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**REGISTER OF DAMAGE  
CAUSED BY THE AGGRESSION OF THE RUSSIAN FEDERATION  
AGAINST UKRAINE**

**Principles on the Protection of Personal Data in the Work of the  
Register of Damage Caused by the Aggression of the Russian  
Federation Against Ukraine**

The Hague

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# **Principles on the Protection of Personal Data in the Work of the Register of Damage Caused by the Aggression of the Russian Federation Against Ukraine**

*Adopted by the Board of the Register of Damage Caused by the Aggression of the Russian Federation Against Ukraine on 21 March 2024.*

*Approved by the Conference of Participants of the Register of Damage Caused by the Aggression of the Russian Federation Against Ukraine on 26 March 2024.*

## **Preamble**

*Recalling that under Article 11.2 of the Statute of the Register of Damage Caused by the Aggression of the Russian Federation Against Ukraine (“the Statute”), rules on access to documents and protection of data related to claims submitted to the Register shall be proposed by the Board and approved by the Conference, including on the sharing of information under the provisions of the Statute, in particular for the purposes of Article 2.4;*

*Noting that under Article 2.4 of the Statute, the Register of Damage Caused by the Aggression of the Russian Federation Against Ukraine (“the Register”) shall co-operate with relevant national and international partners for the purposes of promotion and co-ordination of gathering of evidence of the damage, loss or injury caused by the Russian Federation's internationally wrongful acts in or against Ukraine;*

*Taking into account, where appropriate, the Council of Europe Regulations on the Protection of Personal Data (Resolution CM/Res(2022)14 on establishing the Council of Europe Regulations on the Protection of Personal Data of 15 June 2022);*

*Recalling the Convention for the Protection of Individuals with regard to Automatic Processing of Personal Data (ETS No. 108) and Protocol amending the Convention for the Protection of Individuals with regard to Automatic Processing of Personal Data (CETS No. 223);*

The Board adopts the following Principles on the Protection of Personal Data, approved by the Conference of Participants on 26 March 2024, which will apply to the work of the Register in the light of its mandate and functions under the Statute:

### **Principle 1. Lawfulness, Fairness and Transparency**

The Register will process personal data lawfully, fairly and in a transparent manner in relation to the data subject. Consent of the data subject shall be the primary legal basis in the Register's work.

### **Principle 2. Purpose Limitation**

Personal data will only be collected by the Register for specified, explicit and legitimate purposes consistent with the Register's functions and mandate and will not be further processed in a manner that is incompatible with those purposes.

### **Principle 3. Data Minimization**

The collection and processing of personal data will be limited to what is adequate, relevant and necessary for the purposes of the Register's functions and mandate.

#### **Principle 4. Accuracy**

The Register will endeavour to ensure that personal data is accurate and, where necessary, kept up to date, having regard to the purposes for which it is processed.

#### **Principle 5. Storage Limitation**

The Register will hold personal data, in a form which permits the identification of individuals, for no longer than is necessary for the purposes for which the personal data is processed.

#### **Principle 6. Confirmation of Processing of Data and Erasure**

A data subject has the right to obtain, on request, and within a reasonable time, confirmation of the processing of personal data relating to him or her, and the data being processed. A data subject has the right to withdraw his or her consent to the processing of his or her personal data. Such withdrawal shall result in erasure of such data from the Register without undue delay.

#### **Principle 7. Confidentiality**

The Register shall implement the confidentiality regime that is necessary to protect personal data in accordance with Section VIII of the Rules Governing the Submission, Processing and Recording of Claims. The Register shall ensure that any third parties, receiving access to the personal data as a result of sharing of data or transfer of data to the compensation mechanism in accordance with Principle 9 and Principle 10, respectively, shall be bound by confidentiality regime implemented by the Register.

#### **Principle 8. Integrity and Accountability**

The Register will process personal data in a manner that ensures the appropriate level of security and confidentiality for the personal data, including protection against unauthorised or unlawful access or processing and against accidental loss, destruction, or damage. To achieve this end, the Register will utilize appropriate technical or organisational measures and have in place appropriate processes and records to demonstrate compliance with these principles.

#### **Principle 9. Sharing of Data**

The Register may share personal data with relevant national and international partners for the purposes of promotion and co-ordination and gathering of evidence of the damage, loss or injury caused by the Russian Federation's internationally wrongful acts in or against Ukraine, on the basis of agreements concluded with that purpose in accordance with Article 7.2 of the Statute.

#### **Principle 10. Transfer of Data to the Compensation Mechanism**

Following the establishment of a future compensation mechanism in accordance with Articles 2.5 and 14 of the Statute, the Register may transfer personal data to such compensation mechanism.

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