Flowchart for EUIs. You are involved in a processing operation with one or more third parties: are you a processor, a controller, or a joint controller?

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This flow chart is for situations where the allocation of the processor and controller roles has not been established in a legal act.

1 Do you determine certain purposes and essential means of the processing operation, based on a specific legal competence?

Yes

No

2 Do you determine certain purposes and essential means of the processing operation, based on an implicit competence?

Yes

No

3 Do you determine certain purposes and essential means of the processing operation in practice?

Yes

No

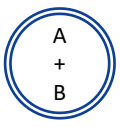
You are a processor

You are a controller.

4 What is the relationship between you (A) and the other party (B)?

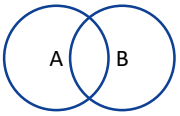
You jointly determine the purposes and essential means for the processing operation with B.

You and B are joint controllers.



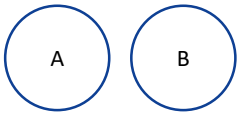
You jointly determine some essential means and purposes with B, while others are determined separately.

You are joint controller with B for the jointly determined parts of the processing operation.



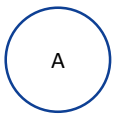
You and B separately determine purposes and essential means for the processing operation.

B is controller for its own means and purposes, but processor for yours.



Only you determine the purposes and essential means of the processing operation.

You are a controller, B is your processor.



Note: The aim of this flowchart is to clarify the initial qualification as controller or processor, rather than setting out what happens when a processor exceeds its mandate/role by becoming involved in determining essential means of the processing.