

# Data Protection Compliance

Challenges for Controllers and Processors

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# The impact of GDPR

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## **New EU-wide data protection regime took effect more than a year ago**

New, harmonised set of rules that changes how businesses may collect, store and use information about individuals, including customers and employees.

Unlike the former regime, the GDPR regulates also some non-EU businesses and introduced important changes in the legislation (increased compliance burden on businesses due to the accountability principle, stricter rules to obtain consent, very tight notification deadlines in case of data breaches).

## **Worldwide trend to adopt GDPR-style legislation**

In Brazil and in California, for instance, comprehensive data protection laws have been recently adopted. Those laws will come into effect in 2020. Both laws were inspired by the GDPR - but there are differences.

→ “Gold standard” vs. full (global) compliance

**What should controllers  
and processors do immediately?**

# While compliance cannot be instantly achieved, some steps can (and should) be taken immediately

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## Make a plan

It is hard for controllers or processors to become 100% data protection compliant at short notice. But you should have a plan (i.e. a privacy compliance management roadmap).



## Assess risks and prioritise

Identify your high-risk areas and focus on those first, e.g. particular sensitive processing activities or business critical missions.



## Create awareness

Controllers' and processors' key stakeholders should be made aware of the risks of non-compliance. They should allocate sufficient funds/manpower to achieve GDPR compliance. In parallel, all employees should be trained to raise awareness of data privacy requirements.

**How to get GDPR compliant?**

# GDPR compliance can be achieved while still preserving controllers' and processors' business interests

## Compliance 'best practices'



### Project planning

Apply the 'blueprint method', implement compliance in one entity and use this as a model for the remaining group companies.



### Right team

GDPR compliance may impact many different stakeholders such as legal, HR, IT, compliance, etc. It is important to have the right people on the implementation team.



### Assessing status quo

Controllers and processors will need to review their existing data protection documentation.

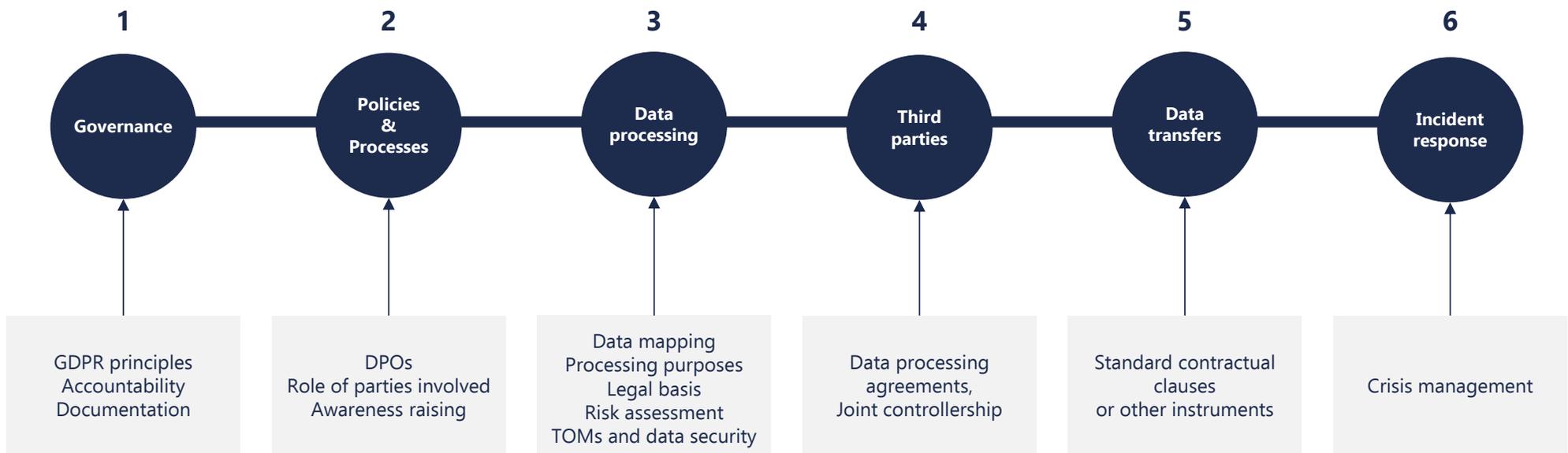


### Gap analysis

Once controllers and processors know what their current compliance state is, they should analyze what still needs to be done to be (fully) compliant.

# GDPR compliance can be achieved while still preserving controllers' and processors' business interests

What should be reviewed?



# Contact

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# Thank you

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