



European  
Commission

# EU-U.S. DATA PRIVACY FRAMEWORK

July 2023

Today, the European Commission adopted its adequacy decision on the **EU-U.S. Data Privacy Framework** entering into force with immediate effect.

## Key principles

- ◆ Based on the **adequacy decision, personal data will be able to flow freely and safely** between the EU and participating US companies
- ◆ A new set of rules and **binding safeguards to limit access to data** by US intelligence authorities to what is **necessary and proportionate** to protect national security; US intelligence agencies will adopt procedures to ensure effective oversight of new privacy and civil liberties standards
- ◆ **A new two-tier redress system** to investigate and resolve complaints of Europeans on access of data by US Intelligence authorities, which includes a **Data Protection Review Court**
- ◆ **Strong obligations for companies** processing data transferred from the EU, which includes the requirement to self-certify that they adhere to the standards through the US Department of Commerce
- ◆ **Specific monitoring and review mechanisms**



## Benefits of the framework

- ◆ Adequate protection of Europeans' data transferred to the US, addressing the requirements of the European Court of Justice
- ◆ Safe and secure data flows
- ◆ Durable and reliable legal basis
- ◆ Competitive digital economy and economic cooperation
- ◆ Continued data flows underpinning €900 billion in cross-border commerce every year



**March 2022:** President **von der Leyen** and President Biden reach an agreement in principle on a new trans-Atlantic Data Privacy Framework.

**December 2022:** The Commission adopts its draft adequacy decision on the EU-U.S. Data Privacy Framework.

**May 2023:** Non-binding resolution of the European Parliament.

**July 2023:** The Commission adopts its adequacy decision on the EU-U.S. Data Privacy Framework.

**October 2022:** President Biden signs the US Executive Order on 'Enhancing Safeguards for United States Signals Intelligence Activities'.

**February 2023:** The European Data Protection Board adopts its opinion on the draft adequacy decision.

**July 2023:** Member States representatives approve the draft adequacy decision.

**2024: First periodic review of the framework.**