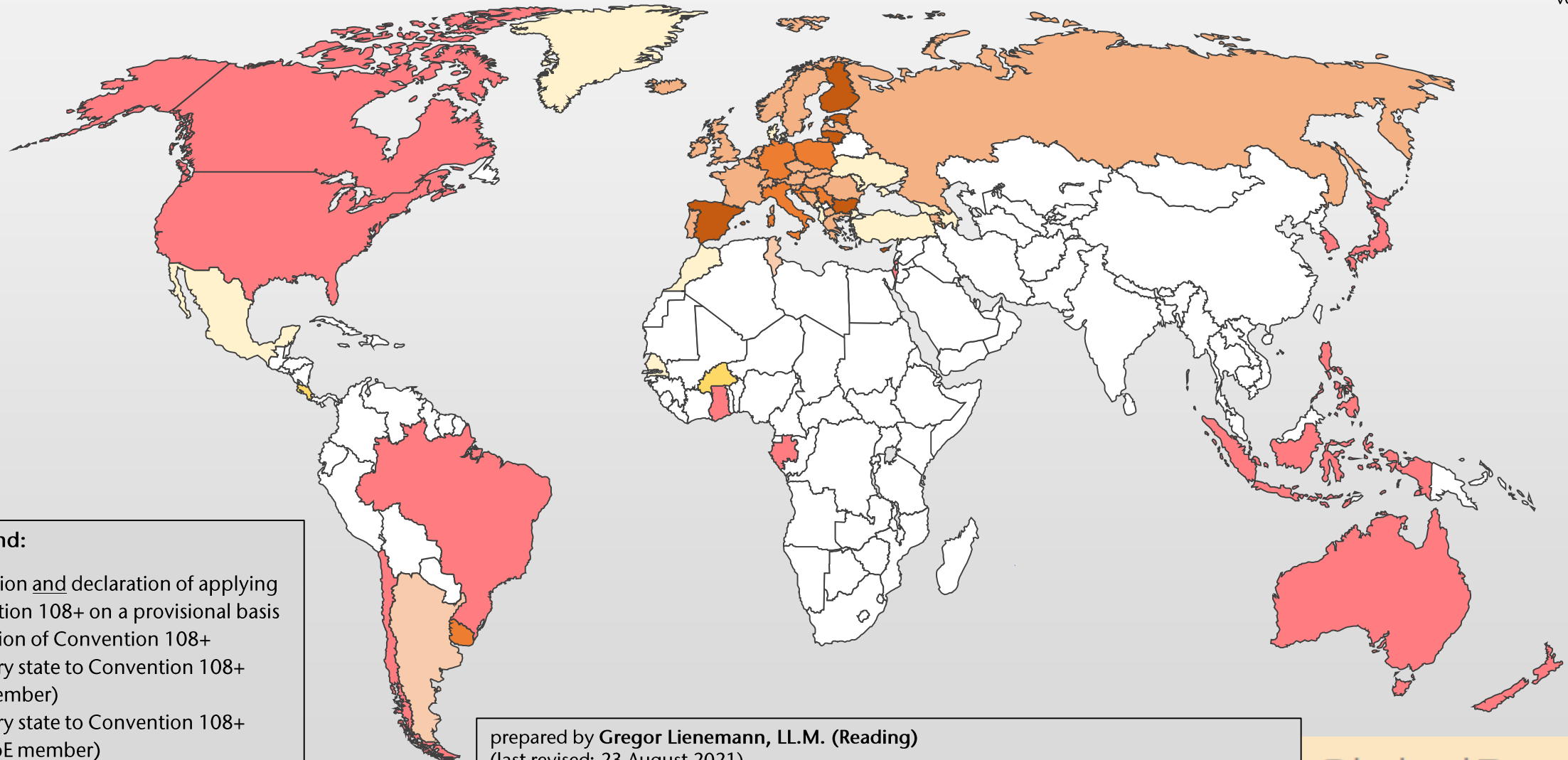









I02 | Parties to CoE Conventions 108 / 108+



Map Legend:

-  Ratification and declaration of applying Convention 108+ on a provisional basis
-  Ratification of Convention 108+
-  Signatory state to Convention 108+ (CoE member)
-  Signatory state to Convention 108+ (non-CoE member)
-  Acceding state
-  Ratification of original Conv. 108 only
-  Observer country

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[https://www.jura.uni-passau.de/fakultaet/
forschungseinrichtungen/fredi/data-law-maps/](https://www.jura.uni-passau.de/fakultaet/forschungseinrichtungen/fredi/data-law-maps/)

Progress en route to commencement of Modernised Convention 108 (“Convention 108+“)

Meeting for its 128th Session in Elsinore (Denmark) on 17 and 18 May 2018, the Council of Europe’s Committee of Ministers agreed to amend the 1981 Convention for the Protection of Individuals with regard to Automatic Processing of Personal Data (“Convention 108“) in light of new challenges having arisen in the field. The resulting [Modernised Convention 108](#) (“Convention 108+“) is an expanded framework on the rights and obligations when processing personal data, as well as on the functional (co-) operation of supervisory authorities. It has been open for signature from 10 October 2018.

For Convention 108+ to enter into force, the underlying [Amending Protocol \(Treaty 223\)](#) mandates that one of two scenarios occur:

- All parties to the original Convention 108 have ratified the new treaty (Article 37(1) of the Protocol).
- Failing that, Convention 108+ becomes effective on 11 October 2023 if the treaty has been ratified by a minimum of 38 parties (Article 37(2) of the Protocol). To date, 13 states have signed and subsequently ratified the treaty (see below).

State*	CoE	S	R	D	State	CoE	S	R	D	State	CoE	S	R	D	State	CoE	S	R	D
Andorra	•	•			Germany	•	•			Netherlands	•	•			Switzerland	•	•		
Armenia	•	•			Greece	•	•			North Macedonia	•	•			Tunisia		•		
Argentina		•			Hungary	•	•			Norway	•	•		•	United Kingdom	•	•		
Austria	•	•			Iceland	•	•			Poland	•	•	•		Uruguay	•	•	•	
Belgium	•	•			Ireland	•	•			Portugal	•	•			<ul style="list-style-type: none"> – CoE: member of the Council of Europe – S: signature to Treaty 223 – R: ratification of Treaty 223 – D: declaration provisionally to apply Convention 108+ under Article 37(3) of the Amending Protocol 				
Bosnia & Herzegovina	•	•			Italy	•	•	•		Romania	•	•							
Bulgaria	•	•	•	•	Latvia	•	•			Russia	•	•							
Croatia	•	•	•		Liechtenstein	•	•			San Marino	•	•							
Cyprus	•	•	•	•	Lithuania	•	•	•	•	Serbia	•	•	•						
Czech Republic	•	•			Luxembourg	•	•			Slovakia	•	•							
Estonia	•	•	•	•	Malta	•	•	•		Slovenia	•	•							
Finland	•	•	•	•	Mauritius		•	•		Spain	•	•	•	•					
France	•	•			Monaco	•	•			Sweden	•	•							

*Burkina Faso and Costa Rica have signed the treaty, but are still in the process of acceding to the Convention on the whole.



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References and further reading

Council of Europe

[Chart of signatures and ratifications of Treaty 223](#) (9 August 2021)

Greenleaf

How far can Convention 108+ ‘globalise’? Prospects for Asian accessions (2021) 40 CLSR 105414

Kim pian

[The modernised Convention 108](#) (22 April 2021)

Natarajan / Rinke / Weise

[Dawn of a new era of global data protection](#) (Völkerrechtsblog, 2 March 2021)

de Terwangne

Council of Europe convention 108+: A modernised international treaty for the protection of personal data (2021) 40 CLSR 105497