

AVG!

De Algemene Verordening

Gegevensbescherming

De Algemene Verordening Gegevensbescherming

22 maart en 5 april 2016

Wolters Kluwer

programma

DAG 1 | dinsdag 22 maart

- AVG: een introductie *G-J. Zwenne*
- AVG op hoofdlijnen (en in detail) *G-J. Zwenne*
- Vorbereiding van uw organisatie (workshop) *J-P van Schoonhoven*
- Internationale gegevensdoorgifte en outsourcing *B. van der Eijk*

DAG 2 | dinsdag 5 april

- Klantprofielen, marketing en meer *G-J. Zwenne & B. van der Eijk*
- Meldplicht datalekken *G-J. Zwenne*
- Accountability in de praktijk *M. Wubben*
- Toezicht en rechtsbescherming *Steenbrugge*

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Brinkhof | L2P | Bird & Bird | eLaw Leiden

Bird & Bird | LEIJNSE ARTZ ART OF LAW | Brinkhof | CONSIDERATI Legal partners in a digital world

L2P | CONSIDERATI Legal partners in a digital world | LEIJNSE ARTZ ART OF LAW | Bird & Bird

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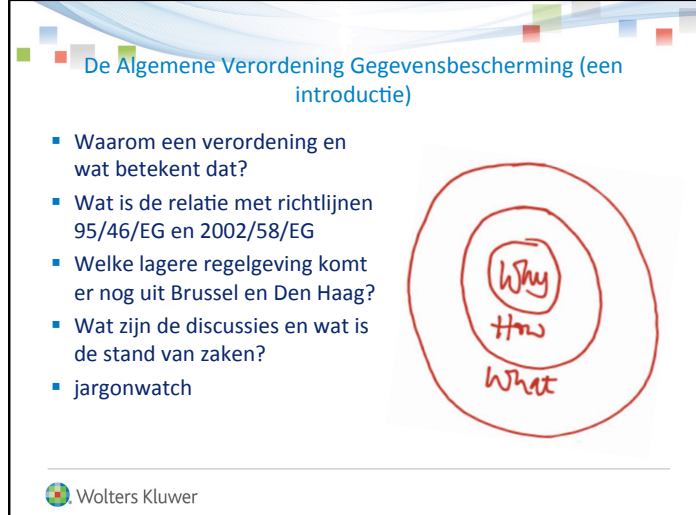
Een snelle introductie

De Algemene Verordening Gegevensbescherming: een introductie

prof. mr. Gerrit-Jan Zwenne


22 maart 2016

Wolters Kluwer Brinkhof

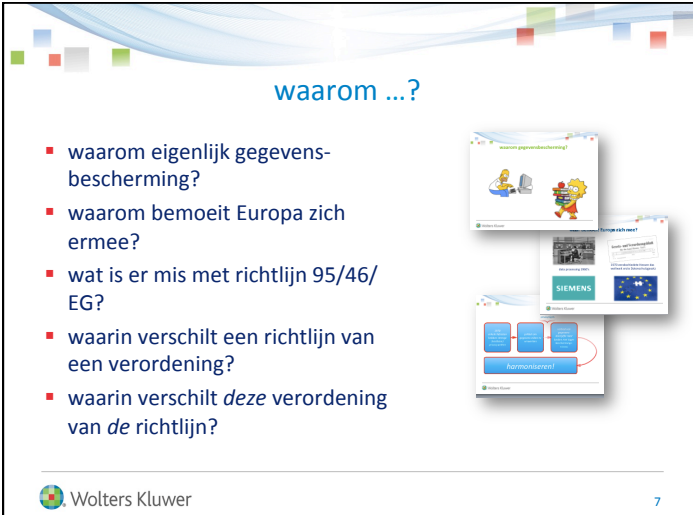


De Algemene Verordening Gegevensbescherming (een introductie)

- Waarom een verordening en wat betekent dat?
- Wat is de relatie met richtlijnen 95/46/EG en 2002/58/EG
- Welke lagere regelgeving komt er nog uit Brussel en Den Haag?
- Wat zijn de discussies en wat is de stand van zaken?
- jargonwatch




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waarom ...?

- waarom eigenlijk gegevensbescherming?
- waarom bemoeit Europa zich ermee?
- wat is er mis met richtlijn 95/46/EG?
- waarin verschilt een richtlijn van een verordening?
- waarin verschilt *deze* verordening van *de* richtlijn?



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waarom gegevensbescherming?



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waar bemoeit Europa zich mee?




data processing 1960's




1970 verabschiedete Hessen das weltweit erste Datenschutzgesetz





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doelstellingen van richtlijn 95/46/EG

- bevorderen werking van de interne markt, én
- waarborgen van een hoog niveau van bescherming

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wat is er mis met richtlijn 95/46/EG?

(7) The objectives and principles of Directive 95/46/EC remain sound, but it has not prevented fragmentation in the way data protection is implemented across the Union. legal uncertainty and a wide-spread public perception that there are significant risks for the protection of individuals associated notably with online activity. Differences in the level of protection of the rights and freedoms of individuals, notably to the right to the protection of individuals, as regards to the processing of personal data afforded in the Member States may prevent the free flow of personal data throughout the Union. These differences may therefore constitute an obstacle to the pursuit of economic activities at the level of the Union, distort competition and impede authorities in the discharge of their responsibilities under Union law. This difference in levels of protection is due to the existence of differences in the implementation and application of Directive 95/46/EC.

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richtlijn of verordening: wat is het verschil?

<p>verordening een bindende rechtshandeling die in de hele EU van toepassing is</p>	<p>richtlijn een rechtshandeling die een bepaald doel vastlegt dat alle EU-landen moeten bereiken <i>maar</i> zij mogen zelf de wetgeving vaststellen om dat doel te bereiken</p>
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Europese wet die geldt voor iedereen in de EU

instructie aan nationale wetgevers

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doelstellingen, belangen en rechten

protection of personal data

the freedom to conduct a business

freedom of thought, conscience and religion

contribution to freedom, security and justice

right to respect for private and family life, home and communications

right to an effective remedy and to a fair trial

economic and social progress

strengthening and convergence of the economies within the internal market

the well-being of individuals

freedom of expression and information

cultural, religious and linguistic diversity

recitals 2, 5

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waarin verschilt de verordening van de richtlijn?

<p>verordening</p> <ul style="list-style-type: none"> ▪ ca. 170 overwegingen (75 bldz.) ▪ ca. 94 bepalingen (128 bldz.) ▪ 26 definities (art. 4 GDPR) 	}	<p><i>richtlijn 95/46/EG:</i></p> <ul style="list-style-type: none"> • 72 overwegingen (7 bldz.) • 34 bepalingen (12 bldz.) • 8 definities
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- uitgebreidere territoriale werkingsfeer
- activiteiten van verantwoordelijke én bewerker (art. 3(1) GDPR)
- aanbieden van diensten aan datasubjects in de EU of monitoren van hun gedragingen (art. 3(2) GDPR)

- gedetailleerdere regels, meer verplichtingen voor verantwoordelijken en bewerkers, meer rechten voor datasubjecten, meer formaliteiten
- meer bevoegdheden voor toezicht-houders en hogere boetes

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wat mogen lidstaten nog zelf regelen?

<ul style="list-style-type: none"> ▪ children's consent regarding provision of online services (art. 8(1) GDPR) ▪ validity of explicit consent for processing special data (art. 9(2) GDPR) ▪ processing special data in the context of employment or social security, health care and archiving (art. 9(2) GDPR) ▪ processing criminal data (art. 9a GDPR) ▪ exemptions to information obligations (art. 14a(4)c GDPR) ▪ restriction to RtbF (art. 17(1)e GDPR) ▪ automated decision making (art. 20(1)a) b GDPR) ▪ restrictions to datasubject rights (art. 21 GDPR) 	<ul style="list-style-type: none"> ▪ prior consultation (art. 34(7a) GDPR) ▪ designation of DPO's (art. 35(4) GDPR) ▪ 3rd country transfer of special data (art. 44(5a) GDPR) ▪ penalties (art. 79b GDPR) ▪ freedom of expression and information (art. 80 GDPR) ▪ employment context (art. 82 GDPR) ▪ obligations of professional secrecy (art. 84 GDPR) ▪ churches and religious associations (art. 85 GDPR)
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welke lagere EU-regelgeving komt er nog?

The power to adopt delegated acts is conferred on the Commission (art. 86(1) GDPR)

- standardised icons (art. 12(4c) GDPR)
- certification mechanisms and DP Seals (art. 39a(7) GDPR)
- exchange of information between DPA's and EDPB (art 62 GDPR)

En verder natuurlijk ook...

- standard contractual clauses (art. 26(2b) GDPR)
- general validity of codes of conduct (art. 38(4) GDPR)
- adequacy decisions (art. 41 GDPR)



fragmentatie: minder minder..?

- onverminderd veel vage normen en open begrippen
- nationale toezichhouders en nationale rechters blijven bevoegd
- veel lagere wetgeving op nationaal niveau





wat levert het op?

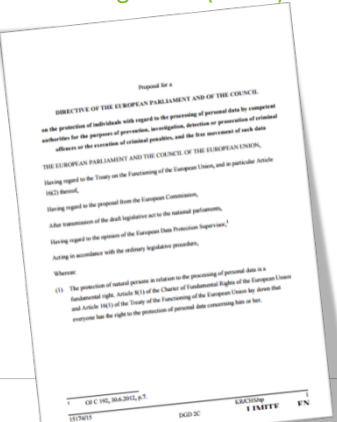
The Regulation will establish a single, pan-European law for data protection meaning that companies can simply deal with one law, not 28.


The new rules will bring benefits of an estimated €2.3 billion per year.





Law Enforcement Agencies (“LEA”) Directive

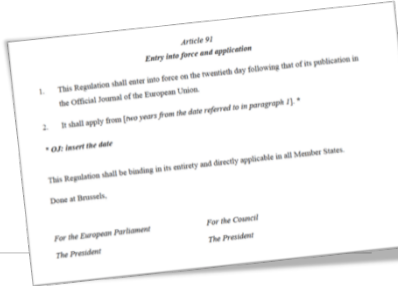




stand van zaken

Q1-Q2 2016 stemming EP
Q1-Q2 2018 inwerkingtreding

20 dagen na publicatie PbEU



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jargon watch

AVG GDPR DPD PD
DPA DPO DPIA PIA
SCCs C2C C2P P2P
BCR CIPP/E DDPA

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tsss...
op hoofdlijnen...
en in detail..?

AVG op hoofdlijnen (en in detail)

prof. mr. Gerrit-Jan Zwenne

22 maart 2016

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Wat zegt de Verordening over...

spelers

- betrokkene
- verantwoordelijke
- bewerker

speelveld

- werkingssfeer en reikwijdte
- persoonlijke of huishoudelijke doeleinden
- journalistieke uitzondering

spelregels


- toestemming en andere verwerkingsgrondslagen
- doelbinding en bewaartermijnen
- gegevensminimalisatie
- rechten van betrokkenen, incl. profilering

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spelers

- betrokkene → *strengthening and detailing the rights of data subjects (recital nr. 9)*
- verantwoordelijke } *more enforceable obligations and responsibilities, for both*
- bewerkers }
- toezichhouder → *mandatory appointment of DPO was deemed acceptable in strictly limited cases*
- functionaris → *mandatory appointment of DPO was deemed acceptable in strictly limited cases*

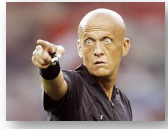
an essential component of the protection of individuals (recital 92)



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functionaris ('DPO-')


- mandatory → *except for courts acting in their judicial capacity*
- public authority or body → *except for courts acting in their judicial capacity*
- controller or processor core activities consist of processing operations require regular and systematic monitoring of data subjects on a large scale → *by virtue of their nature, their scope and/or their purposes.*
- controller or processor core activities consist of processing on a large scale of special data



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functie-omschrijving functionaris


- inform and advise on DP-obligations
- monitor compliance of obligations
- advise on DPIAS → *Data Protection Impact Assessments*
- co-operate and contact with DPA



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speelveld

- werkingssfeer en reikwijdte → *begrip van persoonsgegevens en 'single-out'*
- persoonlijke en huishoudelijke doeleinden → *reikwijdte ('material scope')*
- journalistieke uitzondering → *werkingssfeer ('territorial scope')*
- en buitenlands beleid
- veiligheid en justitie




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identified or singled out...

'data subject' means an identified natural person or a natural person who can be identified or singled out, directly or indirectly, alone or in combination with associated data, by means reasonably likely to be used by the controller or by any other natural or legal person, in particular by reference to a unique identifier ...


Cf. Art. 29 WP Opinions 04/2007, 01/2012 and 08/2012



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“the man wearing a black suit”

Even ancillary information, such as “the man wearing a black suit” may identify someone out of the passers-by standing at a traffic light



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single-out?

(23) The principles of data protection should apply to any information concerning an identified or identifiable natural person. Data which has undergone pseudonymisation, which could be attributed to a natural person by the use of additional information, should be considered as information on an identifiable natural person. To determine whether a person is identifiable, account should be taken of all the means reasonably likely to be used, such as singling out, either by the controller or by any other person to identify the individual directly or indirectly, taking into consideration both available technology at the time of the processing and technological development.

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reikwijdte (‘material scope’)

main rule

- processing of personal data wholly or partly by automated means, and
- processing other than by automated means which form part of a filing system (or are intended to form part of a filing system)

exemptions

- foreign policy and security (Ch. 2 of Title V TEU) and prevention, investigation, detection or prosecution of criminal offences (etc.)
- by a natural person in the course of a purely personal or household activity

Art. 2(1) (2)
Idem art. 2(1) Wbp

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'purely personal or household activity'

thus without a connection with a professional or commercial activity, eg.

- correspondence and the holding of addresses
- social networking, and the like

recital 15

Idem art. 2(1) Wbp

However, this Regulation does apply to controllers or processors which provide the means for processing personal data for such personal or household activities

Facebook, Twitter, Whatsapp, Instagram etc

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professional or commercial..?

2 MARKTPLAATS

TOP MERK VOGUE elektrische fiets fietsen elektrische -25%! € 849,00 UITVERKOOP E...
Vandaag Beesd

Uitverkoop actie groothandel is begonnen !! Super veel korting op testdagen ! Wij zijn premium dealer van nederlandse merk vogue bikes ...

Nieuw Topadvertentie Bezoek website

Gebruikte Giant elektrische fietsen met garantie! Zie omschrijving Banierhuis BV.
Vandaag Houten

Gebruikte giant elektrische fietsen vindt u bij banierhuis! Al onze elektrische fietsen zijn volledig nagekeken en op diversen giant ...

Gebruikt Topadvertentie Bezoek website

Gazelle Medeo Elektrische fiets Framen: 57 cm € 695,00 Boon Tweewielers
Vandaag Hoorn

Boon tweewielers biedt aan !!!!! Deze werkelijk zo goed als nieuwe gazelle medeo met slechts 988 kilometer op de teller . Frame hoogte ...

Zo goed als nieuw Topadvertentie Bezoek website

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territoriale werkingsfeer ('territorial scope')

- processing in the context of the activities of an establishment of a controller or a processor in the Union
- offering of goods or services to such data subjects in the Union; or
- the monitoring of their behaviour as far as their behaviour takes place within the EU

regardless of whether the processing takes place in the Union or not

art. 3

irrespective of whether a payment of the data subject is required

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journalistiek, artistiek etc. ('freedom of expression and information')

lidstaten moeten zorgdragen voor uitzonderingen die nodig zijn om gegevensbescherming te verenigen met vrijheid van meningsuiting en informatievrijheid

SMS POSTCODE en HUISNUMMER naar 2233

Ch. II principles
Ch. III rights of the data subject
Ch. IV controller and processor
Ch. V 3rd country transfers
Ch. VI supervisory authorities
Ch. VII co-operation and consistency, and
Ch. IX specific data processing situations

ID-nrs, employment, archiving, professional secrecy, churches etc.

art. 80, recital 121

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spelregels

- toestemming en andere verwerkingsgrondslagen
- doelbinding en bewaartermijnen
- gegevensminimalisatie
- bijzondere gegevens
- rechten van betrokkenen
- internationale doorgifte en toezicht?



art. 6(1)(a)-(f)

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verwerkingsgrondslagen ('lawful processing')

<ul style="list-style-type: none"> a) data subject consent for one or more specific purposes b) performance of a contract to which the data subject is party c) compliance with a legal obligation to which the controller is subject d) to protect the vital interests of the data subject or of another natural person 	<ul style="list-style-type: none"> e) performance of a task carried out in the public interest or in the exercise of official authority vested in the controller f) legitimate interests pursued by the controller or by a third party except where such interests are overridden by the interests or fundamental rights and freedoms of the data subject which require protection of personal data
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art. 6(1)(a)-(f)

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consent

The way in which consent is to be given by data subjects remains "unambiguous" for all processing of personal data, with the clarification that this requires a "clear affirmative action", and that consent has to be "explicit" for sensitive data.

any part of the declaration which constitutes an infringement of this Regulation that the data subject has given consent to shall not be binding...

...It shall be as easy to withdraw consent as to give it

Overall Compromise Text: Introduction, nr. 7

art. 1(8), art 7(2)-(3)

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'freely given'

When assessing whether consent is freely given, utmost account shall be taken of the fact whether, among others, the performance of a contract, including the provision of a service, is made conditional on the consent to the processing of data that is not necessary for the performance of this contract

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'childrens consent for online services'

in relation to the offering of information society services directly to a child


- the processing of personal data is only lawful, if and to the extent that such consent is given or authorised by the parent
- controller makes reasonable efforts to verify in such cases that consent is given or authorised by parent, taking into consideration available technology
 - below the age of 16 years, or
 - if provided for by Member State law a lower age (but not be below 13 years)

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verzamel en verwerkingsdoelen ('purpose specification and limitation')

- collection for specified, explicit and legitimate purposes, and
- not further processed in a way incompatible with those purposes

Art. 5(1)(b)



"Before I write my name on the board, I'll need to know how you're planning to use that data."

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niet-onverenigbaar ('compatibility')

inter alia:

- any link between the purposes for which the data have been collected and the purposes of the intended further processing
- context in which the personal data have been collected, in particular regarding the relationship between data subjects and the controller
- nature of the personal data (eg. special data)
- possible consequences of the intended further processing
- appropriate safeguards (incl. encryption or pseudonymisation)

Art. 6(3a) Vgl. art. 9(2) Wbp

The controller shall be responsible for and be able to demonstrate compliance ("accountability")

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bewaartermijnen ('storage limitation')

- personal data may be kept in a form which permits identification of data subjects for no longer than is necessary for the purposes for which the personal data are processed
- personal data may be stored for longer periods insofar as the data will be processed solely for archiving purposes in the public interest, or scientific and historical research purposes or statistical purposes

Art. 5(1)(e) Art. 83(1)

subject to implementation of the appropriate technical and organisational measures [...] in order to safeguard the rights and freedoms of the data subject

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gegevensminimalisatie ('data minimisation')

- adequate, relevant and limited to what is necessary in relation to the purposes for which they are processed

Art. 5(1)(c)(d) Art. 11 Wbp

accurate and, where necessary, kept up to date; every reasonable step must be taken to ensure that personal data that are inaccurate, having regard to the purposes for which they are processed, are erased or rectified without delay ("accuracy")

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bijzondere gegevens ('special categories of data')

- racial or ethnic origin
- political opinions
- religious or philosophical beliefs, trade-union membership
- genetic data
- biometric data in order to uniquely identify a person
- data concerning health
- sex life and sexual orientation

Art. 9 Art. 16-23 Wbp

Member States may maintain or introduce further conditions, including limitations, with regard to the processing of genetic data, biometric data or health data.

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verwerkingverbod voor bijzondere gegevens, tenzij...

- explicit consent
- obligations or specific rights in the field of employment, social security and social protection law
- vital interests of tdata subject or of another person (where the data subject is incapable of giving consent)
- non-profit-seeking political, philosophical, religious or trade-union body
- manifestly made public by data subject
- establishment, exercise or defence of legal claims
- reasons of substantial public interest, on the basis of Union or Member State law
- preventive or occupational medicine or public interest in the area of public health
- archiving purposes in the public interest, or scientific and historical research purposes

further conditions in national law with regard to the processing of genetic data, biometric data or health data

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geen meldplicht maar accountability en documentatieplichten (etc.)

controller is responsible for and be able to demonstrate compliance with data protection principles

DP Impact Assessment

- systematic description of processing operations and the purposes of the processing
- assessment of the necessity and proportionality of the processing operations in relation to the purposes;
- an assessment of the risks to the rights and freedoms of data
- measures to address the risks, including safeguards, security measures
- and mechanisms to ensure the protection of personal data and to demonstrate compliance

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data protection by design & by default

appropriate technical and organisational measures

Art. 23(1) - (2)

- designed to implement data protection principles, such as data minimisation, in an effective way and to integrate the necessary safeguards into the processing
- for ensuring that, by default, only personal data which are necessary for each specific purpose are processed

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informatieplichten en inzagerechten ('transparency, data subject access rights')

Art. 14-15

- controller's identity and contact details
- DPO contact details (if any)
- purposes of processing and legal basis
- legitimate interests of the controller or 3rd party (art. 6(1)f)
- categories of recipients
- third country transfers
- retention periods
- data subject rights
- withdrawal of consent
- automated decision making and profiling
- statutory or contractual obligation
- how to lodge complaints at the DPA...

Art. 33-34 Wbp

- identiteit van verantwoordelijke
- verwerkingsdoeleinden
- nadere informatie voor zover dat [...] nodig is om tegenover de betrokkene een behoorlijke en zorgvuldige verwerking te waarborgen

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inzagerechten ('data subject access rights')

One copy...
The controller provides a copy of the personal data undergoing processing

Electronic copy
if the request is made in electronic form, and unless otherwise requested by the data subject, the information will be provided in electronic form, which is commonly used

Cost...
For any further copies requested by the data subject, the controller may charge a reasonable fee based on administrative costs

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'right to be forgotten'

Art. 17

- gegevens moeten worden verwijderd
 - als deze niet meer nodig zijn
 - als toestemming wordt ingetrokken en er is geen andere verwerkingsgrondslag (etc.)
- én andere verantwoordelijken moeten worden geïnformeerd over het verwijderverzoek
 - althans 'redelijke stappen, incl. technische maatregelen' moeten worden genomen
 - als gegevens openbaar zijn gemaakt door de verantwoordelijke
- tenzij
 - vrijheid van meningsuiting, archivering, wettelijke plichten...

Data

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“dataportability”

Art. 18(2) → *in a structured and commonly used and machine-readable format*

recht om eigen persoonsgegevens overgedragen te krijgen (c.q. over te laten dragen naar een andere verantwoordelijke) } *by automated means*

- als de verwerking is gebaseerd op toestemming (resp. art. 6(1)(a) en 9(2)a), of
- als de verwerking nodig is ter uitvoering van een contract met betrokkene (art. 6(1)b)

...?

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profiling (~ prō'fil'ing)

Art. 4(3aa)

any form of automated processing of personal data consisting of using those data

- to evaluate personal aspects relating to a natural person, in particular
- to analyze and predict aspects concerning performance at work, economic situation, health, personal preferences, or interests, reliability or behavior, location or movement

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opt-out recht voor profiling

right

- not to be subject to a decision based solely on automated processing, including profiling
- which produces legal effects concerning him or her or similarly significantly affects him or her

exemptions

- necessary for entering into (or performance of), a contract with data subject
- authorized by EU or Member State law
- data subject's explicit consent.

discussie over profiling


<p>Commission</p> <ul style="list-style-type: none"> right not to be subject to decisions based solely on automated processing intended to profile. 	<p>Council</p> <ul style="list-style-type: none"> right not to be subject to decisions based solely on automated processing, incl. profiling.
<p>European Parliament</p> <ul style="list-style-type: none"> right to object to profiling. to be informed about that right in a timely and clear manner. which produces legal effects or significantly affects him or her. 	<p>EDPS</p> <ul style="list-style-type: none"> right not to be subject to decisions based solely or predominantly on profiling. informed about that right in a manner clearly comprehensible from other matters.

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Drafting of the Data Protection Commission of the Federal Government and the Federal States
14 August 2015

The Council's proposal is especially inadequate, because, like [the current rules], it reduces the phenomenon of profiling to decisions based on automated processing and having legal effects for individuals.

This only covers a specific result of data processing in connection with the evaluation of personality features, but not the fundamental question of what purposes and within what boundaries personality profiles may be created and used at all.



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Rasterfahndung

Typically RAF-terrorists use cash and pay their electricity bill in person at the utility (to keep their apartments associated with a false name)



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ethnic profiling

- *stopping or detaining the driver of a vehicle based on the determination that a person of that race, ethnicity, or national origin is unlikely to own or possess that specific make or model of vehicle*
- *stopping or detaining an individual based on the determination that a person of that race, ethnicity, or national origin does not belong in a specific part of town or a specific place*

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'Bulgaarse zakkenrollers'

„Bulgaarse zakkenrollers herken je nog wel”, zegt een van de agenten. „Aan de hak van hun schoen, afgesleten van het lopen.” Maar die Chilenen, poeh, dat is het elitegilde van de zakkenrollerij. En nee, zegt hij er meteen achteraan, dat is geen discrimineren. „Dat heet gewoon profiling”

NRC
HANDELSBLAD

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Obama

...those interactions produced data that streamed back into Obama's servers to refine the models pointing volunteers toward the next door worth a knock. The efficiency and scale of that process put the Democrats well ahead when it came to profiling voters...



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PvdA

Aan de deur krijgen Rotterdammers een roos en worden vragen gesteld. Wie interesse heeft in de PvdA kan op de hoogte worden gehouden. "Je kunt zo een database opbouwen," zegt bestuurskundige en PvdA-lid Kirsten Verdel, die in de Verenigde Staten ervaring met de methode heeft opgedaan in het campagneteam van Obama.



 Wolters Kluwer

(top-)sport

Peter Blangé, ex-international en bondscoach van het Nederlands volleybalteam, vertelt op IT Innovation Day over het gebruik van IT in de (top-)sport. Het digitaal analyseren van het eigen team, de spelers en het team van de tegenstander is niet meer weg te denken in de topsport. Talenten worden al op vroege leeftijd gevolgd om zo hun prestaties te meten, te vergelijken en te sturen..



 Wolters Kluwer

'online profiling or behavioral advertizing'

- *advertising based on observation of behavior of individuals over time*
- *seeks to study characteristics of this behaviour through actions*
- *to develop a specific profile and provide these individuals with advertisements tailored to their interests*

 Wolters Kluwer

credit score ('kredietscore')

- a numerical expression based on a level analysis of a person's credit files, to represent the creditworthiness of the person.
- primarily based on a credit report information typically sourced from credit bureaus.
- to evaluate the potential risk posed by lending money to consumers and to mitigate losses due to bad debt



 Wolters Kluwer

zoekresultaten

HvJEU 13 mei 2014, C-131/12 (Google Spain)

*Verder kan de door de zoekmachines verrichte ordening en samenvoeging van de op het internet gepubliceerde informatie, teneinde de gebruikers van deze machines gemakkelijker toegang tot deze informatie te verschaffen, ertoe leiden dat, wanneer deze gebruikers op de naam van een natuurlijke persoon zoeken, zij via de resultatenlijst een gestructureerd overzicht krijgen van de over deze persoon op het internet vindbare informatie, waardoor zij **een min of meer gedetailleerd profiel** van de betrokkene kunnen opstellen.*




 Wolters Kluwer

uithuisplaatsing

In die tijd, de post-Savannah-periode, ontstond de sterke neiging om maar bij de minste twijfel te handelen. Beter een kind te veel uithuisgeplaatst, dan nogmaals een Savannah, hoorde ik een jeugdzorg-directeur zeggen.


De aanleiding voor de uithuisplaatsingen was niet een calamiteit, zelfs geen incident, maar een risicoprofiel: de moeder was getraumatiseerd door een oorlogsverleden in een ander land, en de vader gebruikte trouw medicijnen voor een ggz-diagnose, waardoor de ziekte onder controle was.

Justine Pardoën
De risico-registreflex
31 januari 2015
www.ouders.nl

 Wolters Kluwer

Someone must have been telling lies about Josef K., he knew he had done nothing wrong but, one morning, he was arrested.

Mr. Marks, by mandate of the District of Columbia Precrime Division, I'm placing you under arrest for the future murder of Sarah Marks and Donald Dubin that was to take place today, April 22 at 0800 hours and four minutes.

 Wolters Kluwer

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 Wolters Kluwer