



Council of the
European Union

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LIMITE

**DATAPROTECT 189
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DAPIX 190
FREMP 233
COMIX 683
CODEC 2549**

NOTE

From: Presidency
To: JHA Counsellors (DAPIX)

Subject: Proposal for a Regulation of the European Parliament and of the Council on the protection of individuals with regard to the processing of personal data and on the free movement of such data (General Data Protection Regulation)
- Chapter II

Delegations find attached Presidency suggestions for additions to Chapter III in order to clarify guarantees regarding further processing and consent.

Article 14 (1)

Information to be provided where the data are collected from the data subject

- (b) the purposes of the processing for which the personal data are intended, **including any change of further processing in accordance with Article 6(4);**

New additional point ea) in Article 14 (1a):

- (ea) where the processing is based on point (a) of Article 6(1), the existence of the right to withdraw consent at any time, without affecting the lawfulness of processing based on consent before its withdrawal;**

Article 14 a (1)

**Information to be provided where the data have not been obtained
from the data subject**

- (b) the purposes of the processing for which the personal data are intended, **including any change of further processing in accordance with Article 6(4);**

New additional point ea) in Article 14,a (1a):

- (ea) where the processing is based on point (a) of Article 6(1), the existence of the right to withdraw consent at any time, without affecting the lawfulness of processing based on consent before its withdrawal;**

Article 19
Right to object

1aa. Where the controller, on the basis on point (f) of Article 6(1), intends to proceed to further processing for purposes incompatible with the one for which the data were collected, the possibility of the right to object shall be brought explicitly to the attention of the data subject data subject); the personal data shall no longer be processed unless the controller demonstrates that the legitimate grounds for the processing override the interests of the data subject.
