the dpa and gdpr compliance

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in The transportation and logistics industry, value is created through service customization.
Scope of the GDPR

Protection of natural persons with regard to the processing of personal data and on the free movement of such data

Directly effective in EU Member States & require no further enactment by the parliaments
Extraterritorial Scope

When an organization is processing Personal Data in the context of the activities of an establishment in the EU

Non-EU organizations processing personal data of data subjects in the EU

All diplomatic establishments of EU member states located all over the world
What does the GDPR require from this sector?
Accountability principle

Organizations/ businesses are required to:

- Demonstrate their compliance with the principles of processing of personal data
- Implement appropriate technical and organizational measures to ensure compliance
- Integrate data protection into their processing activities
Measures to demonstrate compliance and to implement data protection

- The controller shall use only processors providing sufficient guarantees
- Designation of a Data Protection Officer (DPO)
- Records of Processing Activities
- Adequacy Status
- Privacy by Design
- Data Protection Impact Assessment (DPIA)
Similarities between the GDPR and the DPA and its related issuances
To protect fundamental rights and freedoms of natural persons and in particular their right to the protection of personal data.

To safeguard the fundamental right of every individual to privacy.
purpose

To enable the free movement of personal data within the Union

To ensure the free flow of information for innovation, growth, and national development
Rights of a data subject

- The right to information
- The right to access
- The right to rectification
- The right to data portability
- The right to object
- The right to erasure or blocking
- The right to file a complaint
- The right to damages
coverage

• Natural persons within the EU
• EU citizens whose data are processed abroad for the purpose of offering goods and services in the EU
• Extraterritorial application

• Natural persons within the PH
• Filipino citizens outside the PH
• Extraterritorial application
coverage

- Personal Data
- Special categories of personal data
- Data controllers and data processors

- Personal Information
- Sensitive Personal Information
- Personal Information Controllers and Processors
Bases for processing personal information

- Consent
- Contract
- Legal Obligation
- Protection of Vital Interests
- Exercise of Public Authority
Bases for processing sensitive personal information

- Consent
- Legal Obligation
- Protection of Vital Interests
- Legitimate activities of non-profits
- Public data
- Court proceedings
- Substantial Public Interest
- Medical Treatment
- Archiving for Scientific or Historical research or statistical research
Appointing a dpo

Controllers and processors should designate a data protection office (or, for controllers and processors not established in the Union, a data protection “representative in the Union.”)

All controllers and processors should designate an individual/s accountable for compliance.
Privacy impact assessment

Controller should carry out an assessment of the impact of processing operations on the protection of personal data.

A privacy impact assessment should be carried out for every processing system that involves personal data.
difference between the gdpr and the dpa and its related issuances
sanctions

Administrative fines of up to 20 million euros or 4% of annual worldwide turnover, whichever is higher.

Fines and Imprisonment
We are with you every step of the way.

We are involved in the efforts to modernize Convention No. 108 as well as the different draft guidelines that the Council of Europe is discussing.
We are with you every step of the way

NPC is accredited by the ICDPPC.

PH is now a member of the GREN.
We are with you every step of the way

PH is now a member of the APPA.
We are with you every step of the way.

We are currently seeking membership in the APEC CBPR System. One of the concrete steps we have taken is the NPC’s participation in CPEA.
We are with you every step of the way

Legislative Liaisons:

- National I.D.
- Mobile # Portability
- SIM Card Registration
- Privacy of Communications
- Amendment of Cybercrime Law
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