**Law & Data**

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**MOCK TEST – 17 January 2024**

***INSTRUCTIONS***

*You will have 75 minutes to conclude your test, which is divided into two sections and totally counts 8 questions.*

*The first part includes multiple-choice questions.*

*Please, consider that some of them may have more than one correct answer.*

*The second part is made up of open questions.*

*You are warmly invited to answer using the maximum recommended number of words.*

*Every question specifies the maximum number of points recognized for each correct answer in the overall assessment of your exam.*

*This test starts on the page below.*

**MULTIPLE-CHOICE QUESTIONS**

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1. **The main difference between the EU and the US approaches to the legal regime of personal data is (1 pt)**
2. that the EU treats personal data as as an aspect of individual personality, whereas the US treats data as a market
3. that only EU protects privacy
4. that only the US protect privacy
5. that only the US approach leverages individual consent to protect privacy.

**2. Correcting illegal bias in AI (2 pts)**

1. is always legitimate
2. must be done in a way that does not violate basic legal principles such as equality
3. is legally impossible
4. can be done only by amending the algorithm or the dataset for the training.

**3. The processing of personal data pursuant to the GDPR may be lawfully carried out (2 pts)**

a.    When data subjects expressed their own consent

b.    Based on the controller’s free choice

c. When there is no consent by data subjects, but the processing is needed for protecting the data subjects’ or other individuals’ vital interests

d.   When there is no consent, but the processing must take place to perform a contract between the controller and any third party

**4. Which of the following are legislative instruments belonging to EU primary law? (1 pt)**

a.   Treaty of the European Union, Treaty on the functioning of the European Union, Case-law of the European Court of Justice

b.   Treaty of the European Union, Treaty on the functioning of the European Union, Charter of fundamental rights of the European Union

c.   Charter of fundamental rights of the European Union, Regulations, Case-law of the European Court of Justice

**5.**  **Which of the following answers is correct? (1 pt)**

The hierarchical system of EU law is structured as such:

a.     (1) Primary Law, (2) Secondary Law, (3) International Agreements

b.     (1) Founding treaties, (2) International Agreements, (3) Secondary Law

c.     (1) Primary Law, (3) Secondary Law, (3) Member States law

**OPEN QUESTIONS**

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**6. Please identify and illustrate three legal problems posed by social credit systems in no more than 150 words.  (up to 6 pts)**

**7. Please, explain the main principles for personal data processing in no more than 200 words. (up to 6 pts)**

**8. Please, illustrate in no more than 100 words the EU personal data protection package adopted since 2016. (up to 6 pts)**