

EN
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Answer given by Mr Reynders
on behalf of the European Commission
(21.1.2021)

The authorities that are responsible for monitoring and enforcing the application of the General Data Protection Regulation¹ (GDPR) are the national data protection authorities. After these authorities came to the conclusion in 2018 that there had been no occasions where they “*had to prohibit the processing and transfer of personal data to the US² under the FATCA³ regime*”⁴ and following further exchanges with stakeholders, they are again looking into this issue at the level of the European Data Protection Board. The Commission participates in the meetings of the Board and closely follows any developments on this file.

¹ <https://eur-lex.europa.eu/eli/reg/2016/679/oj>

² United States.

³ United States Foreign Account Tax Compliance Act.

⁴ See the letter of the Article 29 Working Party of 8 February 2018, available at https://ec.europa.eu/newsroom/article29/item-detail.cfm?item_id=614217