

European Data Governance Forum

Privacy, Innovation, Surveillance: Which Ethical Framework for Europe?

UNESCO, Paris, 8 December 2014

PROGRAMME (DRAFT)

- 8:30-9:00 a.m.:** Registration of participants
- 9:00 a.m.:** Welcome speech by Irina BOKOVA, Director General of UNESCO
- Opening address by Manuel VALLS, Prime minister of the French Republic
- 9:45 a.m.:** Initiative introduction by Isabelle FALQUE-PIERROTIN, Chair of the Article 29 Working Party and CNIL Chair

9:45 a.m. - 11:15 a.m. - SESSION 1 - SETTING THE SCENE: PRIVACY AT THE HEART OF MAJOR INTERNATIONAL CHALLENGES

Moderator: Alexander DIX, Berlin Commissioner for Data Protection and Freedom of Information (Berliner Beauftragten für Datenschutz und Informationsfreiheit)

Description:

Personal data is at the heart of fierce competition between the digital economy giants, while the promises of “big data” challenge the main players of the traditional economy. The data infrastructure which they have built over the years has become a daily tool for the public authorities going beyond the framework of their actions regarding the fight against terror and serious crime. It generates the risk that this data may be used for different, incompatible or illegitimate purposes by all sorts of actors, whether they be public or private, national or foreign. This new phenomenon generates distrust among users of the corresponding services in question; consequently, new business models and alternative modes of communication appear and propose the guarantee of complete user anonymity. The convergence of these factors challenges the status quo of concepts such as: privacy, secrecy, trust, and sovereignty. It disrupts negotiations on strategic international agreements like those relating to Internet governance or international trade. Data protection stands at the junction of all these major international challenges. What are these challenges? Which values must be accentuated in the ongoing global debate on surveillance? What is Europe’s answer on these issues?

- **Ashkan SOLTANI**, Independent researcher and consultant on privacy, security, and behavioural economics, WASHINGTON POST
- **Stéphane RICHARD**, Chairman and CEO, ORANGE
- **Jean-François ABRAMATIC**, Research Director at INRIA, former W3C President (1996-2001)
- **Paul NEMITZ**, Director Fundamental Rights and Citizenship, European Commission

11:15 a.m. - 12:45 p.m. - SESSION 2 - CITIZENS BEHIND THE WHEEL: HOW TO IMPROVE THE IMPLEMENTATION OF DATA PROTECTION AND PRIVACY RIGHTS?

Moderator: Jose Luis RODRÍGUEZ ÁLVAREZ, Director of the Spanish Data Protection Agency (Agencia Española de Protección de Datos)

Description: *Citizens are growing weary of the risks attached to the mass-scale collection of their personal data, to the concentration of this data within a few major Internet companies and to the processing conditions which they feel they do not control. When finding themselves facing these giants alone, how may a single citizen challenge this stable state of play and impose change? Which role should the civil society play in this evolution? Do the data protection rights granted to individuals actually guarantee in practice the protection of their individual liberties, privacy, intimacy? How can the implementation of these rights be facilitated - whether legally, technically or politically – so that the citizen actually takes part in the shaping of a global data protection policy?*

- **Maximilian SCHREMS**, Europe versus Facebook
- **Simon DAVIES**, Founder of Privacy International, Editor of the blog “the Privacy Surgeon”, speaking for European Digital Rights (EDRi)
- **Deborah C. PEEL**, M.D., Founder & Chair, Patient Privacy Rights
- **Benjamin ANDRE**, Founder and CEO, Cozy Cloud

12:45 p.m. - CLOSING OF MORNING SESSIONS

1:00-2:00 p.m. - Lunch

2:00-3:30 p.m. - SESSION 3: PUBLIC AUTHORITIES, PRIVATE COMPANIES, PERSONAL DATA: WHICH FRAMEWORK FOR GLOBAL SURVEILLANCE?

Moderator: Jacob KOHNSTAMM, President of the Dutch Data Protection Authority (College Bescherming Persoonsgegevens)

Description: *The Snowden revelations have shed light on the massive surveillance carried out on individuals by international intelligence services by the means of data collected through digital services. It then appeared that the data infrastructure put in place by private actors for their commercial purposes has been used by public actors for other purposes. Without questioning the legitimacy of these purposes, how can one keep control of this infrastructure, which lays the grounds for the offering of services of all kinds, and avoid a degeneration towards a surveillance society on European citizens? Major draft texts are currently being negotiated in parliaments, specifically in Europe and in the United States, in hopes of striking a delicate balance between surveillance, security, privacy, and economic opportunity. How can one reach it? In which framework may public authorities have access to data retained by private companies, for which purposes and under which safeguards? How can foreign authorities have, on one hand, access to European citizens’ data and ensure, on the other, that their requests remain acceptable? Which should be the supervisory structure of such surveillance?*

- **Claude MORAES**, President of LIBE Committee, European Parliament
- **Jean-Jacques URVOAS**, President of the Legislative Committee, Chair of the Parliamentary Commission on the Supervision of Intelligence Services, French National Assembly
- **A Member of the US Senate (tbc)**-
- **Marissa MAYER**, CEO of Yahoo!, Inc.
- **Pavel MAYER**, CEO Hoccer GmbH, Net Activist, Member of Berlin House of Representatives and of the Commission for the Supervision of Berlin Intelligence Services

3:30-5:00 p.m. - SESSION 4 – INNOVATION AND TECHNOLOGY, ESSENTIAL TOOLS IN PROTECT PRIVACY

Moderator: Christopher GRAHAM, UK Information Commissioner

Description: Everyday, innovative technologies emerge with new, sophisticated data collection capabilities rendering the protection of users' privacy and the ensuring of data security increasingly important. Privacy is not only a matter for lawyers and regulators: technology has become *key* to the protection of individuals. How does the industry adapt to the user's growing expectations on privacy? Are privacy-based business models viable? How can the respect for fundamental rights become a competitive asset on the markets?

- **Thierry BRETON**, President & CEO, Group ATOS
- **Jane HORVATH**, Director of Global Privacy, Apple
- **Nuala O'CONNOR KELLY**, CEO of the Center for Democracy and Technology (CDT)
- **Wendy SELTZER**, Policy Counsel at World Wide Web Consortium (W3C), Director of the TOR Project, Fellow at Harvard's Berkman Center for Internet & Society
- **Robert E.G. BEENS**, President & CEO, IXQUICK and STARTPAGE NV

5:00 p.m. – ADOPTION AND SIGNATURE OF THE DECLARATION

- Presentation of the initiative by **Isabelle FALQUE-PIERROTIN**
- Signature of the declaration by the **European Data Protection Authorities**

5:30 p.m. – CLOSING OF AFTERNOON SESSIONS

Speech by Martin SCHULZ, President of the European Parliament

6:00 p.m. – END OF CONFERENCE