

The project aims to derive a standard for personal data protection in criminal proceedings.

Currently there is no legal framework relating to protection of personal data gathered and processed by the investigative authorities for purposes of the criminal proceedings. The general, domestic regulations in this matter are unsatisfactory and do not guarantee the standard for protection of personal data ensured by the Polish Constitution. It is noteworthy, that the current legal framework does not address the impact of new technologies, which increasingly elaborated ways of collecting personal data. Moreover, the EU carries on advanced activities concerning harmonization of rules of personal data protection in criminal proceedings. It means that in case of implementation of common rules, Poland will be expected to introduce new standards into domestic legislation.

All mentioned above issues, such as lack of specific regulations concerning personal data protection in criminal matters, impact of new technologies and the EU policy, call for an elaborate study on these matters with a view of deriving a new approach to the protection of personal data gathered and processed for purposes of the criminal proceedings.

The research findings will result in:

- a) clarification of current domestic state of art at constitutional, legal and European level;
- b) proposal for a new approach to personal data protection in criminal proceedings which will address to:
 - current legal gaps at domestic level,
 - the EU policy lines concerning harmonization of personal data protection in criminal proceedings.

The research investigation will cover:

- a) An analysis of domestic and EU legal framework.
The objective of this method is to clarify the current legal frameworks concerning personal data protection & criminal proceedings.
- b) The comparative study
The objective of this method is to investigate a legal framework ensuring a high level of protection of personal data gathered and processed for purposes of criminal proceedings and compare this framework with current Polish standards.
- c) Wide internal and external consultations with experts on personal data protection & criminal proceedings, which are as follows:
 - the office of the Inspector General for Personal Data Protection;
 - the office of the European Data Protection Supervisor
 - the Institute for International Research on Criminal Policy.The objective of this method is a current analysis and confrontation of research findings with experts.