

Have You Set Your Compliance Clock?

Businesses should start preparing now to be compliant.

The EU's new data protection legislation – the General Data Protection Regulation (GDPR) – will be enforceable starting May 25, 2018.

The GDPR applies to your organization, *even if you do not have a physical presence in the EU*, if you:

- processes personal data, either on its own behalf or on behalf of other businesses (processor), in the scope of the activities of one of its EU based businesses, regardless of whether the processing takes place in the EU
- has employees in the EU; or
- even without a physical presence in the EU, offers goods or services to individuals in the EU or monitors their behavior

Organizations should start now to ensure compliance by May 2018 to avoid:

- Penalties up to €20 million or 4% of annual worldwide turnover
- Suspension of processing activities
- Litigation costs and damages
- Reputational damage

GDPR Compliance Can Add Value to Your Business

- Data mapping → More efficient data operations
- Privacy by Design → Improved ROI
- Minimization of customer data → Reduced marketing and storage costs
- More transparency and choice regarding data use → Greater customer confidence



Practical Business Advice

Our global Data Privacy & Cybersecurity (DPC) team can assist your organization with implementing practical approaches to meet the challenges and opportunities that the GDPR presents. With our comprehensive knowledge of the changing European data protection landscape, we can help your organization become GDPR-ready by:

- **Gap Analysis:** Assessing current practices against the GDPR requirements, identifying gaps, developing a streamlined work plan to address those gaps and providing comprehensive templates that will enable your organization to efficiently address compliance issues.
- **Data Mapping:** Assisting to create a record of your processing activities as required by the GDPR.
- **Data Protection Officer (DPO):** Advising on compliance with new mandatory DPO requirements.
- **Data Transfers Outside the EU:** Advising on and implementing appropriate data transfer solutions.
- **Consent:** Reviewing existing consents, advising on alternatives to individual consent for processing and, where necessary, implementing mechanisms for obtaining explicit data subject consents.
- **Notice:** Reviewing and redrafting privacy notices to include the new mandatory information required by the GDPR.
- **Vendor Compliance and Management:** Developing template vendor agreements to address GDPR requirements and manage risk within your organization, including key provisions such as data ownership, liability for breach of data protection or security requirements and notification requirements for a security incident, and reviewing or revising existing contracts.
- **Data Subject Requests:** Developing systems/processes that will enable your organization to respond to access, erasure and portability requests in the manner and within the timeframe stipulated in the GDPR.
- **Data Protection Impact Assessments (DPIAs):** Evaluating whether processing qualifies as “high risk” and, if so, developing appropriate DPIAs, and assisting you with any consultation with the data protection authority required.
- **Data Incident Response:** Creating a robust data breach response plan that will help your organization meet the 72-hour notification deadline.
- **Privacy by Design:** Advising and assisting in developing procedures relating to privacy by design and by default.
- **Security Assessments:** Assessing the adequacy of your security controls and the arrangements with your service providers/processors, including providing security compliance checklists.

Map the Best Course to GDPR Compliance

- Our global footprint allows us to provide assistance in the jurisdictions where you do business
- Our experience advising numerous SMEs, multinational companies and global organizations with GDPR compliance will translate into efficiencies for your organization
- Our commercial knowledge allows us to help you manage your data to leverage its value while meeting your compliance obligations
- With deep roots in the EU, we are able to assist you in developing good working relationships with EU data protection authorities (DPAs) and other regulators
- Our well-connected EU Public Policy team can help you have a voice as the regulations are developed

