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PRIVACY LAWS & BUSINESS

DATA PROTECTION & PRIVACY INFORMATION WORLDWIDE

EU DP Regulation now faces the challenge of consistency

Nearly half way between the adoption of the EU Data Protection Regulation and May 2018 when it applies, concerns include national variations and international data transfers.

Laura Linkomies reports.

The EU Commission is now actively engaging with EU Member States to ensure that national exemptions will not be too severe in the areas where flexibility is possible. One of the most advanced countries in terms of implementation

is Germany, and there are several variations from the GDPR in the draft Bill (see p.35 in this issue). *Karolina Mojzesowicz*, Deputy Head, Data Protection Unit, EU DG

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Indonesia enacts Personal Data Regulation

The Regulation is the first comprehensive privacy law in Indonesia, but lacks effective enforcement mechanisms.

By **Andin Aditya Rahman**.

At the twilight of 2016, there were considerable developments in Indonesia's privacy law framework. Firstly, Indonesia's parliament enacted Law No. 19 of 2016 (EIT Law Amendment) on the Amendment to Law No. 11 of 2008

on Electronic Information and Transactions (EIT Law), introducing the right to be forgotten to the Indonesian legal framework. This is a concept pioneered in Europe which

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PUBLISHER**Stewart H Dresner**

stewart.dresner@privacylaws.com

EDITOR**Laura Linkomies**

laura.linkomies@privacylaws.com

DEPUTY EDITOR**Tom Cooper**

tom.cooper@privacylaws.com

ASIA-PACIFIC EDITOR**Professor Graham Greenleaf**

graham@austlii.edu.au

REPORT SUBSCRIPTIONS**Glenn Daif-Burns**

glenn.daif-burns@privacylaws.com

CONTRIBUTORS**Andin Aditya Rahman**

Assegaf Hamzah & Partners, Indonesia

Tim Hickman, Matthias Goetz and**Chris Ewing**

White & Case LLP UK

Dr Detlev Gabel

White & Case LLP Germany

Edward Hasbrouck

The Identity Project, US

Jim Halpert and Michelle Anderson

DLA Piper, US

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Privacy Laws & Business, 2nd Floor,
Monument House, 215 Marsh Road, Pinner,
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Tel: +44 (0)20 8868 9200**Fax: +44 (0)20 8868 5215****Email: info@privacylaws.com****Website: www.privacylaws.com**

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**comment**

More laws, more awareness

This 30th Anniversary February edition includes a comprehensive table of 120 privacy laws and 31 proposed laws worldwide (p.14). While more and more laws are adopted outside Europe, the influence of the EU Data Protection Directive, and indeed the EU Data Protection Regulation (GDPR), can be seen. Just as we were going to print, Argentina issued a draft Bill to update its existing law to be more in line with the latter (p.11). Indonesia has already amended its law to make it comprehensive (p.1).

In Europe, all efforts are now on national implementation of the GDPR. The EU Commission is worried that national emphasis and use of available derogations somewhat erode the goal of harmonisation (p.1). Germany has an advanced draft, which includes several points that differ from the GDPR text, while the Netherlands is looking for a more mainstream adoption of the provisions (p.35). Another urgent topic on the EU agenda is the revision of privacy rules for the telecoms sector – their scope is being extended and this brings additional challenges for business (p.27).

The need for Data Protection Officers (DPOs) will increase in the future in the EU. DPOs please note that all *PL&B* events offer Continuing Professional Development (CPD) points – for example, 18 CPD hours at *Promoting Privacy with Innovation*, our 30th Anniversary International Conference in Cambridge, 3-5 July, at St. John's College, Cambridge. A list of 35 confirmed speakers is at www.privacylaws.com/annualconference from where you can click through to the registration page.

At last month's CPDP conference in Brussels, there was much talk about adequacy and the EU-US Privacy Shield. EU Commissioner for Justice, Věra Jourová, announced that the EU is monitoring developments closely and that she will visit the US this spring to discuss the working of the Shield with US counterparts (p.5). We return to this issue at the Cambridge conference, where speakers from the European Commission and the US will reveal the latest state of play.

In the US, the cybersecurity framework is being revised (p.29). Much attention has been paid to President Donald Trump's executive order threatening privacy rights of non-US citizens (p.34).

Finally, we return to the Court of Justice of the European Union decision on IP addresses. They are personal data in many circumstances – but were the right questions asked, and will the GDPR change the outcome, our correspondents ask (p.32)?

Laura Linkomies, Editor

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Do you have a case study or opinion you wish us to publish? Contributions to this publication and books for review are always welcome. If you wish to offer reports or news items, please contact Laura Linkomies on Tel: +44 (0)20 8868 9200 or email laura.linkomies@privacylaws.com.

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