SCOPE AND APPLICABILITY

Applies to the collection and processing of personal data that occurs in Colombia about its residents or when applicable through int'l laws or treaties.



PRINCIPLES OF DATA PROCESSING

Data Subject

Controller Processor

THE PLAYERS





PERSONAL DATA

Identified Identifiable

SENSITIVE DATA

Sensitive data is defined as any data that affects the individual's intimacy or whose improper use may cause discrimination. Sensitive data includes information about:

- racial or ethnic origin
- religious or philosophical beliefs
- political opinion
- · trade union or political organization membership
- · health or sex life
- biometric data



CONSENT

Consent is generally required

Consent must be informed, and



Legality

Purpose

Recently interpreted to apply to organizations outside of Colombia.

Industry and Commerce

RESPONSIBILITIES OF ORGANIZATIONS

National Registry of Databases

Data Protection Officer (DPO)

(or designated department)

Respond to Data Subject Requests









given prior to processing. Controllers must explain the purpose of the processina and data subject rights, among other things.

for data processing.

Silence or inaction are not valid consent.

Data subjects can withdraw consent at any time.



Legitimate purpose. Liberty

Processing data generally requires the express and informed consent of data subjects.

Processing data must be for a

Processing data must comply with law.

Accuracy or Quality

Data must be accurate, complete. clear, up-to-date, verifiable, and comprehensible.

Transparency

Data subjects must be informed about the existence of data related to them.

Access and Limited Circulation

Data processing can only be done by authorized entities. Personal data can't be improperly disclosed

Security

Personal data must be protected.

Confidentiality

Every person involved in the processing of data must guarantee confidentiality.





General Personal Data **Protection Law**

WITHOUT CONSENT Exceptions where personal

data can be processed without consent:

PROCESSING DATA

- · data requested by gov't entities pursuant to law
- · data of a public nature
- · in cases of medical or sanitary urgency
- · for historical, statistic, or scientific purposes authorized by law
- · data in the civil registry of citizens available to the public (ID number, last names, and place and date where the ID was issued)

INDVIDUAL RIGHTS

DATA TRANSFER

Generally, data transfers to third parties require the data subject's consent.

Data transmissions from controllers to their processors don't require consent if there is a contract.



INTERNATIONAL DATA TRANSFER



Exceptions to adequacy include consent or conformity declaration by DPA for a specific data transfer.

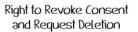


Right to Request Proof of Consent

> Right to Complain



For individual use only Contact



Right to Access











penalties with jail time. Suspension and closure of data processing activities.

ENFORCEMENT

of Industry and Commerce

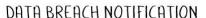
Maximum fine is up to 2,000

minimum statutory monthly

wages (about US \$500,000).

Enforced by the Superintendence

Data subjects can bring lawsuits for violations.



Controllers and processors must notify the DPA of the occurrence of a security incident that may create a risk or damage to the data subject.

The notice must be given no later than 15 working days from the date in which the data breach is detected.





www.teachprivacy.com

Privacy Training by Prof. Daniel J. Solove

us for permission to distribute

Men of

Mary Mary 12



Privacy Awareness Training for Global Organizations



Impeccable Expertise Our training is created by Professor Daniel Solove, one of the world's leading

privacy and security experts.

Clear and Engaging

Masterful use of concrete examples, quiz questions, activities, games, and vignettes.

100+ Topics









A Course by Professor Daniel J. Solove (20 mins)

Course Outline

- **▶** Introduction
- Scope and Applicability
- ▶ The Players
- Personal Data
- Sensitive Data
- Consent
- Processing Personal Data Without Consent

- ► Principles of Data Processing
- Individual Rights
- **▶** Responsibilities of Organizations
- Data Breach Notification
- ► Transfer of Personal Data
- International Data Transfer
- **▶** Enforcement
- Conclusion



Visit Us:

www.teachprivacy.com

Contact Us:

inquiry@teachprivacy.com