



## 44th Closed Session of the Global Privacy Assembly (GPA)

### SPONSORS:

- Personal Data Protection Service of Georgia.
- National Institute for Transparency, Access to Information and Personal Data Protection (INAI), Mexico.
- The Information Commissioner's Office (ICO), United Kingdom.

### CO-SPONSORS:

- Office of the Privacy Commissioner of Bermuda.
- Morocco-National Commission for the Protection of Personal Data Protection.
- Nacional Privacy Commission of the Philippines (NPC).
- Personal Information Protection Commission (PIPC), Korea.
- Regulatory and Control Unit of Personal Data, Uruguay.

### RECALLING THAT:

- At the 40<sup>th</sup> Conference in 2018, the Closed Session mandated<sup>1</sup> the Working Group on the Future of the Conference (FOTC) to prepare, in close cooperation with and by regularly reporting to the Executive Committee, the necessary changes to the GPA Rules & Procedures, including formalising the role and structure of the Secretariat, whether it is provided by one or more authorities and the establishment of membership fees; a Scope of Work for the Secretariat; consult members on a final fee structure; collect the necessary information from members to determine which fee group they are in; call for a volunteer authority (or authorities) willing to host the Secretariat; and, determine the most practical way to collect membership fees.
- At the 43rd Conference, the Closed Session approved the amendments to the Rules and Procedures for the new Secretariat and agreed in principle to the proposed

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<sup>1</sup> Page 8: RESOLUTION ON A ROADMAP ON THE FUTURE OF THE INTERNATIONAL CONFERENCE - [https://globalprivacyassembly.org/wp-content/uploads/2018/10/20180922\\_ICDPPC-40th\\_Resolution-on-a-roadmap-on-the-future-of-the-Conference\\_Adopted.pdf](https://globalprivacyassembly.org/wp-content/uploads/2018/10/20180922_ICDPPC-40th_Resolution-on-a-roadmap-on-the-future-of-the-Conference_Adopted.pdf)



membership fee structure model, as well as the timeline developed and proposed by the FOTC WG to establish the Road Map to achieve the Funded Secretariat in Practice.

- The FOTC WG was dissolved in October 2021, after completing its mandate.
- The 43<sup>rd</sup> Closed Session Resolution on the Future of the Conference and the Secretariat mandated the next Executive Committee, led by the next GPA Chair, to establish a Secretariat Selection Committee to develop further modalities for the collection of fees and to recommend a Secretariat Host candidate.
- In the first semester of 2022, the GPA Secretariat Selection Committee was formed, comprising the Personal Data Protection Service of Georgia; the National Institute for Transparency, Access to Information and Personal Data Protection of Mexico (INAI) and the Information Commissioner's Office (ICO), United Kingdom with support from the GPA Secretariat.
- The Covid-19 pandemic has demonstrated the extended reach that the GPA is now achieving, and the Assembly is now more than ever supporting development of shared positions on global issues and providing capacity building for all. This requires a stable Secretariat that can further support the GPA's growing global influence and vision.
- The GPA membership has been extensively consulted via written procedure and engagement with members through regional networks in 2021 on the final indicative fee-funded model, and this consultation has concluded a majority of members in favour of the agreed model, adopting by consensus the resolution containing the model.

#### RECOGNIZING THAT:

- As the Assembly continues to modernise, develop its policy approach, and grow in global influence, establishment of a funded and stable Secretariat remains a priority to support the Executive Committee and membership in keeping pace with this change.
- The sensitivity and importance of transitioning to a funded Secretariat calls for meticulous preparation work to ensure the development of the fee-funded model approved at the 43<sup>rd</sup> Closed Session is structurally sound, sustainable, and fair.
- Due to unforeseen circumstances, the GPA Secretariat Selection Committee, as mandated by the GPA Executive Committee, was unable to progress agreed work at the pace outlined in the Road Map agreed in the Resolution on Future of the Conference and the Secretariat. An amended timeline, extended by up to twelve months, is necessary to ensure that the GPA's modernisation, as agreed by the Annual Meeting, does not lose momentum.



THE 44TH ASSEMBLY THEREFORE RESOLVES TO:

- Approve the proposed amendments to the timeline to establish the Road Map to achieve the Funded Secretariat in Practice (2022-2026), as outlined in the Annex 1
- Mandate the Executive Committee, with the support of the established Secretariat Selection Committee, to work within the approved amended timeline, as outlined in Annex 1, and to recommend a Secretariat Host authority to the 45th Closed Session.

## **ANNEX**

### **Annex 1. Amended Road Map for a Funded Secretariat**

#### **Background**

The work on a funded Secretariat has its roots in the Resolution on a roadmap for the future of the Conference adopted at the 40th Annual Meeting (2018). The Resolution directed the FOTC WG to carry out five workstreams, highlighting the workstream to establish plans for the development of a funded, stable Secretariat, in place for renewable terms of three years or more, and for the establishment of membership fees and its modalities.

At the 43rd Global Privacy Assembly, it was agreed to adopt, in principle the indicative fee-funded model, through which the model proposes tiers of contributions, but reserved that any proposal for exact fees to be paid be decided later, and in accordance with the proposed Resolution annex.

Also, at the 43rd Annual Meeting, the Closed Session resolved to keep the Secretariat unified with the Chair for the full two-year term 2021-2023. The Chair and Secretariat 2021-2023 were given responsibility for any final preparations to develop the proposed approach and ensure a smooth hand over to a funded Secretariat.

Likewise, the proposed timeline was approved at the Closed Session 2021 to establish the Action Plan to achieve a Funded Secretariat in Practice (2021-2023).

However, to realise that innovative and progressive approach foreseen by the Assembly that allows the responsibilities of the Secretariat to be in the hands of a diversity of



authorities and benefit the global work of the GPA, an amended timeline has been developed in 2022 to achieve this objective.

Therefore, this document presents the amended timeline, which has been [approved] by the GPA Executive Committee on necessary actions to achieve a funded and stable Secretariat in support of the intent to modernise the Assembly, following on from the Resolution on the Future of the Conference and the Secretariat proposed at the 43rd Annual Meeting.

### **Road Map**

The term of the current Chair and Secretariat (National Institute for Transparency, Access to Information and Personal Data Protection of Mexico (INAI)) ends in the Closed Session in 2023, in which case they could be re-elected to constitute a new Chair and Secretariat for a further two years. To provide stability during the proposed transformation of the Chair and Secretariat, the Chair and Secretariat will remain unified between 2021-2023 Closed Sessions and will represent a bridge to the new model.

The Resolution on the Future of the Conference, approved at the 43<sup>rd</sup> Annual Meeting, is now in its implementation stages through the current Chair and Secretariat, supported by the Secretariat Selection Committee.



## **ANNEX**

### **Annex 1. Amended Road Map for a Funded Secretariat**

#### **Background**

This document sets out an amended timeline on necessary actions to achieve a funded and stable Secretariat in support of the intent to modernise the Assembly following on from the Resolution on the Future of the Conference and the Secretariat proposed at the 43rd Annual Meeting.

#### **43rd Closed Session**

At the 43rd Annual Meeting, the Closed Session resolved to keep the Secretariat unified with the Chair for the full two-year term 2021-2023. During this period, the Chair will direct the Secretariat to make any final preparations to develop the proposed approach and ensure a smooth hand over to a funded Secretariat.

#### **Road Map**

The term of the current Chair and Secretariat (National Institute for Transparency, Access to Information and Personal Data Protection of Mexico (INAI)) ends in the Closed Session in 2023, in which case they could be re-elected to constitute a new Chair and Secretariat for a further two years. To provide stability during the proposed transformation of the Chair and Secretariat, the Chair and Secretariat will remain unified between 2021-2023 Closed Sessions and will represent a bridge to the new model.

The Resolution on the Future of the Conference, approved at the 43<sup>rd</sup> Annual Meeting, is now in its implementation stages through the current Chair and Secretariat, supported by the Secretariat Selection Committee.



- October 2022** GPA Membership is presented with the new timeline and with the draft Request for Proposal documents (draft Secretariat Host Authority application pack) for final review by Members. Amended Timeline Resolution is approved at the 44<sup>th</sup> Closed Session.
- November 2022** Secretariat Selection Committee makes any amendments requested by the 44<sup>th</sup> Closed Session and presents the final Request for Proposal documents to the GPA Executive Committee. ExCo approves Request for Proposal Documents (Secretariat Host Authority application pack). The Secretariat Selection Committee circulates Request for Proposals to the GPA membership, thereby opening the application window.
- January 2023** The Selection Committee holds drop-in sessions to answer queries from interested applicant authorities.
- February 2023** Request for Proposals submissions deadline. The Secretariat Selection Committee, on behalf of the Executive Committee begins proposals review.
- March - April 2023** Secretariat Selection Committee reviews proposals. Members take into consideration an estimate amount based on the tiers presented during the 44<sup>th</sup> Global Privacy Assembly to allocate in their budget submission to Parliament/Congress.
- May 2023** Secretariat Selection Committee makes a recommendation to ExCo on Secretariat designate.
- June 2023** Executive Committee approves candidate. ExCo informs selected candidate. Selected candidate finalises remaining work with ExCo



- Early July 2023** Secretariat Host authority designate and funding model and fees to be applied to each GPA Member are announced to GPA membership in accordance with GPA Rules & Procedures.
- Late August 2023** Fee collection begins
- October 2023** GPA appoints Chair for 2023-2025. Appointed Chair runs both Chair and Secretariat combined for one year (twelve months).
- November 2023** The newly appointed Secretariat submits first financial (quarterly) report to ExCo.
- October 2024** The appointed Secretariat will present its financial report at the Closed Session and evidence that the membership fees have been collected. The Closed Session approves the candidate authority and agrees to start the funded Secretariat with immediate effect. if all conditions have been met.
- October 2025** The Closed Session could review the process and outcomes so far and agree to make any adjustments as appropriate. Annual assessments from the Secretariat and progress updates are presented to the Closed Session. The Executive Committee repeats the Secretariat Selection Committee assessment process outlined above if a change in Secretariat is required. The process to appoint a funded Secretariat would repeat at the mid-point of any extant Secretariat's term, following the steps above.
- October 2028** This would represent the four-year point of the new model's operation, and the maximum tenure of the first funded secretariat. If not fully reviewed before this point, a full review of the funded Secretariat approach would be helpful to ensure the approach is continuing to meet the GPA's needs.