Law | Data Protection Reform

Re.06 Data Use

Authors: Winfried Veil

Last update: 2025-02-25 16:55:27 | By: Winfried Veil

Created at: 2021-08-30 07:33:43

Data processing has great benefits for individuals and the general public. Data law and data protection law must guarantee this benefit. To this end, enabling structures of the law should be analysed and implemented more systematically than before. Enabling structures mean that data processing serves the realisation of the controllers' and third parties' fundamental rights and/or the public interest (common good), that open data is a structural principle enshrined in law, that the free movement of data is anchored in EU primary law similar to a fundamental freedom.

Data use should be given institutional advocates analogous to data protection. Organisational structures should be created for this purpose. For example, a "data use officer" or a "chief data scientist" could be established analogous to the data protection officer (cf. also the **Data Strategy of the Federal German Government**, point 4.4). In the ministries, a "data use" unit could be set up analogous to the data protection unit.