

24 July 2023

IC-242282-L5P7

Request

"The ICO has published an approach to performing transfer risk assessments (TRAs) for organisations relying on GDPR Article 46. It is based on assessing human rights risks. The ICO approach is quite different from the EDPB's approach, which is based on assessing local laws and practices. I would like to know any views expressed by any EU data protection regulators about the ICO's approach to TRAs, particularly whether those regulators agree or disagree as to whether the ICO's approach is a valid way of complying with Article 46 of the GDPR in light of the Schrems II judgment."

Your request, received on 3 July 2023, has been handled under the Freedom of Information Act 2000 (the FOIA).

Response

After consulting with the relevant teams I can confirm that we do not hold information in scope of your request.

FOI review procedure

If you are dissatisfied and wish to request a review of our decision or make a complaint about how your request has been handled you should write to the Information Access Team at the address below or e-mail icoaccessinformation@ico.org.uk.

Your request for internal review should be submitted to us within 40 working days of receipt by you of this response. Any such request received after this time will only be considered at the discretion of the Commissioner.

If having exhausted the review process you are not content that your request or review has been dealt with correctly, you have a further right of appeal to this office in our capacity as the statutory complaint handler under the legislation.

To make such an application, please write to our Customer Contact Team at the address given or visit our website if you wish to make a complaint under the FOIA.

Your information

Please note that our [Privacy notice](#) explains what we do with the personal data you provide to us and what your rights are. This includes entries regarding the specific purpose and legal basis for the ICO processing information that people that have provided us with, such as an [information requester](#).

The length of time we keep information is laid out in our retention schedule, which can be found [here](#).

Yours sincerely



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