

Data

SHERIDANS

Antonia Gold

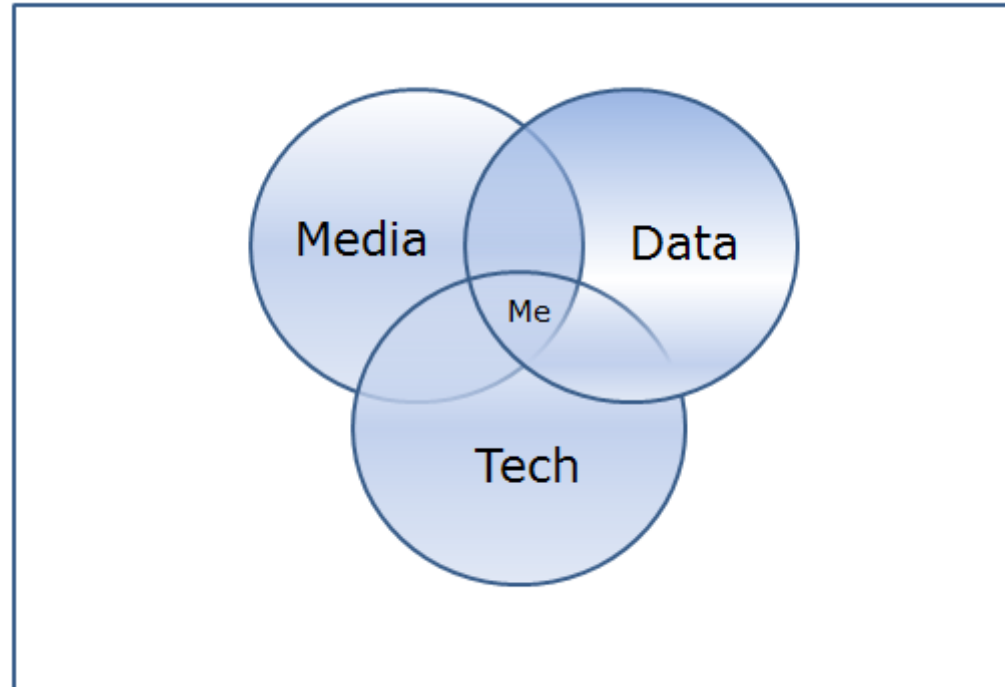
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Brexit & the Free Flow of Data



SHERIDANS



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GDPR – Personal Data

What does the GDPR cover?

What is personal data?

- Identity Data & Contact Data
- Technical Data (Cookies, Tracking etc.)

Whose personal data do you need to think about?

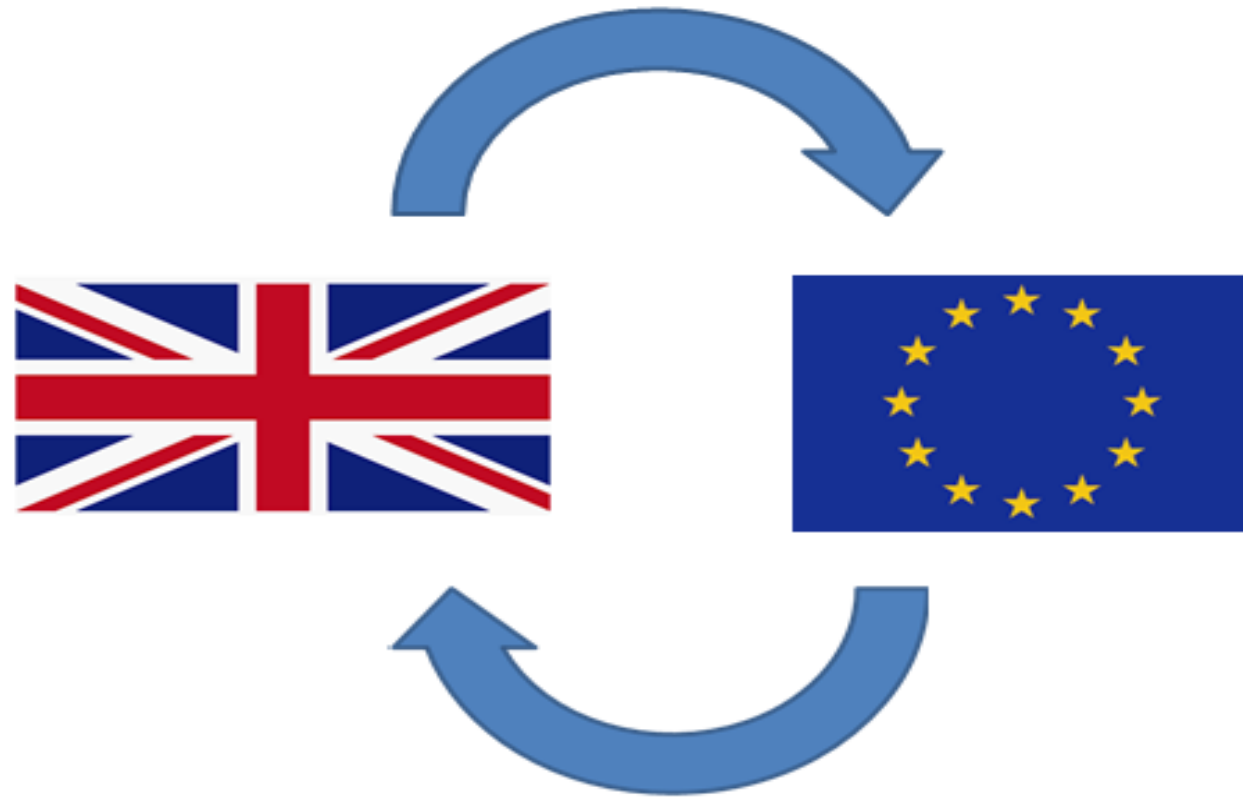
- Customers (Theatre-goers)
- Potential Customers (Marketing)
- Employees/ Freelancers



GDPR – Show of Hands

Raise you hand if you feel that you have a good understanding of GDPR!

International Data Transfers - Pre-Brexit



Brexit Options

Broadly 2 Options:

1) Deal & Transition

2) No-Deal



International Data Transfers – Post No-Deal Brexit

Companies should be looking to take the following steps:

- **Identify** personal data transfers between the EU and the UK;
- Determine the **appropriate data transfer instrument** to those maintain data flows;
- If required, implement a **data processing addendum** using the appropriate form of **Standard Contractual Clauses**;
- Update relevant **privacy notices** and **internal documentation** ensuring that these compliant with local UK data protection legislation.

International Data Transfers – Post No-Deal Brexit



“The UK government has stated that transfers to the EEA will not be restricted”

International Data Transfers Post-No-Deal Brexit



“If a business or organisation in the EEA is sending you personal data, [...]. You will need to take action with them so the data can continue to flow.”

Appropriate Safeguards – Model Clauses

Usually the simplest way. 3 Step process:

1. Are you a **controller** or **processor**? Is the sender a controller or processor
2. Pick the **right template**: controller-controller or controller-processor
3. Finally, **fill it in & sign**: purposes, scope and context of the processing

Appropriate Safeguards – SCCs

Are you a Processor or Controller?

Who's making decisions?

- **Why** is data processed?
- **How** is data being processed?
- **What** data is being processed?
- **Whose** data is being processed

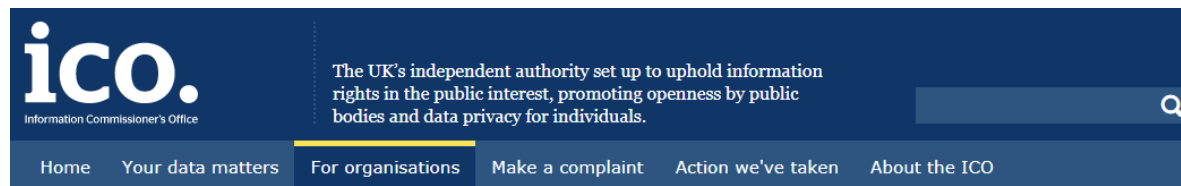


Appropriate Safeguards – the Future

Adequacy Decision to confirm that a particular country, has an adequate data protection regime.



Brexit & Data – What else?



Data protection and Brexit

Guidance and resources for organisations after Brexit



Get your data protection compliance **READY** and **SET** for a no-deal Brexit

Guidance and resources to help small businesses and organisations better prepare for data protection compliance after a no-deal Brexit.

Further reading

Blog: How will personal data continue to flow after Brexit?



Resources to help organisations prepare for a no-deal Brexit

Guidance for SMEs on how to prepare for a no-deal Brexit