Statement on Advocate General Opinion in Schrems II case

The Court of Justice of the EU’s Advocate General today delivered his Opinion in case C-311/18, known as Schrems II, concerning standard contractual clauses (SCCs).

The Opinion, which will have to be confirmed in the Court’s final ruling next year, finds that the SCCs, as established by the European Commission, are valid in light of the EU data protection framework and Charter of Fundamental Rights.

“The Advocate General’s Opinion is a positive signal on the role and validity of a vital mechanism for international data flows. It reflects our submission to the Court and will be reassuring for EU-based businesses for whom the free flow of data and an open digital economy are essential. If this Opinion is confirmed by the Court next year, they will be able to continue to do business under the current framework without disruption,” said Cecilia Bonefeld-Dahl, Director General of DIGITALEUROPE.

SCCs are the most widely used mechanism for data transfers to third countries outside the European Economic Area (EEA), underpinning the EU’s yearly €912 billion exports of services.¹ DIGITALEUROPE has acted as amicus curiae in the proceedings since their inception before the Irish courts in 2016.

FOR MORE INFORMATION, PLEASE CONTACT:

Alberto Di Felice  
**Senior Policy Manager for Infrastructure, Privacy and Security**  
[alberto.difelice@digitaleurope.org](mailto:alberto.difelice@digitaleurope.org) / +32 471 99 34 25

Chris Ruff  
**Director of Communication and Political Outreach**  
[chris.ruff@digitaleurope.org](mailto:chris.ruff@digitaleurope.org) / +32 485 55 22 54
About DIGITALEUROPE

DIGITALEUROPE represents the digital technology industry in Europe. Our members include some of the world’s largest IT, telecoms and consumer electronics companies and national associations from every part of Europe. DIGITALEUROPE wants European businesses and citizens to benefit fully from digital technologies and for Europe to grow, attract and sustain the world’s best digital technology companies. DIGITALEUROPE ensures industry participation in the development and implementation of EU policies.

DIGITALEUROPE Membership

Corporate Members


National Trade Associations

Austria: IOÖ
Belarus: INFOPARK
Belgium: AGORIA
Bulgaria: BAIT
Croatia: Croatian Chamber of Economy
Cyprus: CITEA
Denmark: DI Digital, IT BRANCHEN
Estonia: ITL
Finland: TIF
France: AFNUM, Syntec Numérique, Tech in France
Germany: BITKOM, ZVEI
Greece: SEPE
Hungary: IVSZ
Ireland: Technology Ireland
Italy: Anitec-Assinform
Lithuania: INFOBALT
Luxembourg: APSI
Netherlands: Nederland ICT, FIAR
Norway: Abelia
Poland: KIGEIT, PIIT, ZIPSEE
Portugal: AGEFE
Romania: ANIS, APDETIC
Slovakia: ITAS
Slovenia: GZS
Spain: AMETIC
Sweden: Foreningen Teknikföretagen i Sverige, IT&Telekomföretagen
Switzerland: SWICO
Turkey: Digital Turkey Platform, ECID
Ukraine: IT UKRAINE
United Kingdom: techUK