

Privacy Desk

Data Protection and Privacy Newsletter

www.privacydesk.in

A background image showing a business meeting with people in suits sitting around a table, with a laptop and papers visible. The image is dimmed and has a dark blue overlay.

Enforcement Updates



CJEU Judgement on consent

The Court of Justice of the European Union (CJEU) in the case between Orange Romania, a telecom provider and Romanian National Supervisory Authority for Personal Data Processing ruled that pre-ticked box consent obtained cannot demonstrate that the customer has validly given his consent. CJEU also stated that consent also becomes invalid when the customer is misled that, the contract of services will be terminated if he does not give his consent.

amazon



Actions against Amazon

A formal investigation is launched on Amazon by European commission after it was revealed that Amazon had access to non-public seller data which it aggregated to calibrate its own retail offers and make strategic business decisions resulting in market abuse.

On the other end a class action lawsuit has been filed in District Court of Delaware against Amazon under the Biometric Information Privacy Act for collecting and harvesting users' voiceprint without consent.



Whatsapp to be investigated

Bundeskartellamt, Germany's anti-trust agency recently reported that it will initiate sectoral inquiry into messenger services such as WhatsApp and other messenger services in terms of how they manage user's personal data and ensure protection of their privacy rights.

A background image of a business meeting with several people in suits sitting around a table. One person in the center has their hands clasped over a laptop. There are papers and pens on the table. The image is dimmed and has a dark blue overlay.

News around the globe



- **Gmail introduces new setting for smart features and personalization to help users to control their data.**



- **Facebook questioned on user tracking tools by US Senate's Judiciary Committee hearing under Section 230.**

A blurred background image of a business meeting. Several people in suits are seated around a table. One person in the center has their hands clasped over a laptop. Another person on the right is holding a pen. The overall scene is professional and collaborative.

India Updates



- **RBI to regulate Fintech market in India with customer protection and data security as guiding principles – Official speech by RBI Deputy Governor M Rajeshwar Rao. Refer official speech**



सत्यमेव जयते

MeitY

Government of India

- Draft Data Center Policy released by the Ministry of Electronics and Information Technology (MeitY) for public consultation.
- Aarogya Setu's knowledge sharing protocol's validity extended by six months by MeitY.

A background image showing a group of business professionals in a meeting. They are seated around a table with laptops and documents. The image is dimmed and has a dark blue overlay. The text 'Regulatory updates around the globe' is centered in white.

Regulatory updates around the globe



- **New Data Privacy Bill (Consumer Privacy Protection Act) proposed in Canada.**



- **Internet of Things Cybersecurity Improvement Act of 2020** unanimously approved by the United States Senate, heads for President's assent.



- National Assembly of Ecuador to soon conduct discussions on the draft Organic Law on Protection of Personal Data.

A background image of a business meeting with people in suits sitting around a table, holding pens and looking at documents. The image is dimmed and has a dark blue overlay.

EU Updates



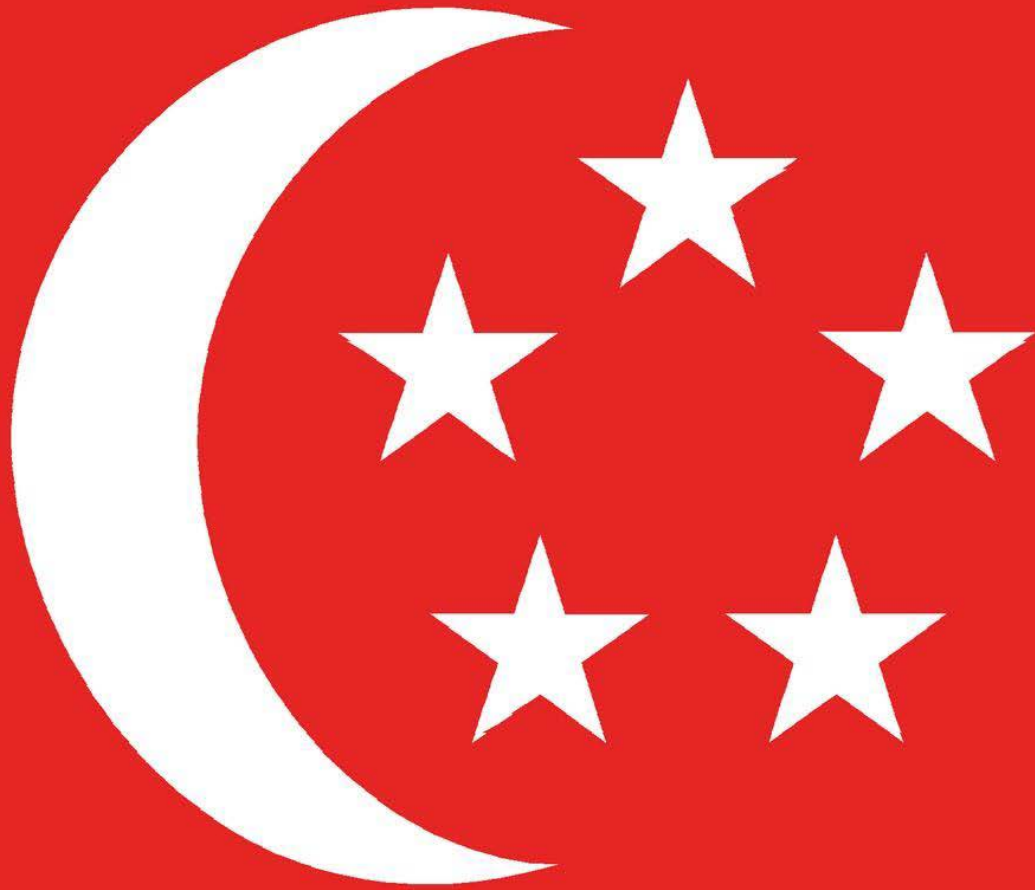


European Commission

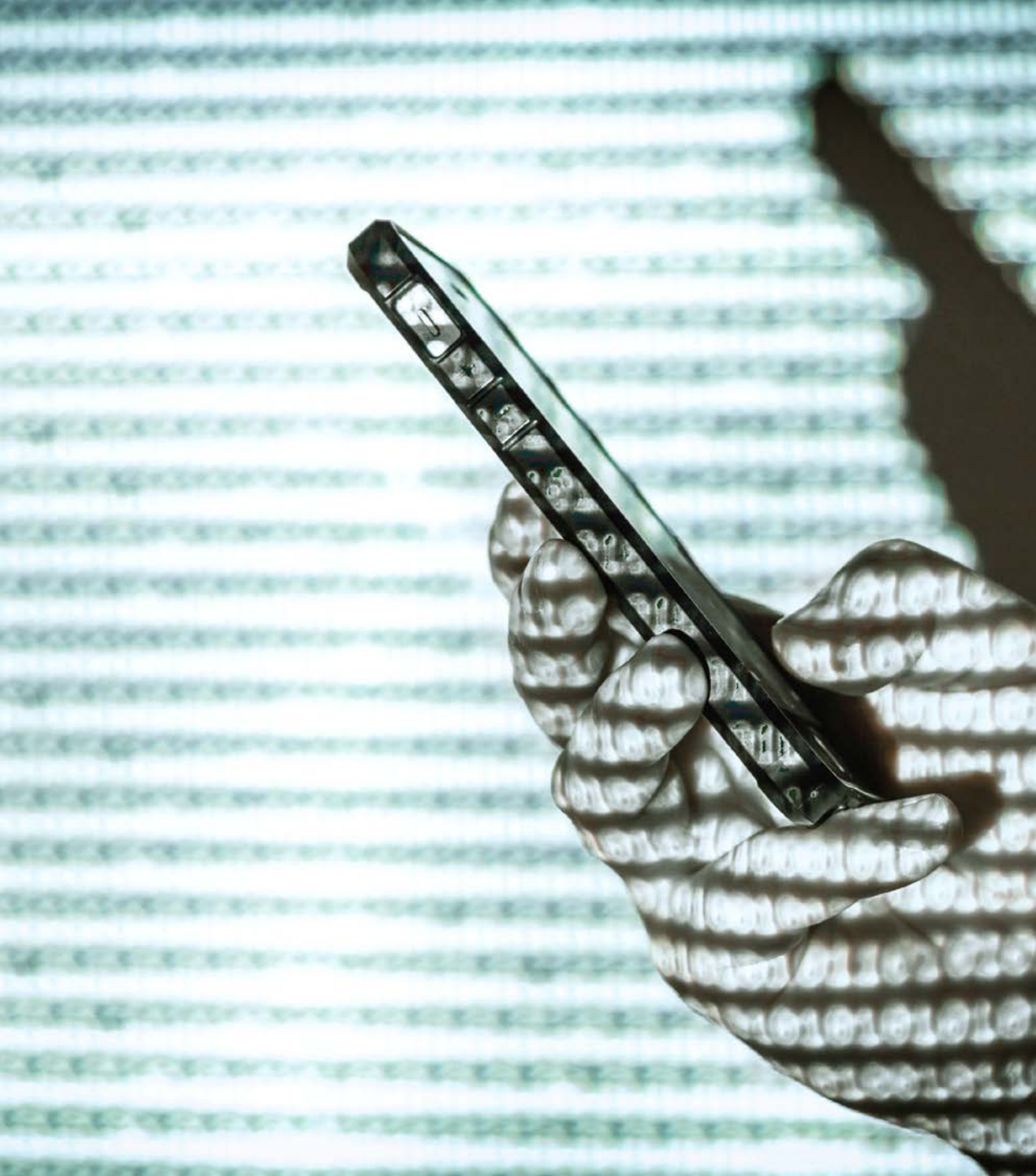
- **European Parliament's Committee on Civil Liberties, Justice and Home Affairs issued draft opinion on European data strategy.**
- **EDPB published recommendations on measures supplementing transfers tools for EU level data protection compliance.**

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Guidelines Issued



- **Personal Data Protection Commission, Singapore released an updated guide for developing a data protection management program.**



- **Colombian data protection authority announced sandbox on privacy by design and by default in artificial intelligence projects.**



- The data protection authority Rhineland-Palatinate, Germany issued a checklist on data transfers to third countries as per GDPR.

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