

SUMMARY OF THE PRESENTATION OF DR. ARTEMIO RALLO, DIRECTOR OF THE SPANISH DATA PROTECTION AUTHORITY

In May 2007, the Spanish's DPA has conducted an unprecedented enforcement action outside the EU, an onsite inspection of data transferred to Colombia - a country which does not ensure an adequate level of protection. The Spanish DPA carried out a performance of an ex officio sector inspection of data importers who receive previously authorized international data transfers at call centers established in third countries with a non adequate level of protection. The purpose of this inspection was to verify the effective compliance with the Spanish Data Protection Law at customer telephone attention centers established by companies in the telecommunication sector in and out of the national territory.

The methodology used is based on identification of the purposes of the transfers and development of a plan of action in three phases, two of them took place in Spain and one in Colombia. After this inspection, the Spanish's DPA found general compliance with technical and organizational security requirements.

As a result of the inspection, the Director of the data Protection Agency provided certain Recommendations to be observed by firm in order to adapt automated processing they perform to the principles of the regulations in force on matters of personal data protection.