

**2019-219**

09.10.2019

## Written procedure

**From:** Chairperson of the Management Board  
**To:** Management Board  
**Prev. Doc:** 2019-185, 2019-186, 2019-185 REV1, 2019-218  
**Subject:** Note to complete the written procedure for a decision of the Management Board to adopt implementing rules concerning the Data Protection Officer pursuant to Article 45(3) of Regulation (EU) 2018/1725 on the protection of natural persons with regard to the processing of personal data by the Union institutions, bodies, offices and agencies and on the free movement of such data, and repealing Regulation (EC) No 45/2001 and Decision No 1247/2002/EC

Regulation (EU) 2018/1725 sets out the principles and rules applicable to all Union institutions, bodies, offices and agencies and provides for the appointment by each institution and body of a Data Protection Officer. Article 45(3) of the same regulation requires that further implementing rules concerning the Data Protection Officer shall be adopted by each Union institution or body. The implementing rules shall in particular concern the tasks, duties and powers of the Data Protection Officer.

Pursuant to Article 35(2) of the eu-LISA Regulation (EU) 2018/1726, the Management Board shall adopt measures for the application of Regulation (EU) 2018/1725 by the Agency, including measures concerning the data protection officer.

On 4 October 2019, a written procedure was re-launched for a decision of the Management Board to adopt implementing rules concerning the Data Protection Officer pursuant to Article 45(3) of Regulation (EU) 2018/1725 on the protection of natural persons with regard to the processing of personal data by the Union institutions, bodies, offices and agencies and on the free movement of such data, and repealing Regulation (EC) No 45/2001 and Decision No 1247/2002/EC (*document 2019-185 REV 1*).

By the deadline of the written procedure on 9 October 2019, no objections were received from members with the right to vote.

Therefore, in accordance with the provisions of Article 8 of the Agency's Rules of Procedure, the Management Board adopts the following decision by written procedure:

***The Management Board decides to adopt the implementing rules concerning the Data Protection Officer pursuant to Article 45(3) of Regulation (EU) 2018/1725 on the protection of natural persons with regard to the processing of personal data by the Union institutions, bodies, offices and agencies and on the free movement of such data, and repealing Regulation (EC) No 45/2001 and Decision No 1247/2002/EC, as set out in document 2019-185 REV 1***

Zsolt Szolnoki

Chairperson of the Management Board