

October 2015

# Post-Safe Harbor

## Proposed Plan of Action



**Assess data flows outside the EU and prioritize remediation based on criticality**

**These may be company-internal or company-external (e.g., customers or vendors).**



**Validate need for data flows outside the EU considering alternative data architecture solutions**



**Where data flow has relied on Safe Harbor, identify alternative basis for data transfer (e.g., Model Contracts, BCR, consent)**

**Note: Reservations made by ECJ against Safe Harbor may similarly be applied in the future to alternative transfer mechanisms by authorities and courts.**



**Review and update privacy policies, notices and contracts with customers or vendors regarding references to Safe Harbor**



**Establish team to provide for a coordinated response to inquiries by individuals, authorities, employee representatives etc.**

**Prepare FAQ on transition process.**

If in any doubt, contact your Legal or Privacy Department or White & Case at [DataPrivacyGroup@whitecase.com](mailto:DataPrivacyGroup@whitecase.com)

[whitecase.com](http://whitecase.com)

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