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Attorneys and Counselors

## INTERNATIONAL PRIVACY LAWS AND ENFORCEMENT ACTIONS UPDATE

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UT Law Essential Cybersecurity Law Conference  
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## WHAT WE WILL COVER



**1.**  
**International  
Privacy Laws**



**2.**  
**Spotlight on EEA, Brexit &  
APAC**



**3.**  
**Recent  
Enforcement Actions**

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## INTERNATIONAL PRIVACY LAWS

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### DATA REGULATIONS ARE INCREASING AROUND THE WORLD

	<b>EU:</b> General Data Protection Regulation (GDPR)		<b>Singapore:</b> Personal Data Protection Act 2012 (amended 2021)		<b>Japan:</b> Act on Protection of Personal Information (APPI) 2017
	<b>Canada:</b> Personal Information Protection and electronic Documents Act (PIPEDA)		<b>UK:</b> Data Protection Act of 2018 & UK GDPR; Privacy and Electronic Communications Regulations (PECR)		<b>New Zealand:</b> Bill of Rights Act (1990), Human Rights Act (1993), and the Privacy Act (1993) (amended 2020)
	<b>Mexico:</b> Federal Laws on Protection of Personal Data Held by Private Parties (2010)		<b>Argentina:</b> Personal Data Protection Law (PDPL), Decree 1558 of 2001		<b>Republic of Korea:</b> Personal Information Protection Act (2011) (amended 2020)
	<b>Brazil:</b> Lei Geral de Proteção de Dados Pessoais (LGPD)		<b>Australia:</b> Privacy Act (1988) (amended 2014) (under review by Attorney General), Notifiable Data Breaches scheme 2018		<b>India:</b> Draft of Personal Data Protection Bill (2019) (awaiting reintroduction before Indian Parliamentary Committee)
	<b>China:</b> Personal Information Protection Law (PIPL), Personal Information Security Specification of 2020, Cybersecurity Law		<b>Israel:</b> The Privacy Protection Act (PPA) 2017		<b>"Adequate" Data Protection:</b> UK, Andorra, Argentina, Canada, Faroe Islands, Guernsey, Israel, Isle of Man, Japan, New Zealand, Republic of Korea, Switzerland, and Uruguay

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## PRIVACY / REGULATORY LANDSCAPE

- The privacy landscape is informed by each country's historical and cultural experience.
- The scope of regulations varies.
- The digital age has complicated privacy issues / problems:

- Insecurity
- Appropriation
- Distortion
- Induced Disclosure
- Re-identification
- Stigmatization
- Surveillance

- Unanticipated Revelation
- Unwarranted Restriction
- Dignity Loss
- Discrimination
- Economic Loss
- Loss of Self Determination
- Loss of Trust

## VARYING SCOPE OF REGULATIONS

- **Differing Definitions** – covered data, covered individuals
- **Territorial Scope** – extraterritorial applications, cross-border transfers, data localization requirements
- **Responsibilities related to collection, processing, governance, record-keeping, and minimization.**
- **Individual Rights** – access, portability, deletion, etc.
- **Data Security** – protection of confidentiality, integrity, availability and resilience, processes for testing and monitoring effectiveness of security controls.
- **Data breach notification and cooperation with regulators.**
- **Remedies, liabilities, and penalties** – administrative fines, statutory penalties, private rights of action, criminal liability.

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## Title search: International Privacy Laws and Enforcement Actions Update

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