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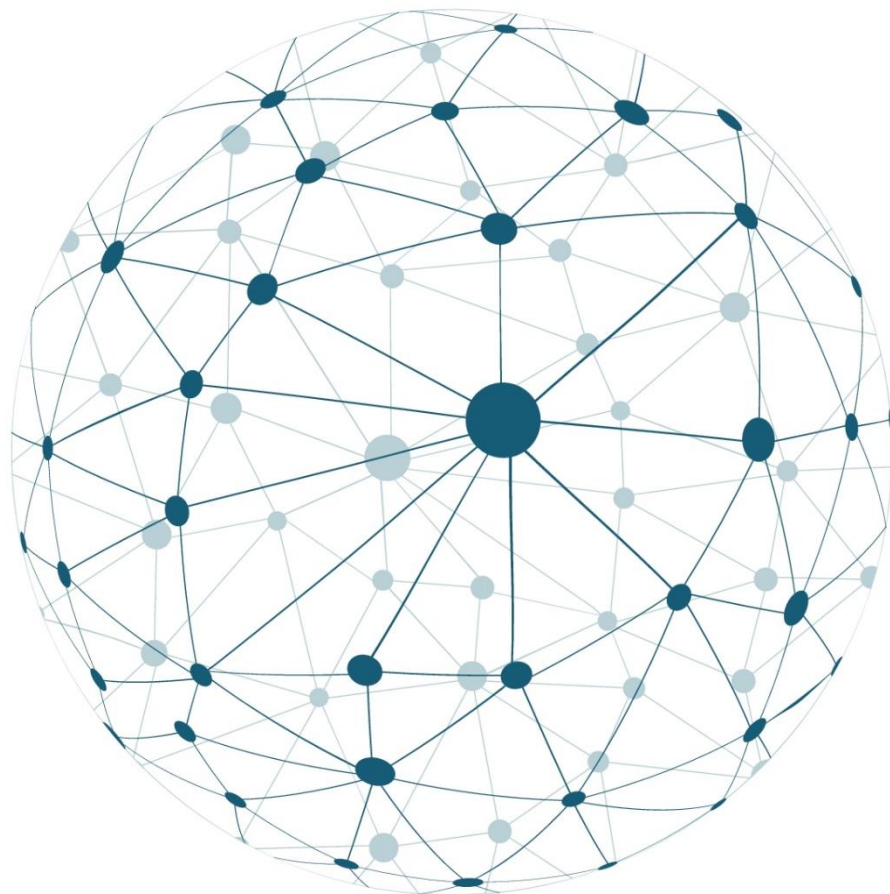
UNIVERSITY OF PASSAU IRDG RESEARCH PAPER SERIES No. 22-15

# **MAPPING GLOBAL DATA LAW**

## **Part I: Data Protection Legislation**

**Moritz Hennemann / Gregor Lienemann /  
Clemens Spirkel (eds.)**

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## Abstract

This publication visualises the current state of data protection laws and conventions around the world on a continent-by-continent basis. It not only encompasses laws that have passed and which are enforced in their respective jurisdiction, but also makes references to ongoing bills and legislative projects.

## Cite as

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## Keywords

Data Protection, Data Protection Law, Data Protection Laws, Global Data Law, Global Data Protection Law, Comparative Data Law, Comparative Data Protection Law, Brussels Effect, Beijing Effect, Strasbourg Effect, Data Protection Authorities; Although the links to publicly available were carefully chosen and checked, please note that we do not bear responsibility for the accuracy, legality, or content of external sites or of that of subsequent links. At the time of linking no infringing content could be observed. If we become aware of an infringement, we will remove the respective link immediately

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## Foreword

Dear Fellow Reader,

In the last decade, the data protection law reform in Europe gained steam through a legislative proposal that would ultimately become the European Union General Protection Regulation (GDPR). A decade later, the number of jurisdictions around the world to enact comprehensive data protection legislation has almost doubled. Whereas the European Union's first mover-advantage induced by the GDPR has undoubtedly contributed to this increase in legislative activity, it is arguably starting to fade as laws from key geopolitical actors appear, most notably China and the United States. And yet, the 'Brussels Effect' (*Bradford*) continues to exert substantial influence upon lawmakers choosing to emulate the GDPR regulatory architecture, also in the Global South.

Organised into continents and topics, the selection of maps gathered here aims to visualise broadly and to provide a convenient gateway for further research into the ongoing competition of data protection frameworks worldwide. By linking to active data protection bills and statutes of more than 100 countries as well as over 20 territories (with English translations, where available), we hope to offer some assistance in the time-consuming task of locating the relevant law(s). To account for developments from July 2022 onwards, this legislative survey is complemented by a regularly updated and expanded [Interactive Map](#) as well as by our [Global Data Law & Policy Reading List](#). A second focus of the project consists in pointing out instruments of international convergence in the field of data protection law, for instance by tracking the progress of modernising Council of Europe Convention 108. Beyond these select few issues, we cannot nor do we intend to replicate the efforts and research tools already in existence for the vast field that is global privacy and data protection (a non-exhaustive list of which is given below). Subsequent instalments of the project will deal with more topical aspects, namely with data (subject) rights and with the emerging regulation of various facets of the data economy.

We are more than happy to hear your thoughts about the maps in general and about what we have missed – and warmly welcome recommendations in order to close gaps, adjust for our (inevitably) European perspective, and to correct us! Please drop us an e-mail to [moritz.hennemann@uni-passau.de](mailto:moritz.hennemann@uni-passau.de) and / or [gregor.lienemann@uni-passau.de](mailto:gregor.lienemann@uni-passau.de).

The following maps are a result of team spirit and effort. We like to profoundly thank Anas al-Qudah, Patricia Boshe, Maylin Fidler, and Sofija Rašić for adding their invaluable expertise to the project and for taking responsibilities on individual maps. Moreover, we extend our gratitude to the entire team at the Research Centre for Law and Digitalisation (FREDI), first and foremost to our student research assistant Matthias Biller, for extremely helpful support in preparing and revising parts of the project.

Sincerely yours,  
Moritz Hennemann, Gregor Lienemann, and Clemens Spirkel



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6. L06 | Middle East
7. L07 | South Pacific
8. L08 | Western Balkans

## II. International Standards and Conventions

1. I01 | European Union Adequacy Decisions
2. I02 | Parties to Council of Europe Convention 108 / 108+
3. I03 | Parties to the Malabo Convention

## Mapping Global Data Law – Helpful Resources

Aaronson, S. / Struett, T. /  
Togola, S. / Wheeler, I. / Zable, A.

Digital Trade & Data Governance Hub – Global Data Governance Map (July 2022), available at:  
<https://datagovhub.letsnod.com/>

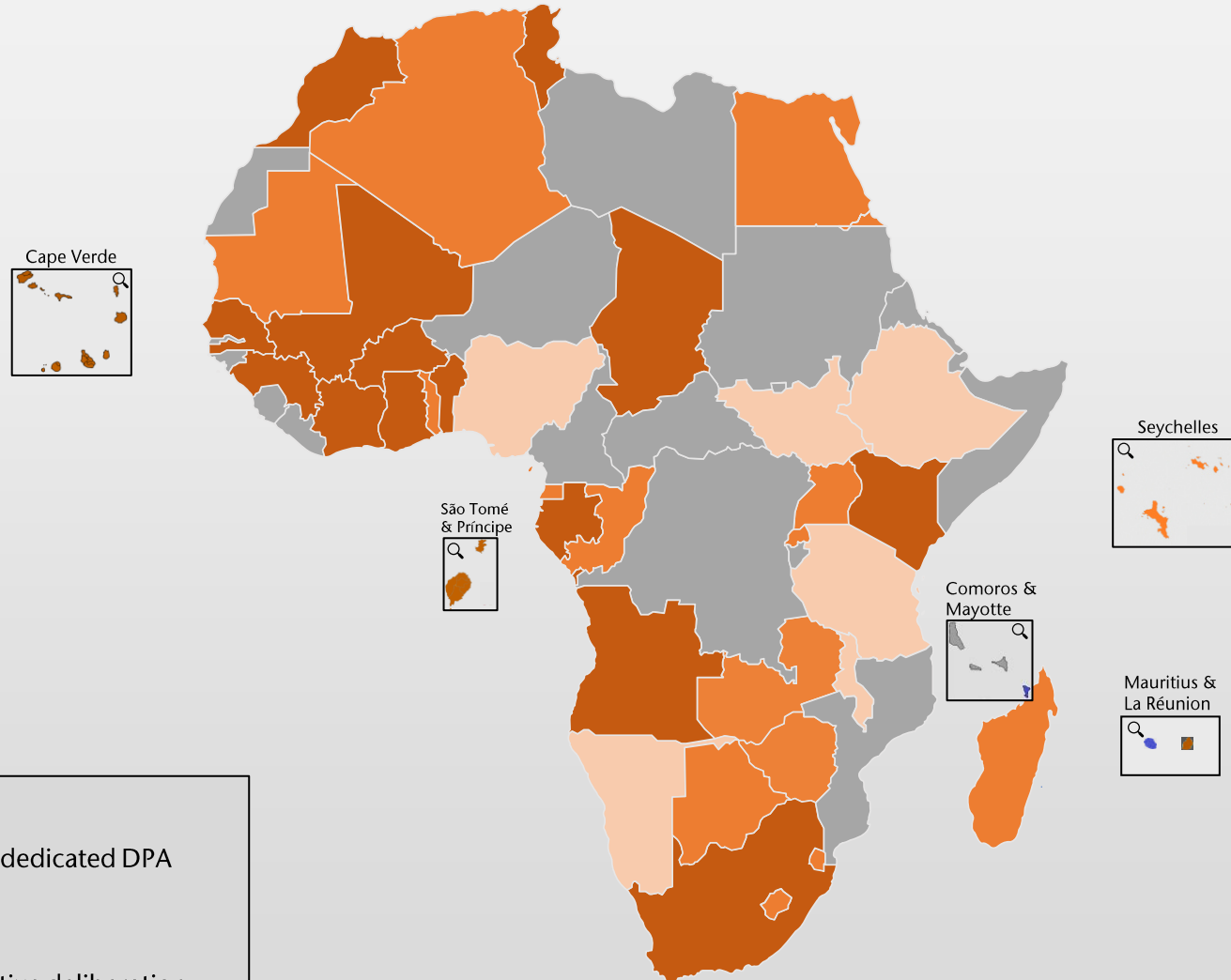
Greenleaf, G.

Global Tables of Data Privacy Laws and Bills (7<sup>th</sup> Ed, January 2021)  
(2021) 169 *Privacy Laws & Business International Report* 6-19, available at: [https://papers.ssrn.com/sol3/papers.cfm?abstract\\_id=3836261](https://papers.ssrn.com/sol3/papers.cfm?abstract_id=3836261)

IAPP

Global Comprehensive Privacy Law Mapping Chart  
(April 2022), 6 pp., available at: [https://iapp.org/media/pdf/resource\\_center/global\\_comprehensive\\_privacy\\_law\\_mapping.pdf](https://iapp.org/media/pdf/resource_center/global_comprehensive_privacy_law_mapping.pdf)

# L01 | Data Protection Laws in Africa



### Map Legend

-  Data protection law enforced by dedicated DPA
-  Data protection law passed
-  Data protection bill under legislative deliberation
-  Direct application of a foreign law (GDPR)
-  No specific data protection legislation

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## List of Data Protection Laws in Africa

State	Official designation of the law	Translation / short title	Law officially adopted	DPA established (name)	Enforcement commenced
Algeria	<a href="#">Loi n° 18-07 du 25 Ramadhan 1439 correspondant au 10 juin 2018 relative à la protection des personnes physiques dans le traitement des données à caractère personnel</a>	Law n° 18-07 of 10 June 2018 on the protection of natural persons with respect to the processing of personal data	10 June 2018	no	— (one year after establishment of DPA, art. 75)
Angola	<a href="#">Lei n.º 22/11 da Protecção de Dados Pessoais</a>	Law n.º 22/11 on the Protection of Personal Data	17 June 2011	yes ( <a href="#">APD</a> )	8 October 2019 <sup>1</sup>
Benin	<a href="#">Loi n° 2017-20 du 20 avril 2018 portant code du numérique en République du Bénin</a> , artt. 379-490	Law n° 2017-20 of 20 April 2018 relating to the digital code of the Republic of Benin (Digital Code), artt. 379-490	20 April 2018	yes ( <a href="#">APDP</a> )	20 April 2018
Botswana	<a href="#">Data Protection Act, 2018 (Law No. 32 of 2018)</a>	Data Protection Act, 2018	3 August 2018	no (Commissioner recently appointed <sup>1a</sup> )	15 October 2022 <sup>1b</sup> (grace period of one year, s 54(1))
Burkina Faso	<a href="#">Loi n° 001-2021/AN portant protection des personnes à l'égard du traitement des données à caractère personnel</a>	Law n° 001-2021/AN relating to the protection of persons toward the processing of personal data (replacing Law n° 010-2004/AN)	30 March 2021	yes ( <a href="#">CIL</a> )	30 March 2022 (grace period of one year, art. 81(3); prior law enforced from 18 May 2007 <sup>2</sup> )
Cape Verde	<a href="#">Lei n.º 41/VIII/2013 de 17 de Setembro</a> <a href="#">Lei nº 121/IX//2021 de 17 de março</a>	Law n.º 41/VIII/2013 of 17 September (as amended by Law n° 121/IX 2021 of 17 March)	17 March 2021	yes ( <a href="#">CNPDP</a> )	17 April 2021 (one month after publication, art. 6(1))
Chad	<a href="#">Loi n° 007/PR/2015 portant protection des données à caractère personnel</a>	Law n° 007/PR/2015 relating to the protection of personal data	10 February 2015	yes ( <a href="#">ANSICE</a> )	10 February 2016 (private sector, art. 96(b)) 10 February 2017 (public sector, art. 96(a))
Congo (Rep.)	<a href="#">Loi n° 29-2019 du 10 octobre 2019 portant protection des données à caractère personell</a>	Law n° 29-2019 of 10 October 2019 relating to the protection of personal data	10 October 2019	no	— (for dates of compliance, see art. 100)
Egypt	<a href="#">قانون رقم ١٥١ لسنة ٢٠٢٠ بإصدار قانون حماية البيانات الشخصية</a>	<a href="#">Law no. 151 of 2020 (Data Protection Law)</a>	13 July 2020	no	— (one year after publication of Executive Regulations)

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## List of Data Protection Laws in Africa (2)

State	Official designation of the law	Translation / short title	Law officially adopted	DPA established (name)	Enforcement commenced
Equatorial Guinea	<a href="#">Ley Núm. 1/2016, de fecha 22 de Julio, de Protección de Datos Personales</a>	Law No. 1/2016 of 22 July on the Protection of Personal Data	22 July 2016	no	—
Ethiopia	<a href="#">የግሌ ዲ.ታ ጥበቃን ለሰው-የንግድ የወጣ አዋጅ (v. 01.03.2020)</a>	<i>Proclamation to Provide for Personal Data Protection (v. 01.03.2020)</i>	—	no	—
Gabon	<a href="#">Loi n°001/2011 relative à la protection des données à caractère personnel</a>	Law n°001/2011 on the protection of personal data	25 September 2011	yes ( <a href="#">CNPDCP</a> )	31 May 2018 <sup>3</sup>
Ghana	<a href="#">Data Protection Act, 2012</a>	—	10 May 2012	yes ( <a href="#">DPC</a> )	November 2012 <sup>4</sup>
Guinea	<a href="#">Loi N° L/ 2016/ 037/ AN, Relative à la cybersécurité et la protection des données à caractère personnel en République de Guinée, 2<sup>ème</sup> partie</a>	Law N° L / 2016 / 037 / AN, On cybersecurity and on the protection of personal data in the Republic of Guinea, 2 <sup>nd</sup> part	26 July 2017	no	—
Ivory Coast	<a href="#">Loi n° 2013-450 du 19 juin 2013 relative à la protection des données à caractère personnel</a>	Law n° 2013-450 of 19 June 2013 on the protection of personal data	19 June 2013	yes ( <a href="#">ARTCI</a> )	19 December 2013 (grace period of six months, art. 53)
Kenya	<a href="#">The Data Protection Act No. 24 of 2019</a>	Data Protection Act, 2019	8 November 2019	yes ( <a href="#">ODPC</a> )	16 November 2020 <sup>5</sup>
Lesotho	<a href="#">Act No. 5 of 2012. Data Protection Act, 2011 (as amended)</a>	Data Protection Act, 2011 (as amended)	1 January 2013	no	—
Madagascar	<a href="#">LOI N° 2014 – 038 Sur la protection des données à caractère personnel</a>	Law N° 2014 – 038 On the protection of personal data	9 January 2015	no	—
Malawi	<a href="#">The Data Protection Bill, 2021</a>	—	—	no	—
Mali	<a href="#">Loi N°2013-015/ du 21 mai 2013 portant protection des données à caractère personnel en République du Mali</a>	Law N°2013-015 of 21 May 2013 relating to the protection of personal data in the Republic of Mali	21 May 2013	yes ( <a href="#">APDP</a> )	July 2015 <sup>6</sup>

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## List of Data Protection Laws in Africa (3)

State	Official designation of the law	Translation / short title	Law officially adopted	DPA established (name)	Enforcement commenced
Mauritania	<a href="#">Loi n° 2017-020 sur la protection des données à caractère personnel</a>	Law n° 2017-020 on the protection of personal data	22 July 2017	no	—
Mauritius	<a href="#">The Data Protection Act 2017. Act No. 20 of 2017</a>	Data Protection Act 2017	22 December 2017	yes (DPO)	15 January 2018
Morocco	<a href="#">Loi n° 09-08 relative à la protection des personnes physiques à l'égard du traitement des données à caractère personnel</a>	Law n° 09-08 on the protection of natural persons with regard to the processing of personal data	18 February 2009	yes (CNDP)	28 March 2011 <sup>Z</sup>
Namibia	<i>Draft Data Protection Bill</i>	—	—	no	—
Niger	<a href="#">Loi n° 2017-28 du 03 mai 2017, relative à la protection des données à caractère personnel</a> <a href="#">Loi n° 2019-71 du 24 décembre 2019</a>	Law n° 2017-28 of 3 May 2017, on the protection of personal data (as amended by Law n° 2019-71 of 24 December 2019)	3 May 2017	yes (HAPDP)	5 August 2020 <sup>8</sup>
Nigeria	<a href="#">Data Protection Bill, 2020</a> (discarded in November 2021 <sup>8a</sup> ) → See also the <a href="#">Nigeria Data Protection Regulation 2019</a>	—	—	yes (NITDA)	—
Rwanda	<a href="#">Law n° 058/2021 of 13/10/2021 relating to the protection of personal data and privacy</a>	—	15 October 2021	no dedicated DPA (National Cyber Security Authority)	15 October 2023 <sup>8b</sup> (2 year compliance period)
São Tomé & Príncipe	<a href="#">Lei n.º 03/2016</a> <a href="#">Protecção de Dados Pessoais</a>	Law n.º 03/2016 Protection of Personal Data	18 March 2016	yes (ANPDP)	24 April 2018 <sup>9</sup>
Senegal	<a href="#">Loi n° 2008 – 12 sur la Protection des données à caractère personnel</a>	Law n° 2008 – 12 on the protection of personal data	25 January 2008	yes (CDP)	31 January 2014 <sup>10</sup>
Seychelles	<a href="#">Data Protection Act. Act 9 of 2003</a>	Data Protection Act, 2002	24 December 2003	no	— (commencement conditional on order by competent minister, s 1)

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## List of Data Protection Laws in Africa (4)

State	Official designation of the law	Translation / short title	Law officially adopted	DPA established (name)	Enforcement commenced
South Africa	<a href="#">Act No. 4 of 2013: Protection of Personal Information Act, 2013</a>	Protection of Personal Information Act, 2013	19 November 2013	yes ( <a href="#">Information Regulator SA</a> )	1 July 2020 (set by the President under s 115(1)) <sup>11</sup>
South Sudan	<i>Data Protection Bill, 2020</i>	—	—	no	—
Swaziland (Eswatini)	<a href="#">The Data Protection Act, 2022 (Act No. 5 of 2022)</a>	Data Protection Act, 2022	—	no	—
Tanzania	<i>Andiko Dhana la Ulinzi wa Taarifa Binafsi, 2021</i>	<i>Proposal for Personal Data Protection, 2021</i>	—	no	—
Togo	<a href="#">Loi N° 2019-014 du 29 octobre 2019 relative à la protection des données à caractère personnel</a>	Law N° 2019-014 of 29 October 2019 on the protection of personal data	30 October 2019	no ( <a href="#">IPCDP is currently being set up</a> )	—
Tunisia	<a href="#">Loi organique numéro 63 en date du 27 juillet 2004 portant sur la protection des données à caractère personnel</a>	Organic Law no. 63 of 27 July 2004 relating to the protection of personal data	27 July 2004	yes ( <a href="#">INPDP</a> )	1 January 2008 <sup>12</sup>
Uganda	<a href="#">The Data Protection and Privacy Act, 2019</a>	—	25 February 2019	no dedicated DPA ( <a href="#">NITA-U</a> )	3 May 2019 <sup>12a</sup>
Zambia	<a href="#">Act No. 3 of 2021. The Data Protection Act, 2021</a>	Data Protection Act, 2021	31 March 2021 <sup>13</sup>	no (ODPC not yet established)	— (commencement conditional on ministerial order, s 1(1))
Zimbabwe	<a href="#">Data Protection Act (Act No. 5 of 2021)</a>	Data Protection Act	3 December 2021	no ( <a href="#">Potraz</a> will assume duties)	—



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- Abdulrauf / Fombad* The African Union’s Data Protection Convention 2014: A possible cause for celebration of human rights in Africa? (2016) 8 *Journal of Media Law* 67-97
- Ademuyiwa / Adeniran* [Assessing Digitalization and Data Governance Issues in Africa](#) (CIGI Papers No. 244 – July 2020), 32 pp.
- African Declaration on Internet Rights and Freedoms Coalition [Privacy and personal data protection in Africa: A rights-based survey of legislation in eight countries](#) (May 2021), 373 pp.
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- Coleman* [Digital Colonialism: The 21st Century Scramble for Africa through the Extraction and Control of User Data and the Limitations of Data Protection Laws](#) (2019) 24 *Michigan Journal of Race & Law* 417-439

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- Osakwe / Adeniran* [Strengthening Data Governance in Africa](#) (CSEA, July 2021), 24 pp.
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- Rich* [A Look at New Trends in 2017: Privacy Laws in Africa and the Near East](#) [2017] *Privacy and Security Law Report*, 13 pp.
- Salami* Implementing the AfCFTA Agreement: A Case for the Harmonization of Data Protection Law in Africa (2022) 66 *Journal of African Law* 281-291



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forschungseinrichtungen/fredi/data-law-maps/](https://www.jura.uni-passau.de/fakultaet/forschungseinrichtungen/fredi/data-law-maps/)



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*Slokenberga*

Biobanking and Data Transfer between the EU and Cape Verde, Mauritius, Morocco, Senegal, and Tunisia: Adequacy Considerations and Convention 108 (2020) 10 *International Data Privacy Law* 132-145.

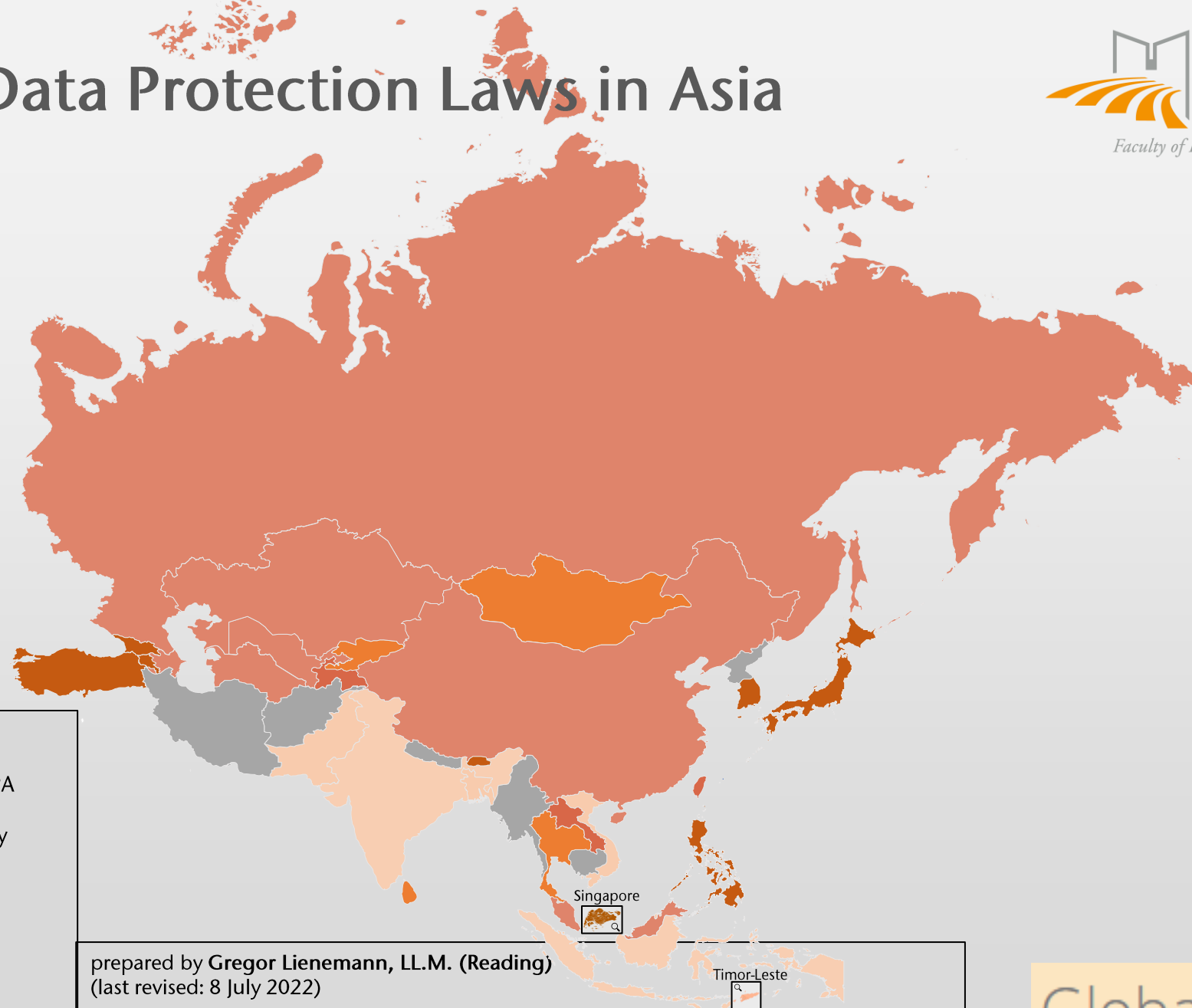
Tech Hive Advisory

[The intersection of the right to freedom of expression online and protection of personal information in Botswana, Ethiopia, Kenya, and Nigeria](#) (September 2021), 101 pp.

*Uchenna*

Regionalizing data protection law: a discourse on the status and implementation of the ECOWAS Data Protection Act (2017) 7 *International Data Privacy Law* 179-188

# L02 | Data Protection Laws in Asia



**Map Legend**

- Data protection law enforced by dedicated DPA
- Data protection law enforced by govt. ministry
- Data protection law enacted
- Data protection bill introduced
- Sector-specific legislation only
- No comprehensive data protection legislation

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## List of Data Protection Laws in Asia (1)

State	Official designation of the law	Translation / short title	Law officially adopted	DPA established (name)	Enforcement commenced
Armenia	<a href="#">ՀԱՅԱՍՏԱՆԻ ՀԱՆՐԱՊԵՏՈՒԹՅԱՆ ՕՐԵՆՔԸ ԱՆՁՆԱԿԱՎԱՅՍՑՈՒՄԻ ԳՎԱԴՐՈՒՄԻ ԴԱՇՏԱԳԱՆՈՒԹՅԱՆ ՍԱՍԻՆ</a>	<a href="#">Law of the Republic of Armenia on Protection of Personal Data</a>	18 May 2015	yes ( <a href="#">Personal Data Protection Agency</a> )	9 October 2015 <sup>1</sup>
Azerbaijan	<a href="#">Fərdi məlumatlar haqqında. Azərbaycan Respublikasının Qanunu (No-998-IIIQ)</a>	<a href="#">Law of the Republic of Azerbaijan on Personal Data (No. 998-IIIQ)</a>	11 May 2010	no independent DPA ( <a href="#">Ministry of Digital Development and Transport</a> )	11 May 2010
Bangladesh	<a href="#">উপাত সু রক্ষা আইন, ২০২২ (খসড়া)</a>	<i>Data Protection Act, 2022 (Draft)</i> → evolved from <a href="#">The Personal Data Protection Act (,0' Draft, 25 October 2020)</a>	-	-	-
Bhutan	<a href="#">འབྲུག་གི་བོད་རྒྱུ་འཕེལ་དང་གྲྀ་བཟུང་བྱེད་པའི་འགྲུབ་ཁྲིམས་ ༢༠༡༨ རྒྱུ་</a>	<a href="#">Information, Communications and Media Act of Bhutan 2018, Chapter 21</a>	8 January 2018	no dedicated DPA ( <a href="#">Bhutan InfoComm and Media Authority</a> )	8 January 2018
Brunei	<i>Draft Personal Data Protection Order</i> (see <a href="#">Response to Public Consultation</a> , 3 December 2021)	PDPO	-	-	-
China	<a href="#">中华人民共和国个人信息保护法</a> – Hong Kong: <a href="#">Personal Data (Privacy) Ordinance</a> (last amended: 8 October 2021) – Macau: <a href="#">第 8/2005 號法律. 個人資料保護法 / Lei n.º 8/2005. Lei da Protecção de Dados Pessoais</a>	<a href="#">Personal Information Protection Law of the People's Republic of China (PIPL)</a> – Hong Kong: PDPO – Macau: <a href="#">Act 8/2005. Personal Data Protection Act</a>	20 August 2021 – Hong Kong: August 1995 – Macau: 4 August 2005	no independent DPA ( <a href="#">Cyberspace Administration of China</a> ) – Hong Kong: <a href="#">Office of the Privacy Commissioner for Personal Data</a> – Macau: <a href="#">Gabinete para a Protecção de Dados Pessoais (GPDP)</a>	1 November 2021 – Hong Kong: 20 December 1996 – Macau: 8 March 2007 <sup>2</sup>
Georgia	<a href="#">სახელმწიფო ინსპექტორის სამსახურის შესახებ</a>	<a href="#">Law of Georgia on Personal Data Protection</a>	28 December 2011	yes ( <a href="#">State Inspector's Service</a> , formerly Office of the Personal Data Protection Inspector)	July 2013 <sup>3</sup>
India	<i>The Personal Data Protection Bill 2019</i> (cf. <a href="#">Report of the Joint Committee</a> , 16 December 2021) → now <b>abandoned</b> in favour of <a href="#">Digital India Act</a> <sup>3a</sup>	-	-	-	-

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## List of Data Protection Laws in Asia (2)

State	Official designation of the law	Translation / short title	Law officially adopted	DPA established (name)	Enforcement commenced
Indonesia	<a href="#">Rancangan. Undang-undang Republik Indonesia tentang perlindungan data pribadi (2019)</a>	Draft. Law of the Republic of Indonesia on the Protection of Personal Data (2019)	-	-	-
Japan	<a href="#">平成十五年法律第五十七号 個人情報保護に関する法律</a> (last amended: 12 June 2020)	<a href="#">Law No. 57 of 2003</a> <a href="#">Act on the Protection of Personal Information</a> (APPI)	30 May 2003	yes (PPC, formerly Specific Personal Information Protection Commission)	31 May 2013 <sup>4</sup> (following de-centralised supervision by Ministries)
Kazakhstan	<a href="#">Дербес деректер және оларды қорғау туралы Қазақстан Республикасының 2013 жылғы 21 мамырдағы № 94-V Заңы.</a> (last amended: <a href="#">25 June 2020</a> )	Law of the Republic of Kazakhstan on Personal Data and their Protection ( <a href="#">Law No. 94-V of 21 May 2013</a> )	21 May 2013	no independent DPA ( <a href="#">Ministry of Digital Development, Innovations and Aerospace Industry</a> )	25 November 2013 <sup>5</sup>
Kyrgyzstan	<a href="#">2008-жылдын 14-апрелиндеги № 58. КЫРГЫЗ РЕСПУБЛИКАСЫНЫН МЫЙЗАМЫ Жеке мүнөздөгү маалымат жөнүндө</a> (last amended: 20 July 2017)	The Law of the Kyrgyz Republic on Personal Data ( <a href="#">Law No. 58 of 14 April 2008</a> )	14 April 2008	-	-
Laos	<a href="#">ກົດໝາຍວ່າດ້ວຍການປົກປ້ອງຂໍ້ມູນເອເລັກໂຕຣນິກ ສະບັບເລກທີ 25/ສລຊ</a>	Law on Electronic Data Protection (Law No. 25/NA of 12 May 2017)	12 May 2017	no independent DPA ( <a href="#">Ministry of Post, Technology, and Communications</a> )	8 September 2018 (Implementation Guidelines issued <sup>6</sup> )
Malaysia	<a href="#">Personal Data Protection Act 2010 (Act 709)</a>	PDPA 2010	2 June 2010	no ( <a href="#">Personal Data Protection Department</a> , overseen by the Ministry of Communications and Media Commission)	25 November 2013
Mongolia	<a href="#">МОНГОЛ УЛСЫН ХУУЛЬ ХҮНИЙ ХУВИЙН МЭДЭЭЛЭЛ ХАМГААЛАХ ТУХАЙ</a>	Law of Mongolia on the Protection of Personal Information. (see <a href="#">outline of January 2021 draft</a> )	17 December 2021	no dedicated DPA ( <a href="#">National Human Rights Commission of Mongolia</a> )	1 May 2022 (implementing regulations are currently being drafted <sup>6a</sup> )

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## List of Data Protection Laws in Asia (3)

State	Official designation of the law	Short title / translation	Law officially adopted	DPA established (name)	Enforcement commenced
Pakistan	<a href="#">Personal Data Protection Bill 2021</a> (Consultation Draft, 25 August 2021)	-	-	-	-
Philippines	<a href="#">Republic Act 10173 – Data Privacy Act of 2012</a>	Data Privacy Act of 2012	15 August 2012	yes ( <a href="#">National Privacy Commission</a> )	8 September 2016 (Implementing Rules and Regulations in operation <sup>7</sup> )
Russian Federation	1. <a href="#">ФЕДЕРАЛЬНЫЙ ЗАКОН от . 27.07.2006 г. No 152-ФЗ О персональных данных</a> (last amended: 6 July 2022) 2. <a href="#">Федеральный закон от 27.07.2006 г. No 149-ФЗ Об информации, информационных технологиях и о защите информации</a> (last amended: 2 July 2021)	1. Federal Law No. 152-FZ of 27 July 2006 About personal data ( <a href="#">translation as of 2014</a> ) 2. Federal Law No. 149-FZ of 27 July 2006 About information, information technologies, and information protection ( <a href="#">translation as of 2014</a> )	27 July 2006	no independent DPA ( <a href="#">Roskomnazor – The Federal Service for Supervision of Communications, Information technology, and Mass Media</a> )	3 December 2008 (establishment of Roskomnazor by way of presidential Decree No. 1715)
Singapore	<a href="#">Personal Data Protection Act 2012</a> (last amended: <a href="#">25 November 2020</a> )	PDPA 2012	20 November 2012	yes ( <a href="#">Personal Data Protection Commission</a> )	2 January 2013 <sup>8</sup>
South Korea	<a href="#">개인정보 보호법</a> (last amended: 4 February 2020)	<a href="#">Personal Information Protection Act</a> (PIPA)	29 March 2011	yes ( <a href="#">Personal Information Protection Commission</a> )	30 September 2011 (6 months after promulgation)
Sri Lanka	<a href="#">Personal Data Protection Act (No. 9 of 2022)</a>	-	19 March 2022	no (Data Protection Authority of Sri Lanka not yet established)	-
Taiwan	<a href="#">Personal Data Protection Act</a> (last amended: 30 December 2015)	PDPA	May 2010 <sup>9</sup>	no (different governmental agencies, somewhat coordinated by the NDC Data Protection Office)	October 2012 <sup>10</sup>

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## List of Data Protection Laws in Asia (4)\*

State	Official designation of the law	Translation	Law officially adopted	DPA established (name)	Enforcement commenced
Tajikistan	<a href="#">ҚОНУНИ ҶУМҲУРИИ ТОҶИКИСТОН ДАР БОРАИ ҲИФЗИ МАЪЛУМОТИ ШАХСӢ</a>	Law of the Republic of Tajikistan on the Protection of Personal Data (Law No. 1537 of 3 August 2018)	3 August 2018	no independent DPA (Communication Service under the Government of the Republic of Tajikistan)	3 August 2018
Thailand	<a href="#">พระราชบัญญัติคุ้มครองข้อมูลส่วนบุคคล พ.ศ. ๒๕๖๒</a>	<a href="#">Personal Data Protection Act B.E. 2562 (2019)</a>	24 May 2019	yes ( <a href="#">Personal Data Protection Committee</a> , formed by appointment from the Ministry of Digital Economy and Society)	1 June 2022 <sup>11</sup>
Timor-Leste	<i>Draft Data Privacy and Protection Law, 2021 (Text not available, see critical evaluation by the <a href="#">Asia Centre</a>)</i>	-	-	-	-
Turkey**	<a href="#">KİŞİSEL VERİLERİN KORUNMASI KANUNU</a> (No. 6698)	<a href="#">Law on the Protection of Personal Data</a> (No. 6698)	24 March 2016	yes ( <a href="#">Personal Data Protection Authority</a> [KVKK], albeit with strong ministerial ties)	12 January 2017 <sup>12</sup>
Turkmenistan	<a href="#">ЗАКОН ТУРКМЕНИСТАНА от 20 марта 2017 года №519-V</a>	Law about Information on Private Life and its Protection (Law No. 519-V of 20 March 2017)	20 March 2017	no independent DPA	1 July 2017 (as per art. 33(1))
Uzbekistan	<a href="#">Закон Республики Узбекистан, от 02.07.2019 г. № ЗРУ-547</a>	Law of the Republic of Uzbekistan of July 2, 2019 (No. ZRU-547)	2 July 2019	no independent DPA ( <a href="#">State Personalization Center</a> )	1 October 2019 (as per art. 36)
Vietnam	<a href="#">DỰ THẢO NGHỊ ĐỊNH BẢO VỆ DỮ LIỆU CÁ NHÂN</a> (approved by the government on 7 March 2022 <sup>13</sup> )	<i>Draft Decree on Personal Data Protection (February 2021)</i>	-	-	-

\* Nepal's Privacy Act, 2075 (2018) only provides rudimentary guarantees on privacy and confidentiality of personal data (see s 12).

\*\* Turkey is listed here for its predominant location on the Asian continent.



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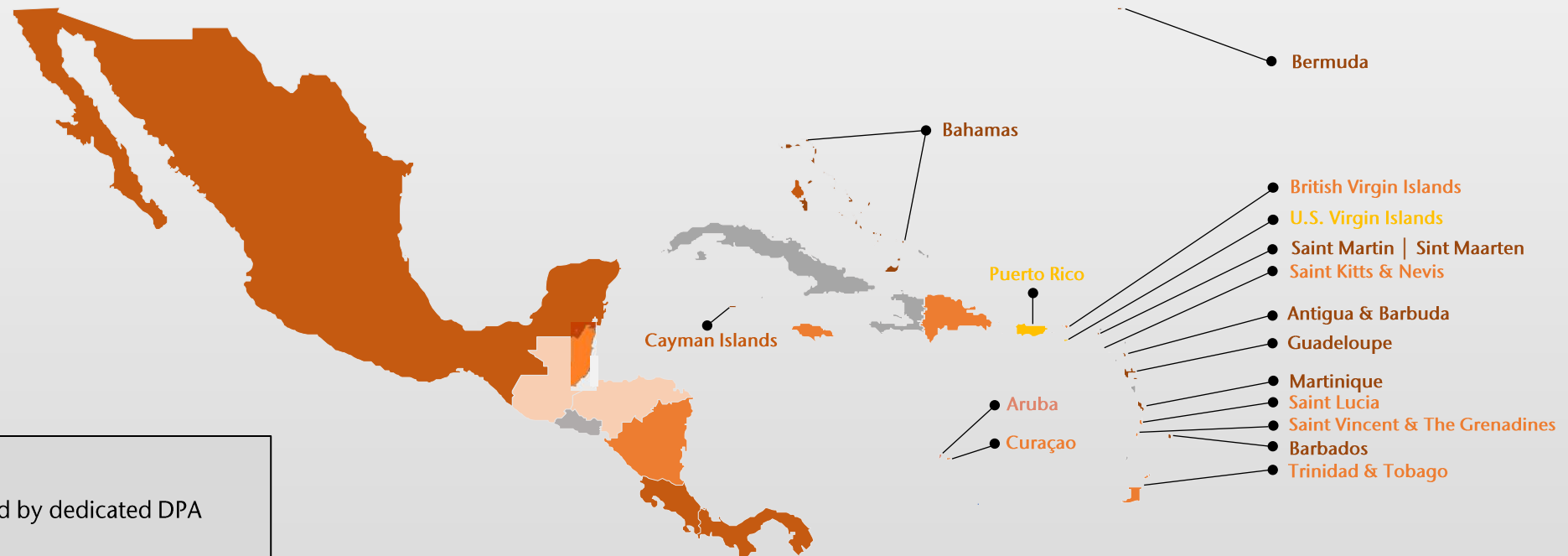
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# L03 | Data Protection Laws in Latin America



**Map Legend**

- Dark orange: Data protection law enforced by dedicated DPA
- Medium orange: Data protection law enforced by govt. ministry
- Light orange: Data protection law passed
- Yellow: Data protection bill introduced
- Yellow square: Sector-specific legislation only
- Grey square: No comprehensive data protection legislation

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## List of Data Protection Laws in Latin America (1)

State	Official designation of the law	Translation / short title	Law officially adopted	DPA established (name)	Enforcement commenced
Antigua & Barbuda	<a href="#">Data Protection Act, 2013</a> (Act No. 10 of 2013)	Data Protection Act, 2013	28 October 2013	yes (Information Commissioner, established for FOIA purposes)	7 November 2013
Bahamas	<a href="#">Data Protection (Privacy of Personal Information) Act</a> Statute Laws of the Bahamas, Ch 324A	Data Protection (Privacy of Personal Information) Act	11 April 2003	yes ( <a href="#">Office of the Data Protection Commissioner</a> )	2 April 2007
Barbados	<a href="#">Data Protection Act, 2019</a> (erroneously still labelled a “Bill” on the govt. website)	Data Protection Act, 2019	6 August 2019	yes (Data Protection Commissioner, albeit with strong ministerial ties)	15 July 2021 <sup>1</sup>
Belize	<a href="#">Data Protection Act, 2021</a>	-	29 November 2021	no (Data Protection Commissioner yet to be appointed)	- (commencement conditional on ministerial order, cf. s 97(1))
Costa Rica	<a href="#">Ley Nº 8968. Protección de la Persona frente al tratamiento de sus datos personales</a>	Law Nº 8968. Protection of Individuals with Regard to the Processing of their Personal Data	7 July 2011	yes ( <a href="#">Agencia de Protección de Datos de los Habitantes - PRODHAB</a> )	5 September 2012 (one-year grace period after establishment of PRODHAB)
Dominican Republic	<a href="#">Ley No. 172-13 que tiene por objeto la protección integral de los datos personales asentados en archivos, registros públicos, bancos de datos u otros medios técnicos de tratamiento de datos destinados a dar informes, sean estos públicos o privados</a>	Law No. 172-13 on the comprehensive protection of personal data in archives, public registers, data banks or other technical means of data processing for reporting purposes, whether public or private	13 December 2013	no (only in the banking sector, art 29 – <a href="#">Superintendencia de Bancos</a> )	-
El Salvador	<a href="#">Ley de Protección de Datos Personales y Habeas Data</a> (vetoed by the President on 7 May 2021)	Law on the Protection of Personal Data and Habeas Data	-	no	-
Guatemala	1. <a href="#">Iniciativa 4090-2009. Ley de Protección des Datos Personales</a> (20 August 2009) 2. <a href="#">Iniciativa 5921-2021. Ley de Protección des Datos Personales</a> (9 June 2021)	1. <i>Proposition 4090-2209. Law on the Protection of Personal Data</i> 2. <i>Proposition 5921-2021. Law on the Protection of Personal Data</i>	-	-	-

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## List of Data Protection Laws in Latin America (2)

State	Official designation of the law	Translation / short title	Law officially adopted	DPA established (name)	Enforcement commenced
Honduras	<a href="#">Anteproyecto de Ley de Protección de Datos Personales (2014)</a>	<i>Draft Law on the Protection of Personal Data (2014)</i>	-	-	-
Jamaica	<a href="#">The Data Protection Act, 2020 (Act No. 7-2020)</a>	Data Protection Act, 2020	10 July 2020	yes (Information Commissioner appointed on 1 December 2020 <sup>3</sup> )	- (two-year grace period from ministerial notice, s 76(1))
Mexico	<a href="#">Ley Federal de Protección de Datos Personales en Posesión de los Particulares</a>	<a href="#">Federal Law on the Protection of Personal Data Held by Private Parties</a>	27 April 2010	yes (Instituto Nacional de Transparencia, Acceso a la Información y Protección de Datos Personales, <a href="#">INAI</a> )	6 July 2010
	<a href="#">Ley General de Protección de Datos Personales en Posesión de Sujetos Obligados</a>	General Law on the Protection of Personal Data Held by Regulated Entities	13 December 2016		27 January 2017
Nicaragua	<a href="#">Ley de Protección de Datos Personales (Ley N°. 787)</a>	Law on the Protection of Personal Data (Act N°. 787)	21 March 2012	no (DIPRODAP not yet established)	-
Panama	<a href="#">Ley 81 de 26 de Marzo de 2019 sobre Protección de Datos Personales</a>	Law 81 of 26 March 2019 on the Protection of Personal Data	26 March 2019	yes ( <a href="#">Autoridad Nacional de Transparencia y Acceso a la Información</a> , ANTAI)	28 May 2021 (by way of <a href="#">Executive Decree N° 285 of 2021</a> )
Saint Kitts & Nevis	<a href="#">Data Protection Act, 2018 (Act No. 5 of 2018)</a>	Data Protection Act, 2018	23 May 2018	no (Information Commissioner not yet appointed)	-
Saint Lucia	<a href="#">Data Protection Act 2011 – Act No. 11 of 2011 (last amended by Act No. 2 of 2015)</a>	Data Protection Act 2011	6 April 2011	yes (Data Protection Commissioner)	- (pending notice under s 1(2))
Saint Vincent & The Grenadines	<a href="#">Privacy Act (Act No. 18 of 2003)</a>	Privacy Act, 2003	15 October 2003	no (Privacy Commissioner not yet appointed)	-
Trinidad & Tobago	<a href="#">Data Protection Act (Act 13 of 2011)</a> Laws of Trinidad and Tobago, Ch 22:04	Data Protection Act	22 June 2011	no (Information Commissioner not yet appointed)	-

## List of Data Protection Laws in Latin America (3) - Overseas Territories

Territory	Status with respect to mainland country	Official designation of the law	Law officially adopted	DPA established (name)	Enforcement commenced
Aruba	Constituent country of the Kingdom of the Netherlands	<a href="#">Landsverordening persoonregistraties. 2011 no. 37</a> (= National Ordinance on Personal Records. 2011 no. 37)	19 May 2011	no (regulated by the issuing authority, i.e. the <a href="#">Ministry of Justice, Security and Integration</a> )	10 June 2011
Bermuda	Overseas territory (UK)	<a href="#">Personal Information Protection Act 2016</a> (PIPA, Act No. 43 of 2016)	27 July 2016	yes ( <a href="#">Privacy Commissioner</a> )	20 January 2020 <sup>3</sup>
British Virgin Islands	Overseas territory (UK)	<a href="#">Data Protection Act, 2021</a> (Act No. 3 of 2021)	6 April 2021	no (Information Commissioner not yet appointed)	-
Cayman Islands	Overseas territory (UK)	<a href="#">The Data Protection Law, 2017</a> (Law 33 of 2017)	18 May 2017	yes ( <a href="#">Ombudsman</a> , the parliamentary complaints office)	30 September 2019 <sup>4</sup>
Curaçao	Constituent country of the Kingdom of the Netherlands	<a href="#">Landesverordening bescherming persoonsgegevens. 2010 no. 84</a> (= National Ordinance on the Protection of Personal Data. 2010 no. 84)	4 September 2010	yes (College bescherming persoonsgegevens is being set up <sup>5</sup> )	-
Guadeloupe	French overseas department / Ultraperipheral EU region	<a href="#">Règlement Général sur la Protection des Données (= General Data Protection Regulation)</a>	27 April 2016	yes ( <a href="#">CNIL</a> / <a href="#">Agence RGPD Guadeloupe</a> )	25 May 2018
Martinique				yes ( <a href="#">CNIL</a> )	
Puerto Rico	Unincorporated U.S. territory	Sectoral regime under U.S. federal law (→ Map L06)	-	-	-
Saint Martin	French overseas collectivity / Ultraperipheral EU region	<a href="#">Règlement Général sur la Protection des Données (= General Data Protection Regulation)<sup>6</sup></a>	27 April 2016	yes ( <a href="#">CNIL</a> )	25 May 2018
Sint Maarten	Constituent country of the Kingdom of the Netherlands	<a href="#">Landsverordening bescherming persoonsgegevens (= National Ordinance on Personal Data Protection)</a> → last amended: 30 May 2015	10 October 2010	yes (Commissie toezicht bescherming persoonsgegevens)	20 December 2011
U.S. Virgin Islands	Unincorporated U.S. territory	Sectoral regime under U.S. federal law (→ Map L06)	-	-	-



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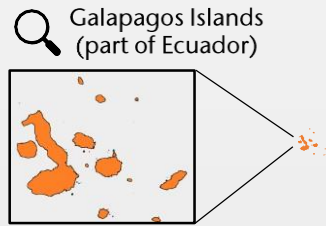
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# L04 | Data Protection Laws in South America



**Map Legend**

- Dark orange: Data protection law enforced by DPA
- Light orange: Data protection law controlled by judicial authority
- Medium orange: Data protection law passed
- Pale orange: Data protection bill under legislative deliberation
- Blue: Direct application of a foreign law (GDPR)
- Grey: No specific data protection legislation

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## List of Data Protection Laws in South America\*

State	Official designation of the law	Translation / short title	Law officially adopted	DPA established (name)	Enforcement commenced
Argentina	<a href="#">Ley Protección de los Datos Personales, Ley 25.326</a> (as amended) → <a href="#">Proyecto de Ley S-2986/2020</a> and <a href="#">Proyecto 6234-D-2020</a> currently under deliberation	<a href="#">Law on the Protection of Personal Data Act 25.326</a>	30 October 2000	yes ( <a href="#">Agencia de Acceso a la Información Pública</a> , preceded by the National Directorate for Personal Data Protection)	6 November 2017 (AAIP enforcement)
Bolivia	<a href="#">Anteproyecto de Ley ciudadana de privacidad y Protección de Datos Personales en Bolivia</a>	<i>Draft Law on Privacy and Personal Data Protection in Bolivia (introduced in 2019)</i>	-	-	-
Brazil	<a href="#">Lei nº 13.709, de 14 de agosto de 2018: Lei Geral de Proteção de Dados Pessoais</a> (as amended by <a href="#">Lei 13.853, de 8 de Julho de 2019</a> )	<a href="#">Law nº 13.709 of 14 August 2018: General Data Protection Law</a>	14 August 2018	yes ( <a href="#">Autoridade Nacional de Proteção de Dados</a> )	6 November 2020 <sup>1</sup>
Chile	<a href="#">Ley nº 19.628 sobre Protección de la Vida Privada</a> (as amended) → <a href="#">Boletín N° 11. 144-07</a> under consideration since 2017	Law nº 19.628 on the Protection of Private Life	18 August 1999	no (limited to judicial oversight)	
Colombia	<a href="#">Ley Estatutoria 1581 de 2012 (Octubre 17) por la cual se dictan disposiciones generales para la protección de datos personales</a>	Statutory Law 1581 of 2012 (17 October), whereby general provisions on the protection of personal data are laid down	17 October 2012	no dedicated DPA ( <a href="#">Superintendencia Industria y Comercio</a> doubling as competition authority)	17 April 2013 (grace period of six months, Art. 28)
Ecuador	<a href="#">Ley Orgánica de Protección de Datos Personales</a>	Organic Law on the Protection of Personal Data	21 May 2021	yes ( <a href="#">Superintendencia de Protección de Datos</a> <sup>2</sup> )	26 May 2023 (grace period of two years)
French Guiana	<a href="#">Règlement Général sur la Protection des Données (Règlement (UE) 2016/679)</a>	<a href="#">General Data Protection Regulation (Regulation (EU) 2016/679)</a>	27 April 2016	yes ( <a href="#">French CNIL</a> )	25 May 2018 (grace period of two years, Art. 99(2))

\*Note: Falkland Islands do not feature on this list because an external investigation found in 2020 that the UK overseas territory was not in fact bound by the then (UK) GDPR; see [Data Protection Policy](#) (at para 4.3).

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## List of Data Protection Laws in South America (2)

State	Official designation of the law	Translation / short title	Law officially adopted	DPA established (name)	Enforcement commenced
Paraguay	<i>Proyecto de Ley de Protección de Datos Personales en Paraguay (May 2021)</i> <sup>3</sup> → at present, data protection is limited to a sectoral regime regarding financial information : <a href="#">Ley n° 634 de Protección de Datos Crediticios</a>	<i>Draft Law on the Protection of Personal Data in Paraguay</i>	-	no	-
Peru	<a href="#">Ley N° 29733.</a> <a href="#">Ley de Protección de Datos Personales</a>	Law N° 29733. Law on the Protection of Personal Data	3 July 2011	yes ( <a href="#">Autoridad Nacional de Protección de Datos Personales</a> )	22 March 2013 <sup>4</sup>
Uruguay	<a href="#">Ley N° 18331.</a> <a href="#">Ley de Protección de Datos Personales y Acción des „Habeas Data“</a>	Law N° 18331. Law on the Protection of Personal Data and Remedy of “Habeas Data”	11 August 2008	yes ( <a href="#">Unidad Reguladora y de Control de Datos Personales</a> )	31 August 2009 <sup>5</sup>





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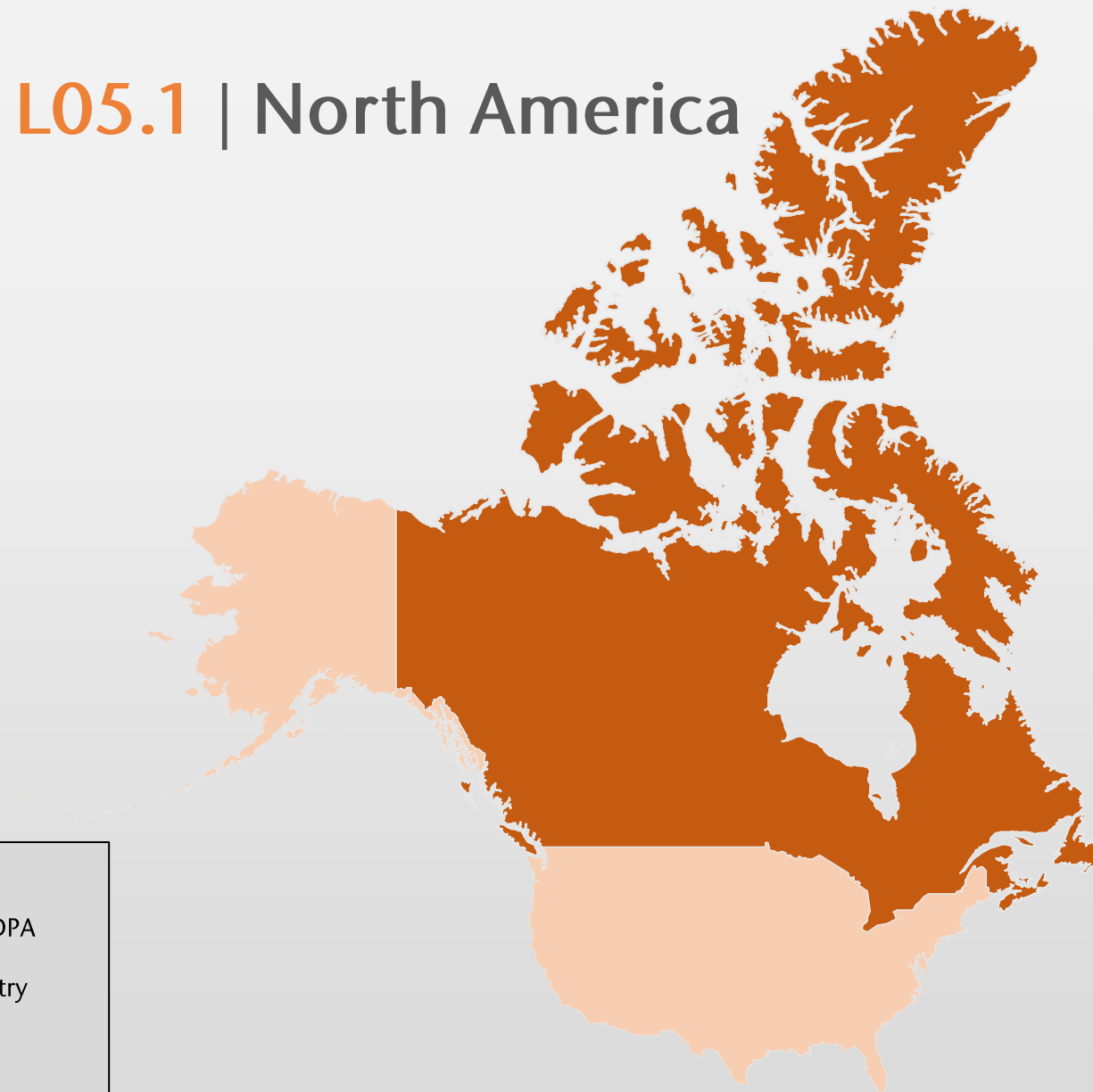
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[Corporate governance and data protection in Latin America and the Caribbean](#)  
(Economic Commission for Latin America and the Caribbean 2019), 63 pp.

# L05.1 | North America



## Map Legend

-  Data protection law enforced by dedicated DPA
-  Data protection law enforced by govt. ministry
-  Data protection law enacted
-  Data protection bill introduced
-  Sector-specific legislation only
-  No comprehensive data protection legislation

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## L05.1 Data Protection Laws in Canada - federal

Canada has had comprehensive privacy legislation for more than two decades. Whilst the Privacy Act is directed at government entities, the Personal Information Protection and Electronic Documents Act (PIPEDA) concerns the activities of private business.

Official designation of the law	Short title / abbreviation	Law officially adopted	Enforcement commenced	Competent Authority
<a href="#">Bill C-27</a> * <i>An Act to enact the Consumer Privacy Protection Act, the Personal Information and Data Protection Tribunal Act and the Artificial Intelligence and Data Act and to make consequential and related amendments to other Acts</i>	CPPA	- (read for the first time on 16 June 2022)	-	-
<a href="#">Personal Information Protection and Electronic Documents Act</a> (S.C. 2000, c. 5)	PIPEDA	13 April 2000	1 Januar 2004	<a href="#">Office of the Privacy Commissioner of Canada</a>
<a href="#">Privacy Act</a> (R.S.C., 1985, c. P-21)	Privacy Act	1 July 1983	1 July 1983	<a href="#">Office of the Privacy Commissioner of Canada</a>

\*Note that the legislative project known as [Bill C-11](#), which would have enacted the Consumer Privacy Protection Act, died with the dissolution of the Canadian Parliament in August 2021.<sup>1</sup> Crucially, it was replaced by the current legislature with [Bill C-27](#).

## L05.1 Data Protection Laws in the United States - federal

The United States famously lacks a comprehensive privacy and data protection law at federal level. Instead, a patchwork of sector-specific provisions (mostly overseen by the Federal Trade Commission) control how personal information of U.S. citizens may be processed.

Despite an abundance of bills on the subject, it is only through current legislative efforts such as the Uniform Law Commission's [Personal Data Protection Act](#) and the [American Data Privacy and Protection Act](#) (the latter of which has been approved in committee and is now likely to face a vote in the House of Representatives<sup>1</sup>) that the tide might eventually be turning in favour of a comprehensive approach towards data protection.

Official designation of the law	Short title / abbreviation	Sector regulated	Law officially adopted	Enforcement commenced	Competent authority
<a href="#">American Data Privacy and Protection Act</a> (H.R.8152)	ADPPA	omnibus	- (bill introduced on 3 June 2022)	-	Federal Trade Commission
<a href="#">Privacy Act of 1974</a> 5 U.S.C. § 552a	-	public	31 December 1974	27 September 1975	<a href="#">Office of Management and Budget</a> (issuing memoranda)
<a href="#">Stored Communications Act</a> 18 U.S.C. §§ 2701-2712	SCA	public	21 October 1986	21 October 1986	
<a href="#">Fair Credit Reporting Act</a> 15 U.S.C. §§ 1681-1681x	FCRA	credit agencies	26 October 1970	25 April 1971	<a href="#">Federal Trade Commission</a> (rulemaking powers held by Consumer Financial Protection Bureau)
<a href="#">Health Insurance Portability and Accountability Act</a> Pub.L. 104-191	HIPAA	healthcare	21 August 1996	14 April 2001 (Privacy Rule) <sup>2</sup>	<a href="#">Office for Civil Rights</a> within the Department of Health & Human Services
<a href="#">Children's Online Privacy Protection Act</a> 15 U.S.C. §§ 6501-6506	COPPA	protection of minors	21 October 1998	21 April 2000 (as per COPPA Rule) <sup>3</sup>	<a href="#">Federal Trade Commission</a>
<a href="#">Gramm-Leach-Bliley Act</a> Pub.L. 106-102	GLBA	financial institutions	12 November 1999	12 November 1999	<a href="#">Federal Trade Commission</a> (rulemaking powers held by Consumer Financial Protection Bureau)



## L05.2 Comprehensive data protection laws in the United States - state level

Omnibus data protection legislation has been signed into law in 5 states as of August 2022. Given that more than half of all state legislatures have privacy bills on their agenda<sup>4</sup>, other states could soon follow suit. At this juncture, California remains the only state where enforcement action under the new law has been carried out and where a dedicated data protection agency (CPPA) has been set up.

All 50 states have enacted data breach notification law that oblige private companies as well as government entities to disclose security breaches of IT infrastructure holding personal information in a manner akin to Art. 33, 34 GDPR (which they largely pre-date).<sup>5</sup>

U.S. State	Official designation of the law	Law passed	Effective date	DPA established	Regulations issued
California	1. <a href="#">California Consumer Privacy Act of 2018</a> – Assembly Bill No. 375 (Cal. Civ. Code §§ 1798.100–1798.199.100) 2. California Privacy Rights Act ( <a href="#">Proposition 24</a> )	1. 28 June 2018 2. 3 November 2020	1. 1 January 2020 2. 1 January 2023	yes ( <a href="#">California Privacy Protection Agency</a> )	yes ( <a href="#">Cal. Code of Regulations §§ 7000-7102</a> )
Colorado	<a href="#">Colorado Privacy Act</a> – Senate Bill 21-190 (C.R.S. §§ 6-1-1301 – 6-1-1313)	8 July 2021	1 July 2023	no (Office of the Attorney General)	no
Connecticut	<a href="#">An Act Concerning Personal Data Privacy and Online Monitoring</a> - Public Act No. 22-15	10 May 2022	1 July 2023	no (Office of the Attorney General)	no
Utah	<a href="#">Consumer Privacy Act</a> - Senate Bill 227 (Utah Code §§ 13-61-101 – 13-61-404)	24 March 2022	31 December 2023	no (Office of the Attorney General)	no
Virginia	<a href="#">Virginia Consumer Data Protection Act</a> – Senate Bill 1392 (Va. Code §§ 59.1-575 – 59.1-585)	2 March 2021	1 January 2023	no (Office of the Attorney General)	no



# L05.3 | Canada



## Map Legend

-  Data protection law enforced by dedicated DPA
-  Data protection law enforced by gov. ministry
-  Data protection law enacted
-  Data protection bill introduced
-  Public sector legislation only
-  No comprehensive data protection legislation

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## L05.3 Comprehensive Data Protection Laws in Canada – provinces

Aside from specific legislation pertaining to health and biometric data, all Canadian provinces have promulgated into privacy legislation governing the public sector. With the exception of Alberta, British Columbia and Québec, this is not the case for the private sector, meaning that the federal PIPEDA controls here.

Canadian Province	Official designation of the law	Law officially adopted	Last amended	DPA established (name)
Alberta	Public sector: <a href="#">Freedom of Information and Protection of Privacy Act</a> (Revised Statutes of Alberta, 2000, ch F-25)	1 June 1994	9 December 2020	yes ( <a href="#">Office of the Information and Privacy Commissioner of Alberta</a> )
	Private sector: <a href="#">Personal Information Protection Act, 2003</a> (Statutes of Alberta, 2003, ch P-6.5)	4 December 2003	11 December 2018	
British Columbia	Public sector: <a href="#">Freedom of Information and Protection of Privacy Act</a> (Revised Statutes of British Columbia, 1996, ch 165)	4 October 1993	25 November 2021 (review by Special Committee ongoing <sup>6</sup> )	yes ( <a href="#">Office of the Information &amp; Privacy Commissioner of British Columbia</a> )
	Private sector: <a href="#">Personal Information Protection Act</a> (Statutes of British Columbia, 2003, ch 63)	23 October 2003	10 March 2016	
Manitoba	Public sector: <a href="#">Freedom of Information and Protection of Privacy Act</a> (Continuing Consolidation of the Statutes of Manitoba, ch F175)	4 May 1998	17 December 2021	yes ( <a href="#">Manitoba Ombudsman – Access and Privacy Division</a> )
	Private sector: <i>The Personal Information Protection and Identity Theft Prevention Act</i>	- (awaiting formal adoption since 2013)	-	- ( <i>Manitoba Ombudsman</i> )
New Brunswick	Public sector: <a href="#">The Right to Information and Protection of Privacy Act</a> (Statutes of New Brunswick, 2009, ch R-10.6)	19 June 2009	20 December 2019	yes ( <a href="#">Office of the Ombud for New Brunswick – Access to Information and Privacy Division</a> )



## L05.3 Comprehensive Data Protection Laws in Canada – provinces (2)

Canadian Province	Official designation of the law	Law officially adopted	Last amended	DPA established (name)
Newfoundland & Labrador	Public sector: <a href="#">Access to Information and Protection of Privacy Act, 2015</a> (Statutes of Newfoundland and Labrador, 2015, ch A-1.2)	1 June 2015	1 June 2022	yes ( <a href="#">Office of the Information and Privacy Commissioner Newfoundland and Labrador</a> )
Nova Scotia	Public sector: <a href="#">Freedom of Information and Protection of Privacy Act</a> (supplemented by the <a href="#">Personal Information International Disclosure Protection Act</a> )	1 July 1994	1 April 2018	yes ( <a href="#">Office of the Information &amp; Privacy Commissioner Nova Scotia</a> )
Ontario*	Public sector: <a href="#">Freedom of Information and Protection of Privacy Act</a> (Revised Statutes of Ontario, 1990, ch F.31)	1 January 1988	9 December 2021	yes ( <a href="#">Information and Privacy Commissioner of Ontario</a> )
Québec**	Public sector: <a href="#">Act Respecting Access to Documents Held by Public Bodies and the Protection of Personal Information</a> (Consolidated Statutes, c A-2.1)	1982	22 September 2021	yes ( <a href="#">Commission d'accès à l'information du Québec</a> )
	Private sector: <a href="#">Act Respecting the Protection of Personal Information in the Private Sector</a> (Consolidated Statutes, c P-39.1)	1993	22 September 2021	
Saskatchewan	Public sector: <a href="#">The Freedom of Information and Protection of Privacy Act</a> (Statutes of Saskatchewan, 1990-91, ch F-22.01)	1991	15 September 2019	yes ( <a href="#">Office of the Saskatchewan Information and Privacy Commissioner</a> )

\* The Government of Ontario has initiated efforts aimed at privacy law reform for the public sector when publishing a [White Paper](#) with relevant legislative proposals on 17 June 2021.

\*\* On 21 September 2021, the Québec legislature passed into law a sweeping [reform bill](#) that will, for the most part, apply from 22 September 2023 – updating key parts of privacy regulation for both the private and public sectors.

## L05.3 Comprehensive Data Protection Laws in Canada – territories

Canadian Territory	Official designation of the law	Law officially adopted	Last amended	DPA established (name)
Northwest Territories	Public sector: <a href="#">Access to Information and Protection of Privacy Act</a> (Statutes of the Northwest Territories, 1994, ch 20)	31 December 1996	30 July 2021	yes ( <a href="#">Office of the Information and Privacy Commissioner Northwest Territories</a> )
Nunavut	Public sector: <a href="#">Access to Information and Protection of Privacy Act</a> (Consolidated Statutes of Nunavut, ch A-20)	31 December 1996	1 July 2021	yes ( <a href="#">Office of the Information &amp; Privacy Commissioner of Nunavut</a> )
Yukon	Public sector: <a href="#">Access to Information and Protection of Privacy Act</a> (Revised Statutes of Ontario, 1990, ch F.31)	1 July 1996	6 February 2020	yes ( <a href="#">Information and Privacy Commissioner of Ontario</a> )



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(White Paper June 2021), 43 pp.

OIPC British Columbia

[A Guide to B.C.'s Personal Information Protection Act for Businesses and Organizations](#)  
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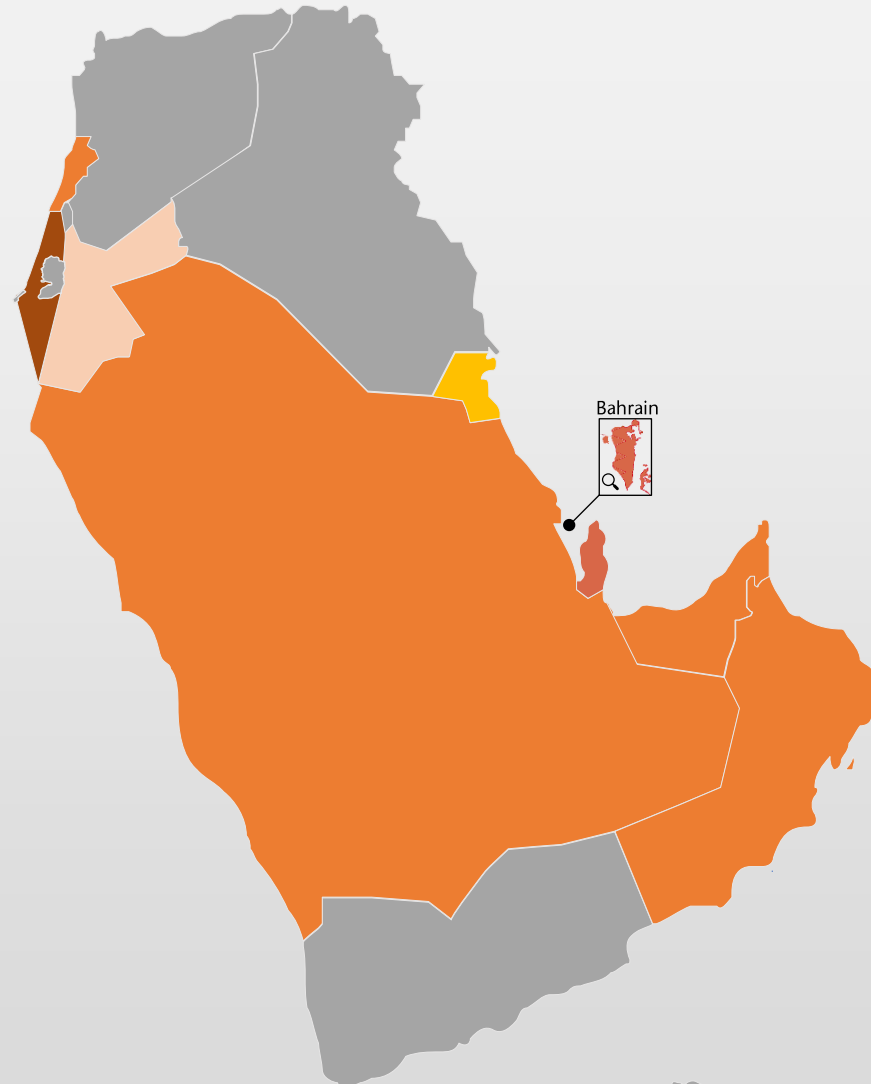
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# L06 | Data Protection Laws in the Middle East



Over the past few months, the statutory landscape in the Middle East as regards data protection has evolved considerably, with the two largest economies in the region (Saudi Arabia and UAE) passing laws on the matter. By and large, they reflect the regulatory model pioneered by the GDPR in the European Union. As of this writing, both pieces of legislation are expected to become operational within a year's time.

The most recent legislative developments emanate from Israel, Jordan, and Oman. Whereas the former two nations introduced long-awaited bills into parliament, the latter enacted into law a Personal Data Protection Law in February 2022.

## Map Legend

-  Data protection law enforced by dedicated DPA
-  Data protection law enforced by govt. ministry
-  Data protection law enacted
-  Data protection bill introduced
-  Sector-specific legislation only
-  No comprehensive data protection legislation

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## List of Data Protection Laws in the Middle East

State	Official designation of the law	Translation / short title	Law officially adopted	DPA established (name)	Enforcement commenced
Bahrain	<a href="#">قانون حماية البيانات الشخصية رقم (30) لسنة 2018</a>	<a href="#">Law No. (30) 2018 with Respect to Personal Data Protection</a>	19 July 2018	yes ( <a href="#">Personal Data Protection Authority</a> ) → NB: responsibilities held by the Ministry of Justice and Islamic Affairs <sup>1</sup>	1 August 2019 <sup>1</sup>
Israel	<a href="#">חוק הגנת הפרטיות, התשמ"א-1981</a> (amending <a href="#">Bill No. 14</a> currently under deliberation)	<a href="#">Protection of Privacy Law, 5741-1981</a>	11 March 1981	yes ( <a href="#">Israel Privacy Authority</a> , preceded by ILITA and the Database Registrar within the Ministry of Justice)	11 August 1981
Jordan	<a href="#">قانون حماية البيانات الشخصية</a>	<i>Personal Data Protection Bill (unnumbered)</i>	-	-	-
Kuwait	<a href="#">لائحة حماية خصوصية البيانات</a> (v 1.8, telecommunications sector only)	<a href="#">Data Privacy Protection Regulation</a>	1 April 2021	no ( <a href="#">Communication &amp; Information Technology Regulatory Authority</a> , competent authority in the telecommunications sector)	1 April 2022 (date of compliance, art. 11(1))
Lebanon	<a href="#">قانون المعاملات الإلكترونية و البيانات الشخصية رقم (81) لسنة (2018)</a>	<a href="#">Law No. 81 of 10 October 2018 on Electronic Transactions and Personal Data</a> , artt. 85-109	10 October 2018	no (Ministry of Economy and Trade to issue licenses and permits to data processors, art. 94-98)	-
Oman	<a href="#">قانون حماية البيانات الشخصية الصادر 6/2022 بالمرسوم</a>	Personal Data Protection Law (issued by Royal Decree No. 6 of 2022)	9 February 2022	no (prospective regulator: Ministry of Transport, Communications and Information Technology)	13 February 2023 <sup>2</sup> (one year after publication)
Qatar	<a href="#">قانون حماية خصوصية البيانات الشخصية رقم (13) لسنة 2016</a>	<a href="#">Law No. 13 of 2016 on Personal Data Privacy Protection</a>	3 November 2016	no ( <a href="#">Ministry of Transport and Communications</a> )	29 January 2018 <sup>3</sup> (extensions under art. 30(2))
Palestinian Territories	<i>(Ministerial Resolution 03/2019 addresses duty to obtain consent)</i>	-	-	-	-
Saudi Arabia	<a href="#">1443 هـ نظام حماية البيانات الشخصية (مرسوم ملكي رقم (م/19) وتاريخ 1443/2/9هـ)</a>	Personal Data Protection Law 2021 (issued by Royal Decree M/19 of 17 September 2021)	17 September 2021	yes ( <a href="#">Saudi Data &amp; AI Authority</a> )	17 March 2023 (18-month transition period)
United Arab Emirates	القانون الاتحادي لحماية البيانات الشخصية (not yet published in the Official Gazette)	<a href="#">Federal Decree-Law No. 45 of 2021 on the Protection of Personal Data</a> → NB: further laws enacted in <a href="#">Abu Dhabi</a> and <a href="#">Dubai</a>	20 September 2021	no (UAE Data Office as instituted by Federal Decree-Law No. 44/2021 is yet to be established)	compliance within six months after publication of Executive Regulations, art. 29

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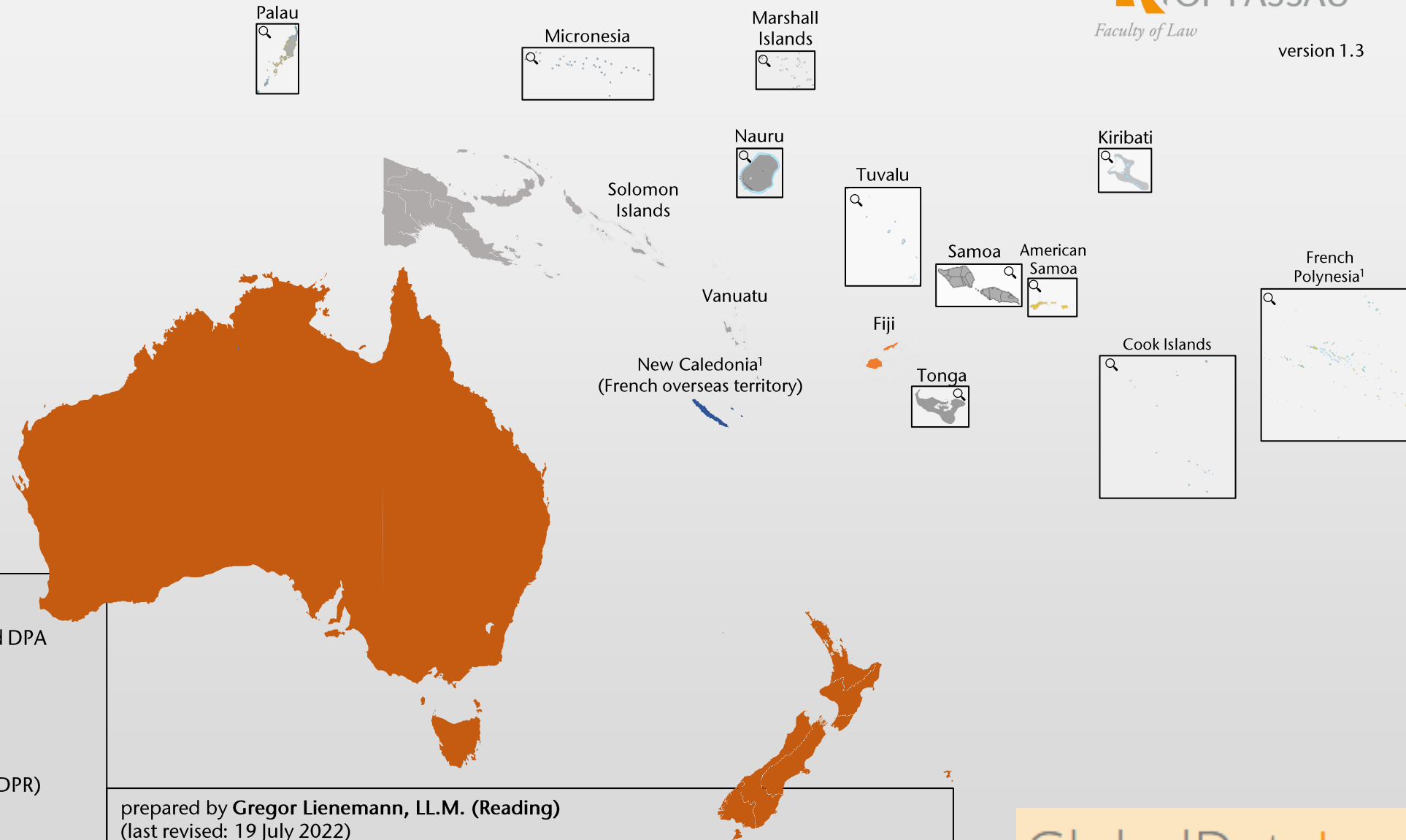


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# L07 | Data Protection Laws in the South Pacific



**Map Legend**

- Dark orange square: Data protection law enforced by dedicated DPA
- Light orange square: Data protection law passed
- Yellow square: Data protection bill introduced
- Blue square: Direct application of a foreign law (e.g., GDPR)
- Grey square: No specific data protection legislation

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## List of Data Protection Laws in the South Pacific

While nearly all South Pacific nations continue to lack a discrete statutory framework on data protection, some jurisdictions address privacy issues within a law against cybercrime. At present, anti-cybercrime legislation is found in Australia (2001), Fiji (2021), Kiribati (2021), Nauru (2015), New Zealand (2015), Papua New Guinea (2016), Vanuatu (2021), and Tonga (2003).

State	Official designation of the law	Translation / short title	Law officially adopted	DPA established (name)	Enforcement commenced
Australia	<a href="#">Act No. 119 of 1988 (Privacy Act 1988, as amended by Act No. 98 of 2021)</a> <sup>2</sup>	Privacy Act 1988	14 December 1988	yes ( <a href="#">OAI</a> ) <sup>3</sup>	1 January 1989
Fiji	<a href="#">Information Act 2018 (Act No. 9 of 2018)</a>	Information Act 2018	18 May 2018	no	–
New Zealand	<a href="#">Privacy Act 2020 (Public Act 2020 No. 31)</a>	Privacy Act 2020	30 June 2020	yes ( <a href="#">OPC</a> )	1 December 2020 (s 2(2) of the Act)

<sup>1</sup> Note: New Caledonia and French Polynesia both come within the regulatory scope of CNIL; for the former territory, a [Digital Observatory](#) has been established.

<sup>2</sup> Further, see the sectoral Consumer Data Right set forth in Part IV.D. of the [Competition and Consumer Act 2010](#).

<sup>3</sup> Prior to 2010, the Australian privacy regulator was known as the Office of the Privacy Commissioner (OPC), which in turn had been integrated into the Human Rights and Equal Opportunity Commission until 2000.



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# L08 | Data Protection Laws in the Western Balkans



## Map Legend – Existing Data Protection Laws

-  Data protection law enforced
-  Data protection law passed
-  Data protection bill introduced
-  Direct application of a foreign law (e.g., GDPR)

## Map Legend – Progress in Alignment to the GDPR

-  GDPR-aligned data protection law enforced
-  GDPR-aligned data protection law passed
-  GDPR-like data protection bill introduced

**Map of the EU**

*(Highlighted are the 6 non-EU Western Balkans)*

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## List of Existing Data Protection Laws in the Western Balkans

Kosovo, North Macedonia and Serbia have recently adopted new data protection laws which are modeled after the General Data Protection Regulation (GDPR). Albania, Bosnia and Herzegovina and Montenegro have not aligned their existing data protection laws with the GDPR yet, but new laws are expected to be adopted. This prospect is due to the fact that WB states are on the path to EU membership, their accession being conditional on the alignment of legislation to the *acquis communautaire*.

State	Official designation of the law	Translation / short title	Law officially adopted	DPA established (name)	Enforcement commenced	GDPR-aligned
Albania	<a href="#">LIGJ nr. 9887, datë 10.3.2008 „Për mbrojtjen e të dhënave personale“ (ndryshuar me ligjin,nr.120/2014, f.z 160)</a>	Law on protection of personal data no. 9887 (as amended by the Law No.120/2014)	10.03.2008 (last amended: 26.04.2014)	yes Information and Data Protection Commissioner	<b>10.04.2008</b>	No
Bosnia & Herzegovina	<a href="#">Zakon o zaštiti ličnih podataka („Sl. glasnik BiH“, br. 49/2006, 76/2011 i 89/2011 - ispr.)</a>	Law on Protection of Personal Data („Official Gazette of Bosnia and Herzegovina“ 49/06)	23.05.2005 (last amended: 14.09.2011)	yes <a href="#">Personal Data Protection Agency in Bosnia and Herzegovina</a>	<b>25.05.2006</b>	No
Kosovo	<a href="#">Ligji nr. 06/L-082 Për mbrojtjen e të dhënave personale</a>	Law 06/L-082 on Personal Data Protection	14.02.2019	yes <a href="#">Information and Privacy Agency</a>	<b>12.03.2019</b>	Yes
Montenegro	<a href="#">Zakon o zaštiti podataka o ličnosti („Sl. list CG“, br. 79/2008, 70/2009, 44/2012 i 22/2017)</a>	Personal Data Protection Law	22.12.2008 (last amended: 2017)	yes <a href="#">Agency for Personal Data Protection and Free Access to Information</a>	01.01.2009 (with 6 months alignment period – <b>01.06.2009</b> )	No
North Macedonia	<a href="#">Закон за заштита на личните податоци („Службен весник на Република Северна Македонија“ бр. 42/20)</a>	Law on Protection of Personal Data no. 42/20	16.02.2020	yes <a href="#">Personal Data Protection Agency</a>	24.02.2020 (with 18 months alignment period – <b>24.08. 2021</b> )	Yes
Serbia	<a href="#">Zakon o zaštiti podataka o ličnosti („Sl. glasnik RS“, br. 87/2018)</a>	Law on Personal Data Protection	13.11.2018	yes <a href="#">Commissioner for Information of Public Importance and Personal Data Protection</a>	21.11.2018 (with 9 months alignment period – <b>21.08.2019</b> )	Yes





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## List of Data Protection Bills in Albania, Bosnia and Herzegovina, and Montenegro

State	State of play of introducing a new data protection law	Designation of the bill	Translation / short title	Date	DPA established (name)
Albania	<a href="#">Draft law has been prepared</a>	<a href="#">Projektligj për mbrojtjen e të dhënave personale</a>	Draft Law on personal data protection	December 2021	YES Information and Data Protection Commissioner
Bosnia & Herzegovina	<a href="#">Proposal law has been prepared</a>	<a href="#">Prijedlog Zakona o zaštiti ličnih podataka</a>	Proposal for Law on Personal Data Protection	January 2020	YES <a href="#">Personal Data Protection Agency in Bosnia and Herzegovina</a>
Montenegro	<a href="#">The bill passed public debate</a>	<a href="#">Nacrt Zakona o zaštiti podataka o ličnosti</a>	Draft Law on Personal Data Protection	July 2019	YES <a href="#">Agency for Personal Data Protection and Free Access to Information</a>

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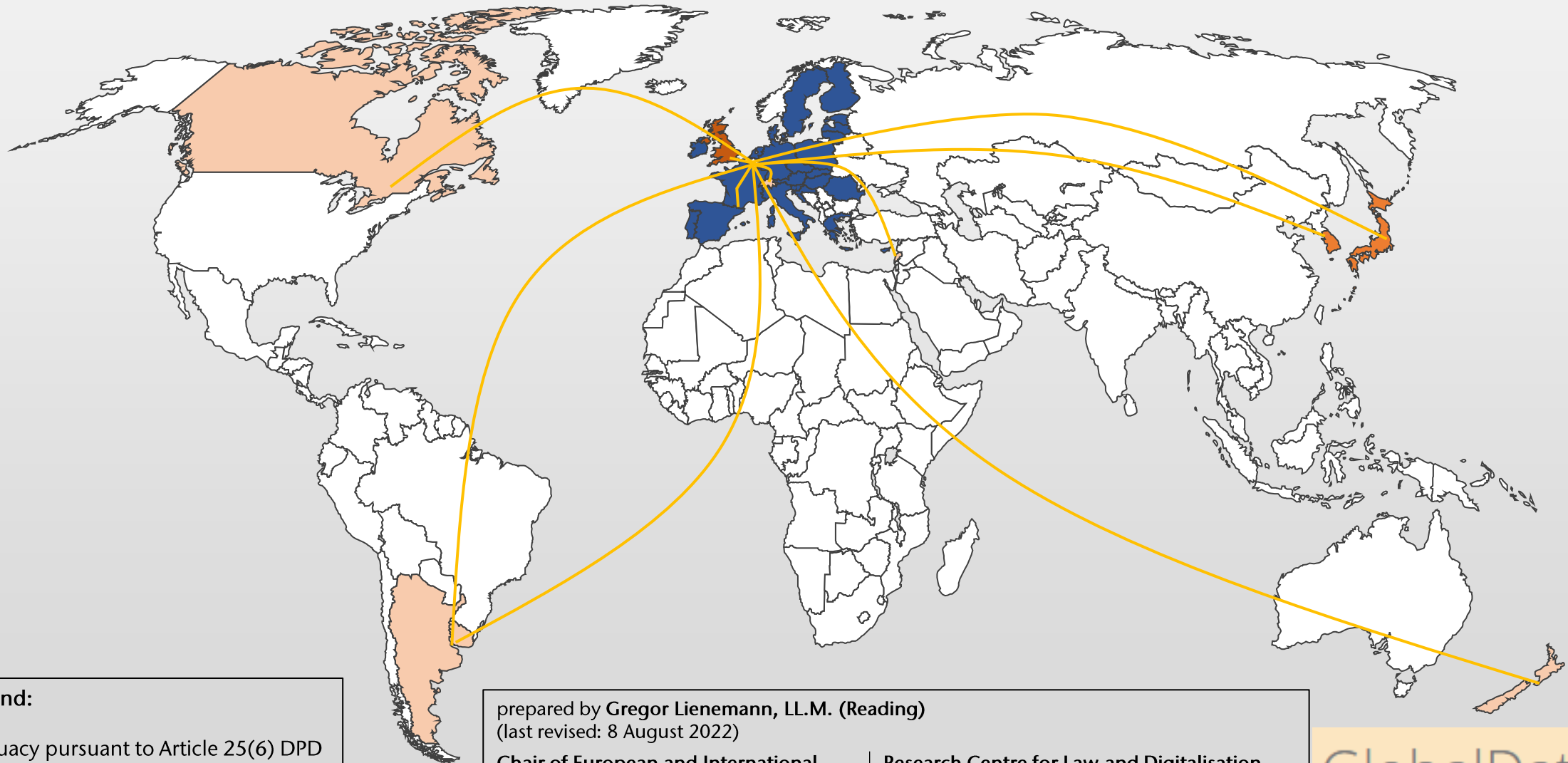
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# I01 | Adequacy Decisions by the European Commission



**Map Legend:**

-  Adequacy pursuant to Article 25(6) DPD
-  Adequacy pursuant to Article 45 GDPR
-  Adequacy under both GDPR & LED

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## List of Adequacy Decisions by the European Commission

Replacing Article 25(6) of the 1995 Data Protection Directive (DPD), the GDPR in its Article 45(2) spells out non-exhaustive criteria from which an adequate level of data protection may be deduced by the Commission. The criteria are mirrored, albeit for different purposes, by Article 36 of the Law Enforcement Directive (LED). On these legal grounds, adequacy decisions have been adopted for the following countries (autonomous territories not marked in bold):

<b>Andorra</b>	Commission Decision of 19 October 2010 ( <a href="#">2010/625/EU</a> )
<b>Argentina</b>	Commission Decision of 30 June 2003 ( <a href="#">2003/490/EC</a> )
<b>Canada</b>	Commission Decision of 20 December 2001 ( <a href="#">2002/2/EC</a> )
Faroe Islands	Commission Decision of 5 March 2010 ( <a href="#">2010/146/EU</a> )
Guernsey	Commission Decision of 21 November 2003 ( <a href="#">2003/821/EC</a> )
Isle of Man	Commission Decision of 28 April 2004 ( <a href="#">2004/411/EC</a> )
<b>Israel</b>	Commission Decision of 31 January 2011 ( <a href="#">2011/61/EU</a> )
<b>Japan</b>	Commission Implementing Decision of 23 January 2019 (( <a href="#">EU</a> ) <a href="#">2019/419</a> )
Jersey	Commission Decision of 8 May 2008 ( <a href="#">2008/393/EC</a> )
<b>Republic of Korea</b>	Commission Implementing Decision of 17 December 2021 ( <a href="#">C(2021) 9316 final</a> )
<b>New Zealand</b>	Commission Implementing Decision of 19 December 2012 ( <a href="#">2013/65/EU</a> )
<b>Switzerland</b>	Commission Decision of 26 July 2000 ( <a href="#">2000/518/EC</a> )
<b>United Kingdom</b>	Commission Implementing Decision of 28 June 2021 ( <a href="#">C(2021) 4800 final</a> ) Commission Implementing Decision of 28 June 2021 ( <a href="#">C(2021) 4801 final</a> )
<b>Uruguay</b>	Commission Implementing Decision of 21 August 2012 ( <a href="#">2012/484/EU</a> )

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## Progress en route to commencement of Modernised Convention 108 (“Convention 108+”)

Meeting for its 128<sup>th</sup> Session in Elsinore (Denmark) on 17 and 18 May 2018, the Council of Europe’s Committee of Ministers agreed to amend the 1981 Convention for the Protection of Individuals with regard to Automatic Processing of Personal Data (“Convention 108”) in light of new challenges having arisen in the field. The resulting Modernised Convention 108 (“Convention 108+”) is an expanded framework on the rights and obligations when processing personal data, as well as on the functional (co-) operation of supervisory authorities. It has been open for signature from 10 October 2018.

For Convention 108+ to enter into force, the underlying Amending Protocol (Treaty 223) mandates that one of two scenarios occur:

- All parties to the original Convention 108 have ratified the new treaty (Article 37(1) of the Protocol).
- Failing that, Convention 108+ becomes effective on 11 October 2023 if the treaty has been ratified by a minimum of 38 parties (Article 37(2) of the Protocol). To date, 19 states have signed and subsequently ratified the treaty (see below).

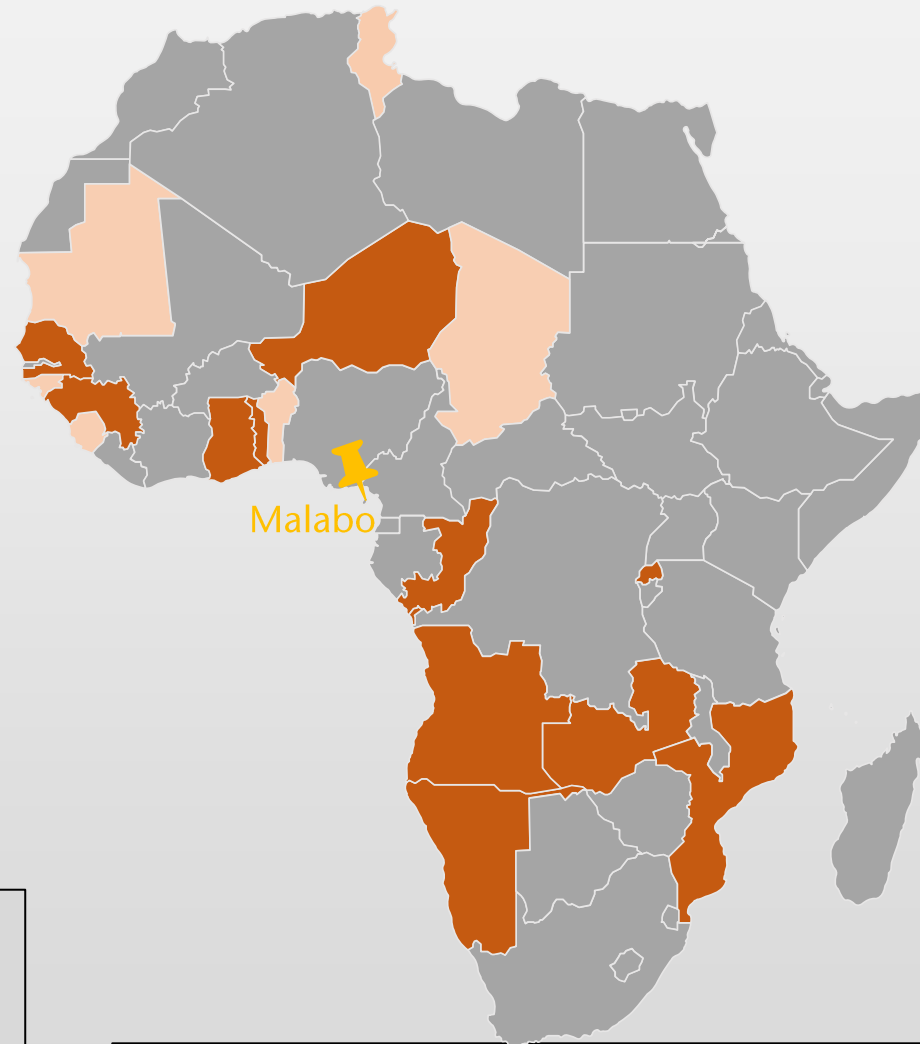
State*	CoE	S	R	D	State	CoE	S	R	D	State	CoE	S	R	D	State	CoE	S	R	D
Albania	•	•	•		France	•	•			Monaco	•	•			Switzerland	•	•		
Andorra	•	•			Germany	•	•	•		Netherlands	•	•			Tunisia		•		
Armenia	•	•	•		Greece	•	•			North Macedonia	•	•	•		Turkey	•	•		
Argentina		•			Hungary	•	•			Norway	•	•		•	United Kingdom	•	•		
Austria	•	•	•		Iceland	•	•			Poland	•	•	•		Uruguay		•	•	
Belgium	•	•			Ireland	•	•			Portugal	•	•			<ul style="list-style-type: none"> <li>– CoE: member of the Council of Europe</li> <li>– S: signature to Treaty 223</li> <li>– R: ratification of Treaty 223</li> <li>– D: declaration provisionally to apply Convention 108+ under Article 37(3) of the Amending Protocol</li> </ul>				
Bosnia & Herzegovina	•	•			Italy	•	•	•		Romania	•	•	•						
Bulgaria	•	•	•	•	Latvia	•	•			San Marino	•	•							
Croatia	•	•	•		Liechtenstein	•	•			Serbia	•	•	•						
Cyprus	•	•	•	•	Lithuania	•	•	•	•	Slovakia	•	•							
Czech Republic	•	•			Luxembourg	•	•			Slovenia	•	•							
Estonia	•	•	•	•	Malta	•	•	•		Spain	•	•	•	•					
Finland	•	•	•	•	Mauritius		•	•		Sweden	•	•							

\*Burkina Faso and Costa Rica have reportedly signed the treaty, but are still in the process of acceding to the Convention on the whole.

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# I03 | Parties to the Malabo Convention



The African Union Convention on Cyber Security and Data Protection was adopted on 27 June 2014 in the capital of Equatorial Guinea, Malabo. It is therefore also known as the Malabo Convention.

The Convention aggregates rules on electronic transactions, data protection, and cyber security. According to the Preamble, the chapter devoted to data protection serves to harmonise legislative frameworks within the African Union, protect privacy and promote free movement of information.

Substance-wise, the regulatory regime somewhat bears the marks of the 1995 EU Data Protection Directive, albeit with key differences (among which provisos for local communities, the categories of sensitive personal data, and the absence of notification and accountability procedures in case of data breaches stand out).

More recently, a review of the Malabo Convention was initiated in order to expedite the process of ratification, with expert consultants to submit their amendments by September 2022.

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## Progress en route to commencement of the Malabo Convention

For the Malabo Convention to enter into force, 15 member states of the African Union must have taken steps to ratify it (Article 36 of the Convention). As is shown in the chart below, 13 out of 55 member states have – either by way of ratification or accession – consented to be bound by the Convention as of July 2022 :

State	Signature (date)	Ratification (date)	Deposit of instrument of ratification (date)
Angola	-	• (21 February 2020)	• (11 May 2020)
Benin	• (28 January 2015)		
Cape Verde	-	• (13 November 2020)	• (5 February 2022)
Chad	• (14 June 2015)		
Comoros	• (29 January 2018)		
Congo (Republic)	• (12 June 2015)	• (24 September 2020)	• (23 October 2020)
Ghana	• (4 July 2017)	• (13 May 2019)	• (3 June 2019)
Guinea-Bissau	• (31 January 2015)		
Guinea (Conakry)	-	• (31 July 2018)	• (16 October 2018)
Mozambique	• (29 June 2018)	• (2 December 2019)	• (21 January 2020)

State	Signature (date)	Ratification (date)	Deposit of instrument of ratification (date)
Mauritania	• (26 February 2015)		
Mauritius	-	• (6 March 2018)	• (14 March 2018)
Namibia	-	• (25 January 2019)	• (1 February 2019)
Niger		• (22 February 2022)	• (16 March 2022)
Rwanda	• (16 April 2019)	• (14 November 2019)	• (21 November 2019)
Senegal	-	• (3 August 2016)	• (16 August 2018)
Sierra Leone	• (29 January 2016)		
São Tomé and Príncipe	• (29 January 2016)		
Togo	• (2 April 2019)	• (30 September 2021)	• (19 October 2021)
Tunisia	• (23 April 2019)		
Zambia	• (29 April 2016)	• (11 June 2020)	• (24 March 2021)

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[African Union Convention on Cyber Security and Personal Data Protection: Status List](#)

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