



GENERAL DATA PROTECTION REGULATION (GDPR)

O V E R V I E W

PROTECTING PERSONAL DATA

PERSONAL DATA



The GDPR makes clear that a wide range of identifiers can be 'personal data' including a name, an identification number, location data, an online identifier or one or more factors specific to the physical, physiological, genetic, mental, economic, cultural or social identity of that natural person.

ACCOUNTABILITY



Controllers are required to implement appropriate technical and organisational measures to demonstrate GDPR compliance and build in privacy by default and design (Articles 5, 24, 25). Further, they must undertake compulsory data protection impact assessments (Article 35) and appoint data protection officers (Article 37).

NOTIFICATION



Data controllers must advise the relevant supervisory authority of a data breach within 72 hours of becoming aware of the breach unless the breach is unlikely to result in a high risk to the rights and freedoms of individuals. Data processors must notify the controller of a breach without undue delay (Article 33).



This Regulation protects fundamental rights & freedoms of natural persons and in particular their **right to the protection of personal data**



FIVE IMPORTANT FACTS

- Name: The General Data Protection Regulation.
- Deals With: "Personal Data Breaches"
- Governing Body: The relevant supervisory authority in the country or state.
- Applies to: Data processors or controllers - businesses* within and outside of the European Union (EU) who offer goods and services to, or monitor the the behaviour of EU data subjects.
- Penalties: up to €20 million, or 4% of annual turnover - whichever is higher.

* made up of 250 employees or more.

PERSONAL DATA BREACHES

Are a breach of security leading to the accidental or unlawful destruction, loss, alteration, unauthorised disclosure of, or access to, personal data transmitted, stored or otherwise processed. (Article 4 [12])

ENFORCEMENT

The GDPR was ratified mid-2016 and immediately became law. EU member states now have a 2 year implementation period. Enforcement will commence by 25th May 2018.

SCOPE

The activities of the business that involve processing personal data will need to comply with the GDPR, regardless of whether the data is actually processed in the EU.

CONTACT:

sales@probax.io
www.probax.io

ADDRESS:

Level 33, 250 St Georges Terrace, Perth WA 6000