



DATA PRIVACY:

2020 Trends and Highlights

2020 Caribbean Internet Governance Forum

Carlton Samuels | Accendi Caribbean Ltd.
Bartlett Morgan | Lex Caribbean, Attorneys-at-Law

OVERVIEW



GLOBAL TRENDS +
HIGHLIGHTS



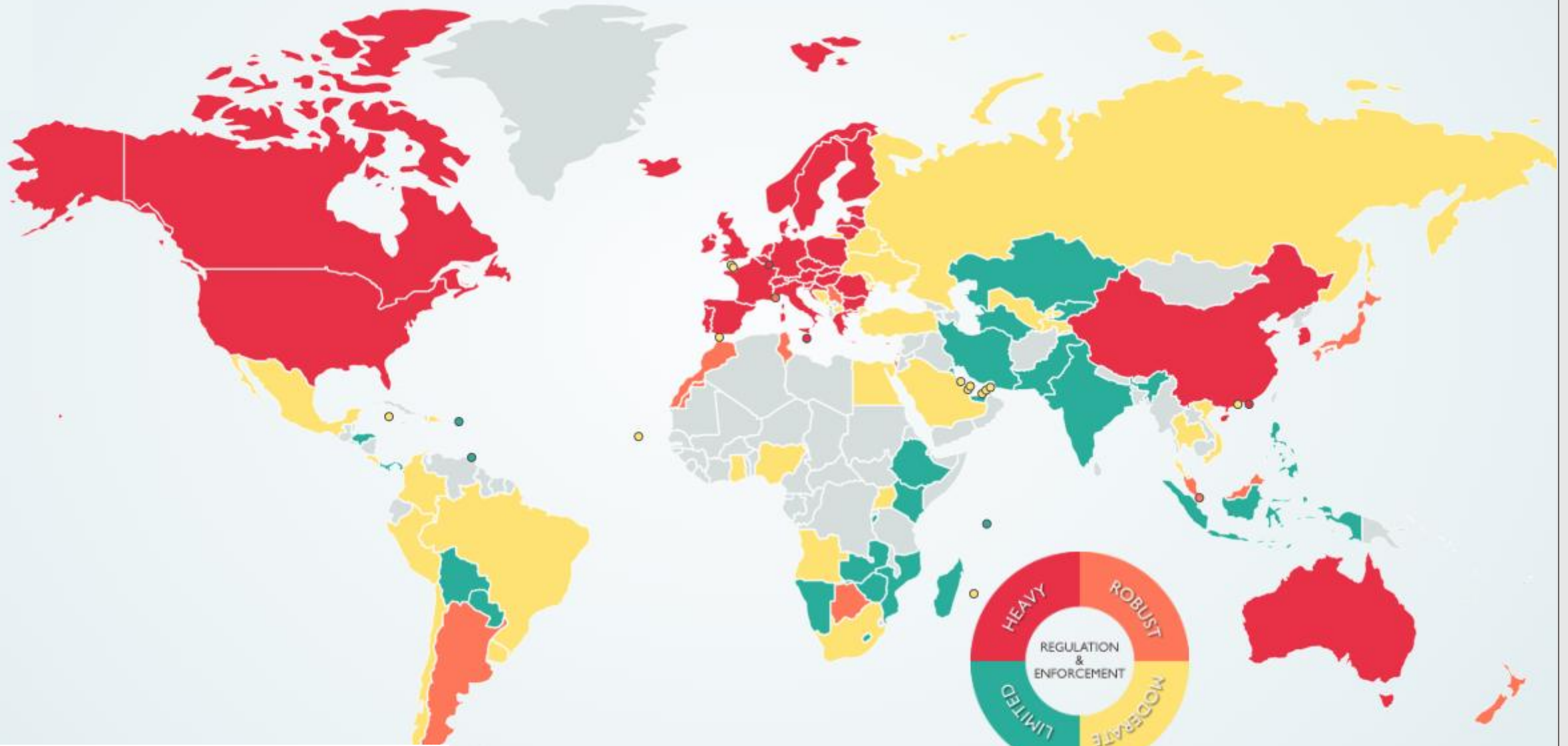
REGIONAL TRENDS +
HIGHLIGHTS



CONSIDERATIONS
FOR THE FUTURE

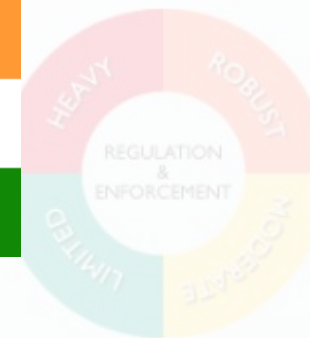
GLOBAL TRENDS + HIGHLIGHTS





Countries w/ Data Privacy Laws (132)*
Countries w/ Data Privacy Bills (now 27)*

MAJOR JURISDICTIONS PASSING AND/OR OPERATIONALISING PRIVACY LAWS



FINES FINES FINES

Total Number of GDPR Fines

347

Largest Fine

€50,000,000

Google Inc. on January 21 , 2019 -
France

Total Amount of GDPR Fines

€175,944,866

Smallest Fine

€90

Hospital on November 18 , 2019 -
Hungary

INTERNATIONAL PRIVACY AGREEMENTS

Convention 108 + Convention for the protection of individuals with regard to the processing of personal data

4.5.2016

EN

Official Journal of the European Union

L 119/I

I
(Legislative act)

REGULATIONS

REGULATION (EU) 2016/679 OF THE EUROPEAN PARLIAMENT AND OF THE COUNCIL
of 27 April 2016

on the protection of natural persons with regard to the processing of personal data and on the free
movement of such data, and repealing Directive 95/46/EC (General Data Protection Regulation)

(Text with EEA relevance)

THE EUROPEAN PARLIAMENT AND THE COUNCIL OF THE EUROPEAN UNION,

having regard to the Treaty on the Functioning of the European Union, and in particular Article 16 thereof,

having regard to the proposal from the European Commission,

after transmission of the draft legislative act to the national parliaments,

having regard to the opinion of the European Economic and Social Committee (1),

having regard to the opinion of the Committee of the Regions (2),

in accordance with the ordinary legislative procedure (3),

SCHREMS II – IMPLICATIONS FOR INTERNATIONAL DATA TRANSFERS FROM EUROPE



DATA LOCALISATION

Country	Extent of localisation
Australia	health records
Canada (In Provinces - Nova Scotia and British Columbia)	public service providers: all personal data
China	personal, business, and financial data
Germany	telecommunications metadata
India	Payment System Data
Indonesia	public services companies must maintain data centers in country
Kazakhstan	servers running on the country domain (.kz)
Nigeria	all government data
Russia	all personal data
South Korea	geospatial and map data
Vietnam	service providers usage data

REGIONAL TRENDS + HIGHLIGHTS

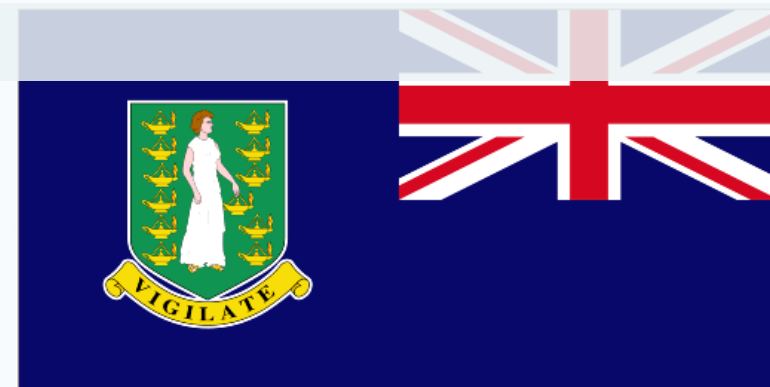




Passed laws since CIGF 2019:



Tabled laws since CIGF 2019:



St. Kitts and Nevis

DOMINICA

Enforcement action since CIGF 2019:



Considerations for the future



Considerations for the future



- Regulations needed
- Funding for regulators



THANK YOU

Questions?

About the Speakers: Carlton A. Samuels



Based in Kingston (Jamaica), Carlton has over twenty-five years of work experience as Lead ICT Consultant in donor funded projects for entities such as the EU, the World Bank, and the IADB. He has hands-on experience in providing practical advice to policy makers and excellent skills in progressing the policy development process in governmental and non-governmental agencies including work for the Government of Jamaica, the Government of St. Lucia, the Government of Grenada, and the Government of Haiti and a range of other Caribbean nations.

Contact:

LinkedIn: [linkedin.com/in/carltonsamuels/](https://www.linkedin.com/in/carltonsamuels/)

About the Speakers: Bartlett D. Morgan



Bartlett D. Morgan is a Senior Associate in the Barbados office of Lex Caribbean. Bartlett is the firm's lead on digital law matters, including data privacy. In this capacity, he has advised leading regional and international entities in banking, e-commerce, digital entertainment, professional services, healthcare and tourism on aspects of their data privacy compliance and cybersecurity obligations in multiple jurisdictions in the Caribbean.

Bartlett is a member of the International Association of Privacy Professionals (IAPP) and has contributed to leading international data privacy publications.

CONTACT:

Twitter: @bartlettmogan

LinkedIn: [linkedin.com/in/bartlettmogan](https://www.linkedin.com/in/bartlettmogan)