

# Letters



Madeline Moncrieff  
Director of Legal & Corporate Affairs, EMEA  
TikTok Technology Limited c/o Wework  
5 Harcourt Road  
Dublin Ireland  
D02 FW64

Brussels, 2 February 2021

Ref: OUT2021-0017

Dear Ms. Moncrieff,

I refer to your letter dated 28 October 2020 in which you bring to my attention the matter of a letter of 13 August 2020 from the Irish Data Protection Commissioner (the "IE SA") to TikTok, which a German media outlet, 'Netzpolitik', came into possession of. You also reiterate your request for further information about the TikTok Task Force and to open a dialogue with it.

In regard to the first part of your letter, I was of course surprised to learn that the concerned letter has been disclosed, and I thank you for raising this important issue. The EDPB naturally takes such matters very seriously. As Chair of the EDPB, I reassure you that such issues have my full attention, and are followed up appropriately.

After receiving your letter, all members of the TikTok Task Force have confirmed that their authorities have not been in contact with any journalist, stakeholders or external parties in relation to the IE SA's letter to TikTok of 13 August 2020. For this reason, I see no reason to question the integrity of the Task Force members. Also on behalf of the EDPB, I thank you for bringing this issue to our attention. We are indeed concerned about any breach of confidentiality. Should you have further information about the disclosure, I would of course be interested to hear from you.

Concerning the TikTok Task Force and its terms of reference, its aim is to enable its members to exchange information regarding any enforcement proceedings relating to TikTok's compliance with the GDPR undertaken by the participating authorities. The EDPB is not conducting on its own any enforcement action, as this does not fall within its remit.

As a final remark, I kindly call to your attention that the EDPB is an independent body whose main mission is to ensure consistency in the interpretation and application of the GDPR. The EDPB's tasks do not include substituting national data supervisory authorities conducting investigations. Should you wish to further exchange on ongoing proceedings, I therefore kindly refer you to contact directly the

supervisory authorities in charge and with whom you are already in contact. They will be able to assist you with your requests.

Yours sincerely,



Andrea Jelinek