

Latest updates from [The Office of the Data Protection Authority](#)

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*Excellence through ethics*

Thank you for subscribing to our monthly newsletter – in this issue:

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## **Message from the Commissioner**

Welcome to newsletter #29. In May we launched [Project Bijou](#), a social initiative to improve awareness and understanding of the importance of protecting data in our community. One of the starting points of the project has been a sharing of different stories, thoughts and perspectives. It is an initiative that costs nothing more than time – the time of all those who provided such a rich array of contributions for the launch week ([find them here](#)) and the time of those who got involved and continue to get involved in broadening their understanding of and engagement with the role of data protection in all areas of our lives. And it is worth reflecting on how time often has a value beyond money so taking time to reflect on something, in this case the importance of data, can make a big difference to us individually and collectively. Individually, it can help us navigate the increasingly complex digital environment and collectively it can work to encourage a reinforcement of our culture and values. In our aim to embed the ethical use of our personal data into all areas of society, it is culture change that has the potential to have real and lasting impact.



So, with Project Bijou, we want to encourage everyone in the community to take a moment to think a little more than they may otherwise about how important data is for all of us. As citizens we need to better understand how data about us is being collected and created and how that may impact our lives. As employees we need to understand how important good data governance is in building a trusted and successful business, regardless of sector.

There is a risk that when looking at compliance with a particular law, the focus is on the law enforcer. But the laws we have in place in our jurisdiction are put there by those we vote into government to

represent us. They put legislation in place for a number of reasons and in the case of data protection, the law requires personal data to be treated properly, so protects all of us as citizens and it also ensures the Bailiwick remains a trusted jurisdiction for business.

There are a number of areas of ODPa activities where we have little or no discretion around our statutory duties, such as dealing with complaints. In all such cases, we will do so in a consistent and impartial manner and in compliance with the clear statutory boundaries of the law itself. There are also a number of tasks the law sets us including supporting better awareness and understanding of the legislation to help both individuals and organisations. These are, by definition, things that are less prescriptive and therefore require us to be adaptive, creative and responsive when we try to deliver them. The launch of Project Bijou sits alongside our existing work programme to deliver on our [communications strategy](#) with the aim of offering our community [meaningful and practical help and support](#).

Even if it is just a few minutes, please take some time to [find out a bit more about the role of data in your own life](#). In not allowing the conversation to be neglected (and therefore at risk of being hijacked by others) we want to encourage a sense of engagement, ownership and empowerment. That way we can continue to look after our own interests, the interests of others and the interests of our economy.

- Emma Martins

Data Protection Commissioner

### **Free support, public engagement, and advice**

We know the data protection landscape can seem difficult to navigate sometimes, and we are here to help. We regularly publish guidance and resources to support all organisations in their own approach to compliance with our local data protection law. You can access our broad range of online resources and guidance via the links below:

#### **Support and Advice:**

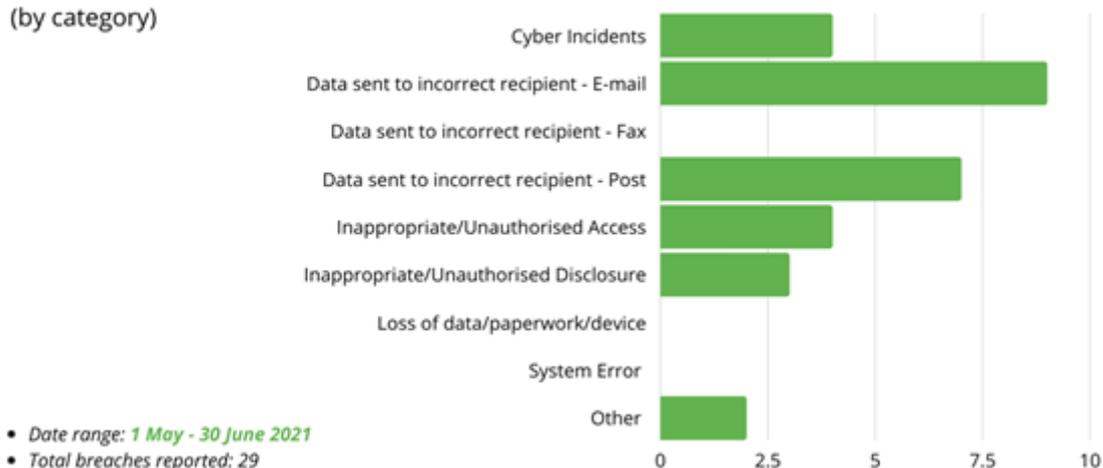
- [Fortnightly drop-ins](#)
- [Study Visits](#)
- [Events](#) (view [recordings of past events here](#)) **UPDATE:** in order to reach the widest possible audience, for the remainder of 2021, we will be releasing pre-recorded videos of the content we would have covered in our live events.
- [Podcasts](#)
- [Information Hub](#)
- Bi-monthly [breach statistics](#)
- [Newsletters](#)

#### **Public engagement:**

- [Schools programme](#)
- [Project Bijou](#)

## Number of personal data breaches reported to ODPa

(by category)



### Latest statistics of personal data breaches published

We have published the latest bi-monthly statistics of breaches reported to us: [‘Effective, successful and trusted’ organisations benefit from considered breach response](#)

### Why does the ODPa publish breach statistics?

We have published statistics of breach reports we receive, every 2 months since October 2018. Publishing this information allows everyone to benefit from a better understanding of how and why breaches happen and how they can be avoided in future.

[View statistics from October 2018 - present](#)

### Action we've taken

Since our last newsletter, the Data Protection Authority's section 64 Committee has issued the following public statement on recent enforcement actions:

- [Reprimand and warning issued to The States of Alderney](#) (24 June 2021)

## Update on Data Transfers



We have published updated information on changes around the legal issues involved when transferring people's data outside of the Bailiwick. This is a highly complicated area, so we recommend you read this overview: [Transferring people's data outside the Bailiwick](#), before turning your attention to the technical updates below if necessary.

Technical updates:

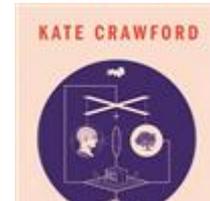
- [International Data Transfers](#)
- [The European Commission's new Standard Contractual Clauses](#)

We know that you may have questions about your specific circumstances, we would encourage you to discuss this issue with your IT provider/support or you can [Contact Us](#) for further information.

### Suggested reading:

Each month our commissioner provides suggested reading to help you make sense of and safely navigate our data-driven society.

This month's choice is: *Atlas of AI: Power, Politics, and the Planetary Costs of Artificial Intelligence* by Kate Crawford.



Kate Crawford is a Senior Principal Researcher at Microsoft Research Lab in New York, the Inaugural Visiting Chair of AI and Justice at the École Normale Supérieure in Paris, and the Miegunyah Distinguished Visiting Fellow at the University of Melbourne. She co-founded the AI Now Institute at New York University and leads the Foundations of Machine Learning international working group. That is a very impressive CV and Crawford's wide experience and the ease with which she navigates, both intellectually and emotionally, the complex world of artificial intelligence makes the book illuminating and engaging. Drawing on real world examples, beyond discussions of code and algorithms, she explores artificial intelligence through the lenses of science, technology, law and politics. As indicated in the book's title, she uses a cartographic approach, explaining to us that "*maps, at their best, offer us a compendium of open path-ways – shared ways of knowing – that can be mixed and combined to make new interconnections. There are also maps of domination...where territory is carved along fault lines of power...*". Crawford offers her deep understanding of, and desire to shine a light on, the "shifting tectonics of (AI) power" to the reader in a challenging yet accessible way. It is a tremendous gift of any expert to include rather than alienate the reader and Crawford does that beautifully. The conversation is inclusive, not exclusive which is exactly what it needs to be.

*"The calls for labor, climate and data justice are at their most powerful when they are united."*

Please review what newsletters you want from us



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