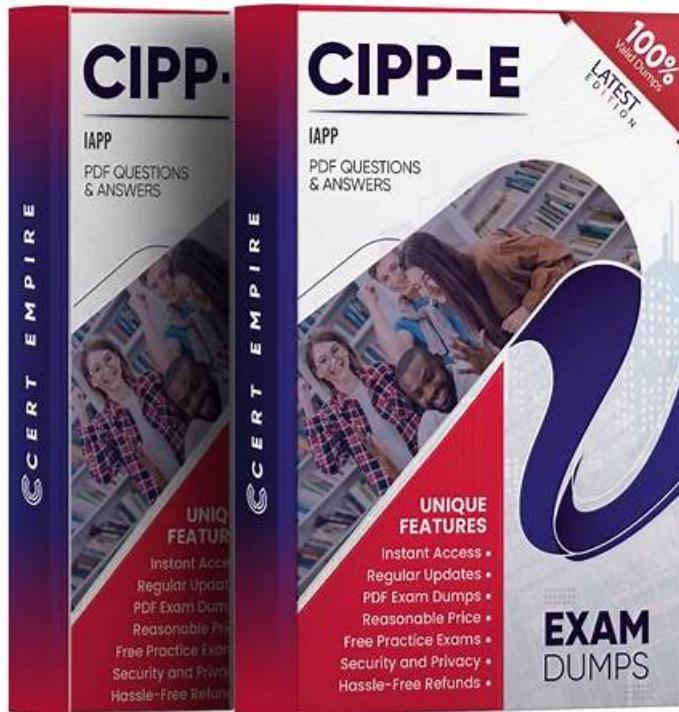


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IAPP Certified Information Privacy Professional/Europe (CIPP/E) Sample Questions (Q134-Q139):

NEW QUESTION # 134

Which of the following is NOT considered a fair processing practice in relation to the transparency principle?

- A. Providing a "just-in-time" contextual pop-up privacy notice, in an online application from field.
- B. Providing a QR code linking to more detailed privacy notice, in a CCTV sign.
- **C. Providing a multi-layered privacy notice, in a website environment.**
- D. Providing a hyperlink to the organization's home page, in a hard copy application form.

Answer: C

NEW QUESTION # 135

Which GDPR principle would a Spanish employer most likely depend upon to annually send the personal data of its employees to the national tax authority?

- **A. The legal obligation of the employer.**
- B. The protection of the vital interest of the employees.
- C. The legitimate interest of the public administration.
- D. The consent of the employees.

Answer: A

Explanation:

According to Article 6 of the GDPR, the processing of personal data is only lawful if and to the extent that at least one of the following applies:

the data subject has given consent to the processing of his or her personal data for one or more specific purposes; processing is necessary for the performance of a contract to which the data subject is party or in order to take steps at the request of the data subject prior to entering into a contract; processing is necessary for compliance with a legal obligation to which the controller is subject; processing is necessary in order to protect the vital interests of the data subject or of another natural person; processing is necessary for the performance of a task carried out in the public interest or in the exercise of official authority vested in the controller; processing is necessary for the purposes of the legitimate interests pursued by the controller or by a third party, except where such interests are overridden by the interests or fundamental rights and freedoms of the data subject which require protection of personal data, in particular where the data subject is a child.

In this case, the Spanish employer would most likely depend on the legal obligation of the employer as the lawful basis for sending the personal data of its employees to the national tax authority. This is because the employer is subject to the tax laws and regulations of Spain, which require the employer to report the income and deductions of its employees to the tax authority on an annual basis. The employer must comply with this legal obligation, and the processing of the employees' personal data is necessary for this purpose. The employer does not need to obtain the consent of the employees, as consent is not a valid basis for processing personal data where there is a clear imbalance between the data subject and the controller, such as in the context of employment. The employer also does not need to rely on the legitimate interest of the public administration, as this is not a specific purpose for which the employer is processing the personal data, but rather a general interest that may be served by the tax authority. The employer also does not need to invoke the protection of the vital interest of the employees, as this basis only applies in situations where the processing is necessary to protect someone's life, such as in a medical emergency. Reference: Article 6 GDPR - Lawfulness of processing - General Data Protection Regulation (GDPR), Lawful basis for processing | ICO, Legal obligation as a lawful basis for processing personal data under the GDPR, [Consent in the employment context | ICO], [Vital interests | ICO]

NEW QUESTION # 136

According to Art 23 GDPR, which of the following data subject rights can NOT be restricted?

- A. Right to erasure ("Right to be forgotten").
- B. Right not to be subject to automated individual decision-making
- **C. Right to restriction of processing.**
- D. Right to lodge a complaint with a supervisory authority.

Answer: C

NEW QUESTION # 137

Which of the following is an accurate statement regarding the "one-stop-shop" mechanism of the GDPR?

- A. It gives competence to the lead supervisory authority to address privacy issues derived from processes carried out by public authorities established in different countries.
- B. **It allows supervisory authorities concerned (other than the lead supervisory authority) to act against organizations in exceptional cases even if they do not have any type of establishment in the Member State of the respective authority.**
- C. It applies only to direct enforcement of data protection supervisory authorities (e.g. finding a breach), but not to initiating or engaging in court proceedings
- D. It can result in several lead supervisory authorities in the EU assuming competence over the same data processing activities of an organization.

Answer: B

NEW QUESTION # 138

What must a data controller do in order to make personal data pseudonymous?

- A. Use the data only in aggregated form for research purposes.
- B. Encrypt the data in order to prevent any unauthorized access or modification.
- C. **Separately hold any information that would allow linking the data to the data subject.**
- D. Remove all indirect data identifiers and dispose of them securely.

Answer: C

Explanation:

Pseudonymisation is a method that allows you to switch the original data set (for example, e-mail or a name) with an alias or pseudonym, or, in other words, a value which does not allow the individual to be directly identified¹. It is a reversible process that de-identifies data but allows the re-identification later on if necessary¹. This is a well-known data management technique highly recommended by the General Data Protection Regulation (GDPR) as one of the data protection methods². To make personal data pseudonymous, a data controller must separately hold any information that would allow linking the data to the data subject, such as a key or a code, and ensure that this information is kept securely and subject to technical and organisational measures to prevent unauthorised access or re-identification²³. The other options are not correct, as they either describe other data protection methods, such as encryption or anonymisation, or do not meet the definition of pseudonymisation under the GDPR. Reference:

Pseudonymization according to the GDPR, Pseudonymisation - Wikipedia, Anonymisation and pseudonymisation | Data Protection Commissioner

NEW QUESTION # 139

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