance, potential benefits, utilization and weaknesses of the GDPR certification.

Keywords: The GDPR, Data Protection Certification, EU Data Protection Law, Trans-border data flows, Principle of Accountability