

**Question for written answer P-007111/2017/rev.1
to the Commission**
Rule 130
Michał Boni (PPE)

Subject: Challenges in achieving a consistent interpretation of the General Data Protection Regulation (GDPR) across the entire EU

The GDPR aims to harmonise the rules for all Member States to reduce the legal fragmentation, complexities and uncertainties that have existed between them under the Data Protection Directive.

The GDPR fixes the specific rules applicable to the processing of special categories of personal data such as health data.

The GDPR is directly applicable in each Member State and will lead to a greater degree of harmonisation of data protection across the EU. However, implementation may reveal differences in interpretation between the Member States, data protection authorities and the European Data Protection Board with a particular focus on the following issues:

- the requirements on consent for the processing of health data;
- the concept of anonymised data and the evaluation needed to assess chances of re-identification;
- a compatibility assessment and the legal basis for the further processing of health data;
- flexibility and safeguards concerning processing activities for research purposes.

In light of the above:

1. Does the Commission intend to review the implementation of the GDPR across the EU?
2. Can the guidance issued by the Article 29 Working Party and European case law applicable in the context of the current Directive still be considered as a reference framework after 25 May 2018?