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From: General Secretariat of the Council
To: Antici Group (Simplification)

N° Cion doc.: IM 5032 2025 INIT

Subject: Omnibus IV (GDPR, Critical Entities Resilience) - SI written comments

Delegations will find enclosed questions and comments as received, by 24 June, from SI on the Omnibus IV package (GDPR, Critical Entities Resilience).

SLOVENIA

We are still studying the text. For now, we have a few questions, which you can find below. The answers will help us to take a position.

With regard to cutting the red tape, Slovenia would like to highlight that in cases where the data protection authority would conduct investigations on the application of GDPR, the party under investigation would, in most cases, need to present its processing activities in order to demonstrate its compliance and also allow for the conclusion of the investigation. Keeping records of processing activities therefore allows for a swifter conclusion of an investigation because the party under investigation already has the records. Even in the absence of such records, the party under investigation would need to present some form information on its processing activities.

Does this proposal take into account the additional burden (working hours/financial impact) which SMCs would be exposed to in terms of demonstrating their compliance with all other applicable GDPR obligations in the absence of records within the meaning of Article 30? How would this impede the procedures of supervisory authorities, also in terms of additional administrative burden, and how would this impact data subjects' rights in terms of prolonging the procedures?