

# BLOCKCHAIN-WORKSHOP

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News from courts and  
data protection authorities  
that might affect blockchains

## Current situation about Blockchain

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- > much information about financial regulation of Blockchain
- > little information regarding data protection issues
- > problems are discussed by international experts
- > most DPAs have not commented on Blockchain Technology

# European Data Protection Board

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## European Court of Justice (ECJ)

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- > judgment regarding joint controllership issued 06/2018 (C-210/16 - “Facebook”)
- > relevant for Blockchain Technologies to solve the questions about processors and controllers
- > responsibility between joint controllers does not need to be equal according to ECJ

## EU Blockchain Observatory & Forum

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### Purposes and tasks of the Observatory:

- > mapping existing key initiatives in Europe and beyond
- > monitoring developments and analysing trends
- > addressing emerging legal and regulatory issues
- > inspiring common actions across Europe

## French Data Protection Authority (CNIL)

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- > who creates and controls a *permissioned blockchain* can be a controller
- > controller of transactions on a *public blockchain* can be the holder of the private key of this transaction
- > users of a *public blockchain* can be controllers
- > node operators are processors

## Federal Council of Switzerland

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Paper about legal regulation regarding DLT and Blockchain with focus on the financial sector issued 12/2018:

- > Privacy aspects of Blockchain
- > Register on the Blockchain
- > Smart Contracts



Der Bundesbeauftragte  
für den Datenschutz und  
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Erscheinungsjahr

### 0 Ergebnisse gefunden

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Meinten Sie: **blocking**

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## Germany

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- > growing awareness of the relevance of Blockchain for administrative procedures
- > Discussions about the use of blockchain technology in public administration
- > Development of a Blockchain strategy by German Government until summer 2019

## Austrian Data Protection Authority (DSB)

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Decision of DSB issued 12/2018 (not about Blockchain):

- > anonymisation can equal deletion of personal data
- > precondition: no *current* way to reverse the process
- > speculations on future technological developments      not necessary!

# Hungarian National Authority for Data Protection and Freedom of Information (NAIH)

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Opinion on Blockchain Technology in the Context of Data Protection issued 01/2019 by the NAIH:

- > paper based on Hungarian Privacy Act (2011)
- > same questions regarding data protection law
- > more questions than opinions!