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The CIPP-E exam covers a range of topics related to European data protection laws and regulations, including GDPR, ePrivacy, and international data transfers. CIPP-E exam consists of 90 multiple-choice questions that need to be completed within 2.5 hours. To be eligible to take the exam, candidates must have at least two years of experience in data privacy or a related field. They can also opt to complete a CIPP-E training course offered by IAPP or an accredited training provider.

The CIPP-E Exam is specifically tailored to the European data protection laws, regulations, and frameworks. It covers the European Union's General Data Protection Regulation (GDPR) as well as other regional data protection laws such as the ePrivacy Directive, the Network and Information Security Directive, and the Data Protection Directive.

## IAPP Certified Information Privacy Professional/Europe (CIPP/E) Sample Questions (Q158-Q163):

### NEW QUESTION # 158

What are the obligations of a processor that engages a sub-processor?

- A. The processor must obtain the controller's specific written authorization and provide annual reports on the sub-processor's performance.

- B. The processor must obtain the consent of the controller and ensure the sub-processor complies with data processing obligations that are equivalent to those that apply to the processor.
- C. The processor must give the controller prior written notice and perform a preliminary audit of the sub-processor.
- D. The processor must receive a written agreement that the sub-processor will be fully liable to the controller for the performance of its obligations in relation to the personal data concerned.

**Answer: B**

Explanation:

According to Article 28(2) of the GDPR, the processor may not engage another processor (sub-processor) without the prior specific or general written authorization of the controller. In the case of general written authorization, the processor must inform the controller of any intended changes concerning the addition or replacement of other processors, thereby giving the controller the opportunity to object to such changes. Furthermore, Article 28(4) of the GDPR states that where a processor engages another processor for carrying out specific processing activities on behalf of the controller, the same data protection obligations as set out in the contract or other legal act between the controller and the processor shall be imposed on that other processor by way of a contract or other legal act under Union or Member State law, in particular providing sufficient guarantees to implement appropriate technical and organizational measures in such a manner that the processing will meet the requirements of the GDPR. Therefore, the processor must ensure that the sub-processor complies with data processing obligations that are equivalent to those that apply to the processor. Reference:

Article 28 of the GDPR

European Data Protection Law & Practice textbook, Chapter 6: Data Processing Obligations, Section 6.3: Processor Obligations, Subsection 6.3.2: Sub-processors

#### **NEW QUESTION # 159**

Which mechanism, new to the GDPR, now allows for the possibility of personal data transfers to third countries under Article 42?

- A. Standard contractual clauses.
- B. Binding corporate rules.
- C. Approved certifications.
- D. Law enforcement requests.

**Answer: C**

#### **NEW QUESTION # 160**

Tanya is the Data Protection Officer for Curtains Inc., a GDPR data controller. She has recommended that the company encrypt all personal data at rest. Which GDPR principle is she following?

- A. Storage Limitation
- B. Lawfulness, fairness and transparency
- C. Accuracy
- D. Integrity and confidentiality

**Answer: D**

Explanation:

Explanation/Reference: <https://www.icaew.com/technical/technology/data/data-protection/data-protection-articles/do-i-have-to-encrypt-personal-data-to-comply-with-dpa-2018>

#### **NEW QUESTION # 161**

A data controller appoints a data protection officer. Which of the following conditions would NOT result in an infringement of Articles 37 to 39 of the GDPR?

- A. If the data protection officer is provided by the data processor.
- B. If the data protection officer lacks ISO 27001 auditor certification.
- C. If the data protection officer also manages the marketing budget.
- D. If the data protection officer receives instructions from the data controller.

**Answer: B**

## NEW QUESTION # 162

Start-up company MagicAI is developing an AI system that will be part of a medical device that detects skin cancer. To take measures against potential bias in its AI system, the IT Team decides to collect data about users' ethnic origin, nationality, and gender.

Which would be the most appropriate legal basis for this processing under the GDPR, Article 9 (Processing of special categories of personal data)?

- A. Processing necessary for reasons of substantial public interest.
- B. Processing necessary for the defense of legal claims in potential negligence cases.
- C. Processing necessary for purposes of preventive or occupational medicine.
- D. Processing necessary for scientific or statistical purposes.

**Answer: D**

Explanation:

Article 9 of the GDPR outlines strict conditions for processing special categories of personal data, which includes data revealing racial or ethnic origin. While options B, C, and D might seem relevant, they don't fully align with the core purpose of MagicAI's data collection.

Here's why option A is the most appropriate:

Scientific Research: MagicAI aims to improve the accuracy and fairness of its AI system by understanding how it performs across different ethnicities, nationalities, and genders. This directly ties into scientific research aimed at improving healthcare and reducing bias in medical technology.

It's important to note that even with "scientific research" as the legal basis, MagicAI must still adhere to strict safeguards, such as:

Data Minimization: Collecting only the data absolutely necessary for the research.

Purpose Limitation: Using the data solely for the defined scientific purpose.

Appropriate Security Measures: Protecting the data against unauthorized access or disclosure.

Ethical Review: Ideally, obtaining ethical approval for the research project.

Reference:

GDPR Article 9 - Processing of special categories of personal data

GDPR Recital 159 - Conditions for processing special categories of data for scientific research purposes IAPP CIPP/E textbook, Chapter 2: Key Data Protection Principles (specifically, sections on special categories of data)

## NEW QUESTION # 163

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