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**European Data Protection Board – EDBP**  
Anu Talus – Chair

**European Commission**  
JUST.C / TAXUD.D.2 / FISMA.B.3

**European Parliament – PETI**  
Dolors Montserrat - President

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## **FATCA – Lack of adequate safeguards – more evidence (if it were needed)**

I write further to our [previous correspondence](#) in relation to the lack of appropriate safeguards for transfers of FATCA data to the US under [Art. 46](#) GDPR.

The [latest reports from the US](#) confirm the ill-advised nature of EU's institutions obstinate refusal to deal with the concerns raised [from 2012 to date](#), which sole exception of the European Parliament, who in a formal resolution [criticised the Commission](#) for "putting the relation with the US before the interest of EU citizens", while also [criticising the EDPB](#) and national DPAs for "the insufficient level of enforcement of the GDPR, particularly in the area of international transfers". The EDPB, in particular, has been presiding over years of [inconsistent](#) application of the GDPR in relation to FATCA.



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**The New York Times**

### ***Musk Team Seeks Access to I.R.S. System With Taxpayers' Records***

A White House spokesman said that the initiative called the Department of Government Efficiency needed to review data to fix waste within the agency.

Feb. 17, 2025



Hide behind  
it



It is time for the Commission and the EDPB to stop hiding behind a finger, [listen](#) to EU petitioners, engage their [powers](#), deal with [infringement proceedings](#), support the [Belgian DPA](#) and put an end to this data protection farce.

Best regards,  
**Filippo Nosedà**  
Partner

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