




Privacy Desk

Data Protection and Privacy Newsletter

www.privacydesk.in

A photograph of several people in business attire sitting around a table, likely in a meeting. One person in the center has their hands clasped, holding a pen. A laptop is open on the table. The image is overlaid with a semi-transparent dark blue filter.

Lawsuits



Facebook sued for violating Australian's privacy

The Australian Competition and Consumer Commission has filed a lawsuit in Australian Federal Court against Facebook and subsidiaries, Facebook Israel and Onavo Inc. for misleading the Australian consumers by representing that their personal data will be kept secure and private, whereas it collected, aggregated, and used personal data for commercial purposes in violation of data privacy regulations.

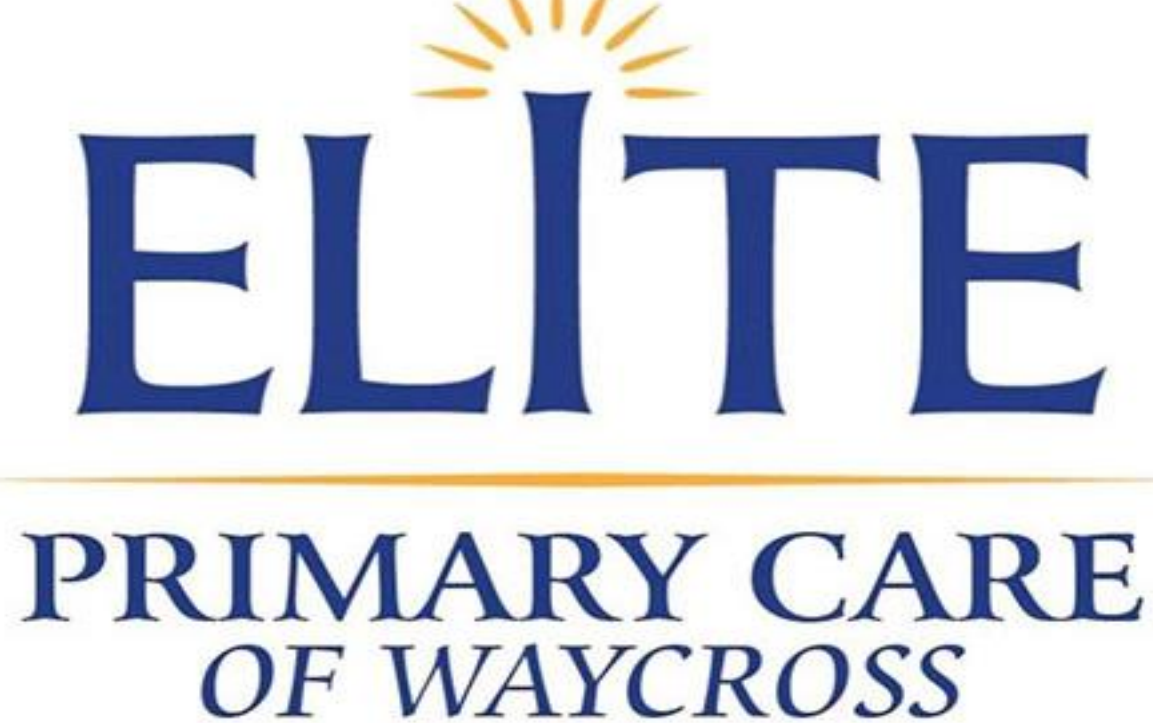


Google faces anti-trust lawsuits in US

Two collations led by the Attorney Generals of Texas and New York have bought lawsuits against Google LLC for unlawful, deceptive and anti-competitive trade practices in the digital advertising industry. It is alleged that Google sells users personal data for real time targeted advertising to third parties, while misrepresenting that it does not sell user's personal data to anyone.

A background image showing 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.

Enforcement Updates



HHS settles with Elite Primary Care

U.S. Department of Health and Human Services' Office for Civil Rights (HHS) entered into settlement resolution with Elite Primary Care under its Health Insurance Portability and Accountability Act of 1996 Right of Access Initiative.

Elite Primary Care had failed to provide medical reports to complainant despite requests and as settlement has now agreed to pay USD 36,000 to HHS and take corrective actions.



AEPD fines financial services company for GDPR violations

The Spanish data protection authority (AEPD) fined financial services company, Banco Bilbao Vizcaya Argentaria, EUR 5 million for failure to obtain consent and insufficient disclosure on data processing.



ICO actions on Pension House Exchange and Pownall Marketing

The Information Commissioner's Office (ICO) UK has fined Pension House Exchange GBP 45,000 under the Privacy and Electronic Communications Regulations for making unsolicited direct marketing calls. The Fine Recovery Unit of ICO has initiated proceedings against Pownall Marketing Limited, which was fined GBP 250,000 for nuisance marketing calls.



USD 210 million civil penalty on DISH Network

The US Department of Justice announced that DISH Network LLC will settle charges against it for making telemarketing calls by paying a civil penalty of USD 126 million to the US Government and an additional USD 84 million to the states of California, Illinois, North Carolina, and Ohio for violations under the Federal Trade Commission's Telemarketing Sales Rule.

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.

EU - Brexit Updates





- **ICO releases statement on UK government's announcement about continued data flow between EU and EEA to the UK, until adequacy decisions have been adopted.**
- **CNIL issues statement on data flow post Brexit, highlights that post 1 July 2021, in the absence of an adequacy decision, any transfer to the UK will be considered a transfer to a third country.**
- **The Rhineland-Palatinate data protection authority issues statement on data transfers under draft Brexit agreement.**



- **German Data Protection Authority, (DSK) issues statement on draft EU-UK Trade and Cooperation Agreement's ('TCA') provisions allowing for the continued free flow of personal data from the EU, EEA, and EFTA States to the UK.**



- **Irish DPC issues guidance on Transfers of Personal Data from Ireland to the UK, post Brexit.**

A blurred background image of a business meeting. Several people in professional attire are seated around a table. One person in the center has their hands clasped over a laptop. Another person on the left is holding a pen over a document. The overall scene is dimly lit, with a dark blue overlay.

International Updates





- **Report on data localisation trends and challenges released by The Organisation for Economic Co-Operation and Development (OECD).**



- **Hearing on the Invalidation of the EU-U.S. Privacy Shield and the Future of Transatlantic Data Flows commenced by the Senate Committee on Commerce, Science and Transportation in USA.**

A background image showing a business meeting with people in suits sitting around a table with laptops and documents. The image is dimmed and has a dark blue overlay.

India Updates



- **Draft report on Non-Personal Data Governance Framework, released by the Expert Committee on Non-Personal Data Governance Framework.**
- **Private Companies and PSU's among others will be allowed access to Crime and Criminals Tracking Network Systems (CCTNS) data for a fee, raises privacy concerns.**
- **India to come up with a data protection model that the world follows - Ajay Prakash Sawhney, Secretary to Ministry of Electronics and Information Technology (GOI).**

Contact Information



Gurugram Office:

1st Floor, AIHP Palms

242 & 243, Udyog Vihar IV, Gurugram-122015

Mumbai Office:

20th Floor, WeWork, Oberoi Commerz II

Goregaon East, Mumbai-400063



+91-124-4309061/2



info@privacydesk.in



www.privacydesk.in