

DPIA template — GDPR Article 35 & Article 36

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This is the print companion to the XLSX workbook. The workbook has five sheets: an Art. 35 **screening checklist** (statutory triggers plus the nine WP248 criteria), **processing-description prompts** mapped to Art. 35(7), a **risk register** assessed from the data subject's perspective, an **Art. 36 prior-consultation determination**, and an **About** sheet with source and license.

Working version with Yes/No and High/Medium/Low dropdowns: ansvar.eu/templates/ansvar-dpia-template.xlsx

Sheet 1 — Screening (Art. 35)

- **35(1)** — likely high risk to the rights and freedoms of natural persons, in particular with new technologies.
- **35(3)(a)** — systematic, extensive automated evaluation, incl. profiling, with legal or similarly significant effects.
- **35(3)(b)** — large-scale special categories (Art. 9(1)) or criminal-offence data (Art. 10).
- **35(3)(c)** — large-scale systematic monitoring of a publicly accessible area.
- **35(4)/(5)** — your supervisory authority's must-DPIA and exempt lists.
- **WP248 criteria 1-9** — evaluation/scoring; automated decisions with significant effect; systematic monitoring; sensitive data; large scale; matched datasets; vulnerable subjects; innovative technology; blocked rights or services. Two or more met → DPIA likely required.

Sheet 2 — Processing description (Art. 35(7))

- **(a)** systematic description of the operations and purposes, incl. any legitimate interest;
- **(b)** necessity and proportionality in relation to the purposes;
- **(c)** risks to data subjects → risk register;
- **(d)** measures to address the risks → mitigation columns;
- plus DPO advice (35(2)), data-subject views (35(9)), and a review plan (35(11)).

Sheet 3 — Risk register (skeleton)

Risk to data subjects	Sev.	Lik.	Initial	Mitigation	Residual
—	—	—	—	—	—
—	—	—	—	—	—
—	—	—	—	—	—
—	—	—	—	—	—

Severity and likelihood are judged for the data subject, not the organisation. A Citation / source column in the workbook records where each risk or measure comes from.

Sheet 4 — Art. 36 determination

If residual risk stays **high** and you cannot mitigate it further, Art. 36(1) requires consulting the supervisory authority **before** processing starts. The sheet lists what to provide (Art. 36(3)) and the authority's response window (Art. 36(2): up to eight weeks, extendable by six).

How to use it

1. Screen first — sheet 1 decides whether you need a DPIA at all.
2. Describe the processing before judging it (sheet 2).
3. Register risks and mitigations from the data subject's perspective (sheet 3).
4. Close with the Art. 36 question: does high risk remain? (sheet 4).

Prefer it filled in and cited? A worked sample DPIA:

ansvar.eu/services/sample-dpia

Source: Regulation (EU) 2016/679 (GDPR), Articles 35 and 36 — <https://eur-lex.europa.eu/eli/reg/2016/679/oj>. Requirement wording quotes or closely paraphrases the regulation (© European Union, reuse permitted under Commission Decision 2011/833/EU). WP248 rows summarise the Article 29 Working Party Guidelines on DPIA (WP248 rev.01), endorsed by the EDPB.

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