



GLOBAL DATA GOVERNANCE AND COMPLIANCE

Borden Ladner Gervais LLP

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April 24, 2019 In-House Counsel Conference

Presenters:

- Peter Han, Senior Counsel, Global Legal Department, IQVIA
- Elisa Henry, Partner, Privacy & Data Protection, Borden Ladner Gervais LLP
- Steve Sutton, Associate General Counsel, UBC

The Evolving Global Regulatory Landscape

- GDPR
- PIPEDA
- California Privacy Act
- US trends: consumer data protection (Washington, Massachusetts, Federal), restriction to government access (Utah), Vermont (Data brokers)
- And elsewhere:
 - Brazil General Data Protection Law (applicable to any company that has a branch in Brazil or offers services to the Brazilian market and collects and treats personal data of data subjects located in the country, regardless of the nationality).
 - Argentina Bill on Personal Data Protection Law
 - Israel proposal
 - Etc.

Global Transparency Obligations

- Domestic v. Global Privacy Notices
- Cookie banners
- PIPEDA: Guidelines on meaningful consent since Jan. 1, 2019

De-identification and pseudomization

- PIPEDA, GDPR: anonymized data is not personal information
- WP29 Opinion 05/2014 on Anonymization Techniques
- Anonymization v. Pseudomization
- Industry trends

Global Privacy Breaches

- Mandatory Reporting obligations to authorities: US, Canada (Federal, Alberta), GDPR (Supervisory Authorities)
- Notification to individuals

Agreements with third party providers

- Due diligence / privacy maturity assessments
- Key provisions in agreements
 - Art. 28(3) GDPR
 - Guidance from the Office of the Privacy Commissioner (Canada) re: breaches and cross-border disclosures

Questions?

A reminder about the benefits of ACC membership...

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- **For more information or to refer a new member, see your hosts today or contact Chapter Administrator, Chris Stewart, at ChrisStewart@ACCglobal.com.**

