

GDPR

General Regulation on
data protection - the European Union

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ABOUT GDPR

What is GDPR?

The General Regulation on the protection of individuals with regard to the processing of personal data is a new Regulation laying down a single set of rules, applicable directly in all Member States of the Union.

It provides people with additional control over personal data, ensures transparency about data usage and requires security and means of control for data protection.

ENHANCED RIGHTS
CONFIDENTIALITY

EXTENSIVE RESPONSIBILITY
FOR DATA PROTECTION

SIGNIFICANT PENALTIES FOR NON-
COMPLIANCE

COMPULSORY REPORTING
OF THE BREACHES

How it does apply to my company?

GDPR APPLIES TO A LARGER SCALE THAN IT MAY SEEM AT FIRST GLANCE

The law imposes new rules for companies, government agencies, nonprofit organizations and other organizations that offer goods and services to people in the European Union (EU) or who collect and analyze data about EU residents.

GDPR APPLIES REGARDLESS OF WHERE YOU ARE LOCATED

Unlike privacy laws in other jurisdictions, GDPR applies to organizations of any size and in any field.

The EU is often seen at international level as a model for confidentiality issues, so we expect some concepts of GDPR to be adopted in other parts of the world over time.

When does GDPR come into force?

GDPR INTRĂ ÎN VIGOARE PE 25 MAI 2018

It will replace the existing Data Protection Directive (Directive 95/46 / EC), which has been in force since 1995. The GDPR has in fact become a law in the EU in April 2016, but given the significant changes that some organizations will had to do so in order to comply with the regulation, a transitional period of two years was also included.

What do we expose to if we do not take action?

On May 25, 2018, the transition period will end and the provisions of Regulation (EU) 2016/679 on the protection of personal data and the free movement of such data, a regulation known as GDPR, will come into effect.

Fines of up to € 20 million or 4% of the group's annual turnover, whichever is the greater, is a matter that has been put to the European Parliament to drive companies to ensure compliance with GDPR provisions.

Compliance with or non-compliance with GDPR will be a condition imposed by business partners to continue or initiate new business / contractual relationships, with no permit / possible transfer of responsibility between the company that controls the personal data and the company processing the personal data for the first (both will respond in their own name).

It should be noted that while under the legislation currently in force no company has obligations under the provisions on the protection of personal data, from 25 May 2018 the Regulation will be directly applicable to any company that:

- provides goods or services to individuals in the Member States of the European Union
- monitors the behavior of individuals in European Union or EU Member States
- has employees in EU Member States.

Examples of GDPR requirements

1 PERSONAL DATA

According to GDPR, individuals have the right to know if an organization processes their personal data and understands the purposes of that processing.

A person has the right to request the deletion or correction of the data, to request that they not be processed, to refuse direct marketing and to revoke consent for certain uses of his data.

The data portability right provides individuals with the right to move data elsewhere and receive assistance in doing so.

2 SECURING PERSONAL DATA

GDPR requires organizations to secure personal data according to their sensitivity.

In the event of a security breach, the data controllers must notify the appropriate authorities within 72 hours. In addition, if the breach will lead to high risks for the rights and freedoms of individuals, organizations will also have to notify the affected people without delay.

3 PROCESSING PERSONAL DATA

For processing personal data, there must be a legal basis.

Consent for the processing of personal data must be "freely, specifically, informed and unambiguous". According to the GDPR, there are special requirements to obtain consent to protect children.

4 THE IMPACT ON THE PROTECTION OF PERSONAL DATA

Organizations need to assess the impact on data protection, anticipate the impact of projects on privacy and take action as needed.

In order to demonstrate compliance with the GDPR, recordings of processing activities and evidence of consent to data processing must be maintained.

5 COMPLIANCE WITH GDPR PROVISIONS

Compliance with GDPR provisions is not a one-time activity, but is a continuous process of monitoring the work on personal data and ensuring their security. Failure to comply with GDPR can lead to significant fines or refusal of business partners to collaborate.

In order to ensure compliance with GDPR, organizations are encouraged to implement a privacy culture to protect the rights and interests of individuals with regard to personal data.



NOD SERVICES

GDPR high-level audit

1 WORKSHOP

GDPR WORKSHOP - IT AND LEGAL
Participate key people in your company

2 ANALYZE

ANALYSIS AND QUESTIONNAIRE

Analysis of the workshop information and personalization of the GDPR joint IT / legal questionnaire

3 QUESTIONNAIRE

COMPLETING THE QUESTIONNAIRE

Complete the questionnaire by key people in your company team

4 ANALYZE

ANALYSIS OF RESPONSES

Aggregation of the obtained information

5 REPORTING

DRAFTING THE REPORT

- Current levels of compliance with GDPR provisions
- Set of recommendations

6 ON-SITE MEETING

PRESENTATION OF THE GDPR REPORT

Detailed results of the questionnaire and recommendations

Next Steps

1

ANALYZE DETAILED

- Interviews with key people
- Verification of existing procedures, technical processes, infrastructure, licenses, etc.
- Report with proposals, recommendations, and solutions to address / mitigate risks

2

TRAININGS

Trainings to raise awareness of GDPR staff and use of new technical processes, infrastructure and licenses

3

IMPLEMENTATI ON

Implement the recommendations and remedies for procedures, technical processes, infrastructure and licenses

