

# General Data Protection Regulation (GDPR)



# Data Protection Act (DPA)

GDPR Replaces DPA on 25 May 2018

## The Legislation

### DPA

Directive - sets aims and requirements, implemented through national legislation



### GDPR

Regulation - binding for all member states

## Maximum Fines

### DPA

£500,000



### GDPR

4% of annual revenue or €20 million

## Responsibility



### DPA

Data controllers only

### GDPR

Both controllers and processors

## Definition of Personal Data

### DPA

Personal data and sensitive personal data

### GDPR

Now includes online identifiers, location data and genetic data



### DPA

Not mandatory for most organisations

### GDPR

Mandatory and within 72 hours



## Breach Notifications

## Parental Consent for Online Services



### DPA

Not required

### GDPR

Parental consent now required

### DPA

Any persons who have suffered material damage

### GDPR

Any persons who have suffered material or non-material damage



## Right to Claim Compensation

## Subject Access Requests

### DPA

£10 fee, respond within 40 days

### GDPR

Free of charge, respond within 1 month



## Data Protection Governance



### DPA

Management commitment best practice

### GDPR

Appointment of Data Protection Officer

## Consent

### DPA

Freely given, specific and informed

### GDPR

Clear affirmative action, with the ability to be withdrawn at a later date

