

Email:       foi@fca.org.uk

By email

18 January 2019

Our Ref: FOI6158

### **Freedom of Information: Right to know request**

Thank you for your request under the Freedom of Information Act 2000 (the Act), 18 December 2018, concerning details of the data protection impact assessments (DPIA) undertaken by the Financial Conduct Authority (FCA) under Article 35 of the General Data Protection Regulation (GDPR). For ease of reference, the full text of your request is enclosed in Annex A below.

Your request has been considered, and we will answer each point in turn.

#### **1. Have you carried out a data protection impact assessment (DPIA) under Article 35 of the General Data Protection Regulation (GDPR)?**

I can confirm DPIAs have been initiated since 25 May 2018, when the GDPR came into force.

#### **2. If the answer to question 1 is yes:**

##### **a. Did any of the DPIA(s) cover (a) online advertising, ad-tech, programmatic and/or digital advertising; (b) profiling; and/or (c) other aspects of the Financial Conduct Authority's marketing activities?**

None of the DPIAs initiated to date covered the mentioned activities.

##### **b. If the answer to question 2.a. is yes, please can you provide copies of such DPIA(s).**

Not applicable

##### **c. If the answer to question 2.a. is no, what type of processing activities did the DPIA cover?**

The DPIAs initiated to date cover the following types of activities:

- Regulatory activities: i.e. activities which involve processing of personal data submitted by the firms we regulate.

- Non-regulatory activities: eg. staff surveys and any other activities which involve the processing of personal data of our staff.

**3. Have you submitted any consultation requests under Article 36(1) GDPR to the Information Commissioner's Office (ICO)?**

No

**a. What type of processing activities did the requests cover?**

Not applicable

**4. If the answer to question 3 is yes, has the ICO issued any written advice in accordance with Article 36(2)?**

Not applicable

**5. If the answer to question 4 is yes, did any of the requests for consultation result in the ICO using any of its powers under Article 58 GDPR and if so, what action was taken?"**

Not applicable

If you are unhappy with the decision made in relation to your request, you have the right to request an internal review. If you wish to exercise this right you should contact us within 40 working days of the date of this response.

If you are not content with the outcome of the internal review, you also have a right of appeal to the Information Commissioner at Information Commissioner's Office, Wycliffe House, Water Lane, Wilmslow, Cheshire SK9 5AF. Telephone: 01625 545 700. Website: [www.ico.org.uk](http://www.ico.org.uk)

Yours sincerely

**Information Disclosure Team**



## **Annex A:**

*"In accordance with the Freedom of Information Act 2000 I would like to request the following information:*

*1. Have you carried out a data protection impact assessment (DPIA) under Article 35 of the General Data Protection Regulation (GDPR)?*

*2. If the answer to question 1 is yes:*

*a. Did any of the DPIA(s) cover (a) online advertising, adtech, programmatic and/or digital advertising; (b) profiling; and/or (c) other aspects of the Financial Conduct Authority's marketing activities?*

*b. If the answer to question 2.a. is yes, please can you provide copies of such DPIA(s).*

*c. If the answer to question 2.a. is no, what type of processing activities did the DPIA cover?*

*3. Have you submitted any consultation requests under Article 36(1) GDPR to the Information Commissioner's Office (ICO)?*

*a. What type of processing activities did the requests cover?*

*4. If the answer to question 3 is yes, has the ICO issued any written advice in accordance with Article 36(2)?*

*5. If the answer to question 4 is yes, did any of the requests for consultation result in the ICO using any of its powers under Article 58 GDPR and if so, what action was taken?*

*"*