

Comments to the draft of EDPB-Guidelines 7/2022 on certification as a tool for transfers

I. Introduction

On 30 June 2022, the draft of „*Guidelines 7/2022 on certification as a tool for transfers*“ was submitted by the European Data Protection Board (EDPB) for public consultation. This document constitutes the contribution of dacuro GmbH to this process. The suggestions below refer to the paragraphs (further as “para.“ or „paras.“) of the draft.

II. Suggestions

- **Paras. 20 - 23:** Paras. 20 -23 includes the description of matters to be checked by the data exporter regarding the data importer's certification before the intended data processing. Our suggestion would be to attach a checklist including the issues mentioned in paras. 20 - 23 as an annex to these guidelines..
- **Para. 26:** We would suggest that the supervisory authorities should publish a list of accredited certification entities on their homepages (for example: the Data Protection Authority of North Rhine-Westphalia announced on its homepage in September 2022 the accreditation of the first entity in Germany competent for the monitoring of compliance with a code of conduct under art. 40 GDPR – see link: <https://www.ldi.nrw.de/ldi-nrw-akkreditiert-erste-ueberwachungsstelle-fuer-verhaltensregeln>).