

*Courtesy translation*



THE SENATE  
OF THE PARLIAMENT OF THE CZECH REPUBLIC  
11<sup>TH</sup> TERM

**153<sup>rd</sup>**

**RESOLUTION OF THE SENATE**

Delivered on the 6<sup>th</sup> session held on 19<sup>th</sup> April 2017

**on the Proposal for a Regulation of the European Parliament and of the Council concerning the respect for private life and the protection of personal data in electronic communications and repealing Directive 2002/58/EC (Regulation on Privacy and Electronic Communications) /Senate Print no. N 029/11, COM(2017) 10/**

**The Senate**

**I.**

**1. Agrees**

with the declared aim of the proposal for a regulation – securing the users' privacy in electronic communication;

**2. Considers**

transparency to be the key element because it is necessary to ensure that the users know how their data are used, why are they collected or processed and which purpose they serve;

**II.**

**1. Points out**

in particular the risks of an increase in administrative burden, unclear definitions, additional costs for enterprises related to the adjustment of systems and short period for entry of the regulation into application;

**2. Requests**

a clear definition of the scope of the regulation in order to avoid inclusion of the information society services which do not belong to electronic communication services (e.g. Internet search service);

**3. Is of the opinion**

that the proposal needs to be modified in the area of the segmentation of the users for the purpose of more efficient display of online advertising in order to avoid asymmetric preferential treatment of several biggest and primarily non-

European providers of electronic communication services at the expense of small and medium enterprises;

**4. Supports,**

in accord with the position of the Government, an adequate level of the protection of the end-users against unsolicited commercial communications;

**III.**

**1. Requests**

the Government to inform the Senate about the way this resolution was taken into account and about further development of negotiations once the political agreement of the required number of Member States on the main elements of the proposal is reached, or at an earlier time, should the results of negotiations in the Council begin to depart considerably from the position of the Czech Republic expressed in the General Position of the Government;

**2. Authorises**

the President of the Senate to forward this Resolution to the European Commission.

Miluše Horská  
sign manual  
on behalf of the President of the Senate

Jaromíra Vítková  
sign manual  
Senate Verifier