

DGA.39 3rd country transfer: Adequacy Decision

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Art. 5 (10b) DGA:

"When justified by a substantial number of requests across the Union concerning the reuse of non-personal data in specific third countries, the Commission may adopt implementing acts declaring that the legal, supervisory and enforcement arrangements of a third country:

(a) ensure protection of intellectual property and trade secrets in a way that is essentially equivalent to the protection ensured under Union law;

(b) are being effectively applied and enforced; and

(c) provide effective judicial redress.

Those implementing acts shall be adopted in accordance with the examination procedure referred to in Article 29 (2a)."