

# **Decision of the President of the European Patent Office dated 12.07.2024 on the Enforceability of DPO Recommendations endorsed by the Data Protection Board in the framework of Data Protection Audits and Inspections**

The President of the European Patent Office,

Having regard to Article 10(2)(a) and Article 10(2)(i) of the European Patent Convention,

Having regard to Articles 1b and 32a of the Service Regulations and the Implementing Rules thereto (Data Protection Rules, DPR), in particular Articles 43(1)(d) and (2) and 47(1) DPR,

Having regard to the Data Protection Audits Methodology and Data Protection Inspections Methodology approved by the President,

Has decided as follows:

## **Article 1**

If during data protection audits or data protection inspections within the framework of Article 43(1)(d) DPR an incompliance is found and the Data Protection Officer issues recommendations to address such incompliance, these recommendations, by virtue of this decision, become binding and enforceable, subject to their validation by the Data Protection Board.

## **Article 2**

When this decision enters into force, the decision of the President of the European Patent Office dated 7.07.2023 on the Enforceability of DPO Recommendations endorsed by the Data Protection Board in the framework of Data Protection Audits and Inspections will cease to have effect.

This decision enters into force on 12.07.2024.

Done at Munich, 12.07.2024.



António Campinos

President