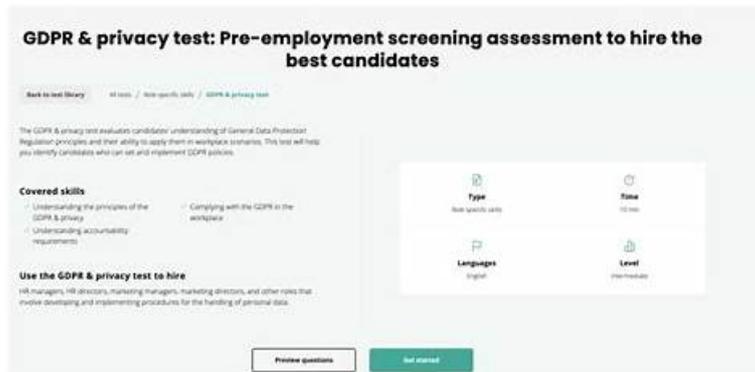


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PECB GDPR Exam Syllabus Topics:

Topic	Details
Topic 1	<ul style="list-style-type: none"> Technical and organizational measures for data protection: This section of the exam measures the skills of IT Security Specialists and covers the implementation of technical and organizational safeguards to protect personal data. It evaluates the ability to apply encryption, pseudonymization, and access controls, as well as the establishment of security policies, risk assessments, and incident response plans to enhance data protection and mitigate risks.
Topic 2	<ul style="list-style-type: none"> Roles and responsibilities of accountable parties for GDPR compliance: This section of the exam measures the skills of Compliance Managers and covers the responsibilities of various stakeholders, such as data controllers, data processors, and supervisory authorities, in ensuring GDPR compliance. It assesses knowledge of accountability frameworks, documentation requirements, and reporting obligations necessary to maintain compliance with regulatory standards.
Topic 3	<ul style="list-style-type: none"> This section of the exam measures the skills of Data Protection Officers and covers fundamental concepts of data protection, key principles of GDPR, and the legal framework governing data privacy. It evaluates the understanding of compliance measures required to meet regulatory standards, including data processing principles, consent management, and individuals' rights under GDPR.
Topic 4	<ul style="list-style-type: none"> Data protection concepts: General Data Protection Regulation (GDPR), and compliance measures

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PECB Certified Data Protection Officer Sample Questions (Q71-Q76):

NEW QUESTION # 71

Scenario:

A financial institution collects biometric data of its clients, such as face recognition, to support a payment authentication process that they recently developed. The institution ensures that data subjects provide explicit consent for the processing of their biometric data for this specific purpose.

Question:

Based on this scenario, should the DPO advise the organization to conduct a DPIA (Data Protection Impact Assessment)?

- A. Yes, but only if the biometric data is stored for more than five years.
- B. No, because explicit consent has already been obtained from the data subjects.
- **C. Yes, because biometric data is considered special category personal data, and its processing is likely to involve high risk.**
- D. No, because DPIAs are only required when processing personal data on a large scale, which is not specified in this case.

Answer: C

Explanation:

Under Article 35(3)(b) of GDPR, a DPIA is mandatory for processing that involves large-scale processing of special category data, including biometric data. Even if explicit consent is obtained, the risks associated with biometric processing require further evaluation.

* Option A is correct because biometric data processing poses high risks to fundamental rights and freedoms, necessitating a DPIA.

* Option B is incorrect because obtaining consent does not eliminate the requirement to conduct a DPIA.

* Option C is incorrect because DPIAs are required for biometric processing regardless of scale if risks are present.

* Option D is incorrect because storage duration is not a determining factor for DPIA requirements.

References:

* GDPR Article 35(3)(b) (DPIA requirement for special category data)

* Recital 91 (Processing biometric data requires special safeguards)

NEW QUESTION # 72

Scenario 3:

COR Bank is an international banking group that operates in 31 countries. It was formed as the merger of two well-known investment banks in Germany. Their two main fields of business are retail and investment banking. COR Bank provides innovative solutions for services such as payments, cash management, savings, protection insurance, and real-estate services. COR Bank has a large number of clients and transactions.

Therefore, they process large information, including clients' personal data. Some of the data from the application processes of COR Bank, including archived data, is operated by Tibko, an IT services company located in Canada. To ensure compliance with the GDPR, COR Bank and Tibko have reached a data processing agreement. Based on the agreement, the purpose and conditions of data processing are determined by COR Bank. However, Tibko is allowed to make technical decisions for storing the data based on its own expertise. COR Bank aims to remain a trustworthy bank and a long-term partner for its clients. Therefore, they devote special attention to legal compliance. They started the implementation process of a GDPR compliance program in 2018. The first step was to analyze the existing resources and procedures. Lisa was appointed as the data protection officer (DPO). Being the information security manager of COR Bank for many years, Lisa had knowledge of the organization's core activities. She was previously involved in most of the processes related to information systems management and data protection. Lisa played a key role in achieving compliance to the GDPR by advising the company regarding data protection obligations and creating a data protection strategy. After obtaining evidence of the existing data protection policy, Lisa proposed to adapt the policy to specific requirements of GDPR. Then, Lisa implemented the updates of the policy within COR Bank. To ensure consistency between processes of different departments within the organization, Lisa has constantly communicated with all heads of GDPR. Then, Lisa implemented the updates of the policy within COR Bank. To ensure consistency between processes of different departments within the organization, Lisa has constantly communicated with all heads of departments. As the DPO, she had access to several departments, including HR and Accounting Department. This assured the organization that there was a continuous cooperation between them. The activities of some departments within COR Bank are closely related to data protection. Therefore, considering their expertise, Lisa was advised from the top management to take orders from the heads of those departments when taking decisions related to their field. Based on this scenario, answer the following question:

Question:

Based on scenario 3, Lisa was advised to take orders from the heads of other departments. Is this acceptable under GDPR?

- **A. No, the organization should not influence, nor put pressure on the DPO for any decision taken.**
- B. Yes, only heads of departments within a financial institution are allowed to give orders to the DPO.
- C. Yes, the DPO shall take instructions and tasks from employee members if required by the organization.
- D. Yes, the DPO is responsible for following management directives while ensuring GDPR compliance.

Answer: A

Explanation:

Under Article 38(3) of GDPR, the DPO must operate independently, without receiving instructions regarding the execution of their tasks. A DPO should not be pressured or influenced by the organization when assessing data protection compliance.

- * Option C is correct because GDPR explicitly states that DPOs must act independently.
- * Option A is incorrect because no department heads should interfere with the DPO's decisions.
- * Option B is incorrect because DPOs should not take orders on GDPR matters.
- * Option D is incorrect because DPOs must not be influenced by management, even if they provide general compliance guidance.

References:

- * GDPR Article 38(3) (DPO independence)
- * Recital 97 (DPO's autonomy and protection from pressure)

NEW QUESTION # 73

Scenario:

An organization conducted an online survey to gather opinions on global warming. The survey collected personal data, including age, nationality, gender, and city of residence.

Question:

What should be considered when identifying this processing activity?

- A. Information on the personal data collected and its sensitivity.
- **B. A description of data subjects and the categories of personal data collected.**
- C. The survey platform's technical security measures.
- D. Information about how the data is processed.

Answer: B

Explanation:

Under Article 30 of GDPR, controllers must maintain a record of processing activities, including the categories of data subjects and types of personal data collected.

- * Option C is correct because describing data subjects and personal data categories is fundamental in processing documentation.
- * Option A is incorrect because sensitivity alone does not define processing obligations.
- * Option B is incorrect because processing methods are important but do not solely define processing activities.
- * Option D is incorrect because technical security measures are relevant but are not part of defining processing activities.

References:

- * GDPR Article 30(1)(b) (Controllers must document categories of data subjects and personal data processed)
- * Recital 82 (Proper record-keeping of processing activities)

NEW QUESTION # 74

Question:

What is the main purpose of conducting a DPIA?

- **A. To extensively assess the impacts of the identified risks on individuals.**
- B. To eliminate all risks associated with processing personal data.
- C. To identify the causes of the identified risks.
- D. To measure the potential consequences of the identified risks on the organization.

Answer: A

Explanation:

Under Article 35 of GDPR, a DPIA's primary goal is to assess the risks to individuals' rights and freedoms arising from data processing.

- * Option B is correct because DPIAs focus on evaluating and mitigating risks to data subjects.
- * Option A is incorrect because DPIAs are not just about identifying causes but about assessing and mitigating risks.
- * Option C is incorrect because GDPR prioritizes risks to individuals, not just organizations.
- * Option D is incorrect because eliminating all risks is not possible—DPIAs aim to manage and minimize risks.

References:

- * GDPR Article 35(1) (DPIA requirement for high-risk processing)
- * Recital 84 (DPIAs help protect individuals' rights)

NEW QUESTION # 75

Scenario 9: Soin is a French travel agency with the largest network of professional travel agents throughout Europe. They aim to create unique vacations for clients regardless of the destinations they seek. The company specializes in helping people find plane tickets, reservations at hotels, cruises, and other activities.

As in any other industry, travel is no exception when it comes to GDPR compliance. Soin was directly affected by the enforcement of GDPR since its main activities require the collection and processing of customers' data.

Data collected by Soin includes customer's ID or passport details, financial and payment information, and contact information. This type of data is defined as personal by the GDPR; hence, Soin's data processing activities are built based on customer's consent.

At the beginning, as for many other companies, GDPR compliance was a complicated issue for Soin.

However, the process was completed within a few months and later on the company appointed a DPO. Last year, the supervisory authority of France, requested the conduct of a data protection external audit in Soin without an early notice. To ensure GDPR compliance before an external audit was conducted, Soin organized an internal audit. The data protection internal audit was conducted by the DPO of the company. The audit was initiated by firstly confirming the accuracy of records related to all current Soin's data processing activities.

The DPO considered that verifying compliance to Article 30 of GDPR would help in defining the data protection internal audit scope. The DPO noticed that not all processing activities of Soin were documented as required by the GDPR. For example, processing activities records of the company did not include a description of transfers of personal data to third countries. In addition, there was no clear description of categories of personal data processed by the company. Other areas that were audited included content of data protection policy, data retention guidelines, how sensitive data is stored, and security policies and practices.

The DPO conducted interviews with some employees at different levels of the company. During the audit, the DPO came across some emails sent by Soin's clients claiming that they do not have access in their personal data stored by Soin. Soin's Customer Service Department answered the emails saying that, based on Soin's policies, a client cannot have access to personal data stored by the company. Based on the information gathered, the DPO concluded that there was a lack of employee awareness on the GDPR.

All these findings were documented in the audit report. Once the audit was completed, the DPO drafted action plans to resolve the nonconformities found. Firstly, the DPO created a new procedure which could ensure the right of access to clients. All employees were provided with GDPR compliance awareness sessions.

Moreover, the DPO established a document which described the transfer of personal data to third countries and the applicability of safeguards when this transfer is done to an international organization.

Based on this scenario, answer the following question:

According to scenario 9, the DPO drafted and implemented all action plans to resolve the nonconformities found. Is this acceptable?

- A. Yes, the DPO is responsible for drafting, implementing, and reviewing corrections and corrective actions
- **B. No, the DPO should only evaluate and follow up on action plans submitted in response to nonconformities**
- C. No, the DPO should implement action plans as arranged in order of priority by top management

Answer: B

Explanation:

According to GDPR Article 39(1), the DPO's role is to monitor compliance, provide advice, and act as a point of contact for supervisory authorities. However, the DPO should not directly implement action plans, as this could create a conflict of interest (Recital 97). The responsibility for implementation lies with the controller or relevant departments, while the DPO ensures that the corrective actions align with GDPR requirements.

NEW QUESTION # 76

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