

The General Data
Protection Regulation
(GDPR) will come into
effect across all EU
countries in May
2018.

Are you ready?

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What is GDPR?

On the 25th May 2018, the General Data Protection Regulation (GDPR) will come into effect across all EU member countries. The GDPR provides one framework data protection law for Europe, representing a significant harmonization of data protection requirements and standards across the EU. Under GDPR organizations in breach of GDPR can be fined up to 4% of annual global turnover or €20 m.

Increased territorial scope

Arguably the biggest change to the regulatory landscape of data privacy comes with the extended jurisdiction of the GDPR, as it applies to all companies processing the personal data and residing in the Union, regardless of the company's location. GDPR makes its applicability very clear - it will apply to the processing of personal data by controllers and processors in the EU, regardless of whether the processing takes place in the EU or not. The GDPR will also apply to the processing of personal data in the EU by a controller or processor not established in the EU. Non-EU businesses processing the data of EU citizens will also have to appoint a representative in the EU.

What does the GDPR mean for a company?

GDPR will apply to all entities who process personal data in connection with their activities or as part of their business. It is important to remember that:

- customer and employee data is a personal data
- storing or even viewing personal data online or in a hardcopy constitutes 'processing' personal data
- companies will take full responsibility for not ensuring personal data security
- even if controllers and processors are based outside the EU, the GDPR will still apply to them as long as they deal with data belonging to EU residents
- companies have to identify exactly when, where and how they collect different sets of customer data
- personal data controllers will be obliged to run personal data protection risk assessment processes.

What do we offer?

APLAW experts have a wide experience in privacy and data protection areas. We have conducted dozens of GDPR trainings, and both legal and technical audits. We prepare and verify GDPR compliance plans and implement them together with our clients' boards of directors and employees. We recommend GDPR best practice solutions in terms of the corporate governance. Our services are complex and comprehensive, and our fee system is flexible and responds to clients' expectations.

Quick steps to implement GDPR

- personal data protection audits
- trainings for boards and employees
- full scope documentation including data processing, storage, hosting and transfers
- red flag reports and recommendations
- compliance
- implementation based on the best practice solutions

Artur Piechocki

Managing partner at APLAW. Legal advisor with 20 years' experience, admitted to the Warsaw Bar of Legal Advisors. Artur specializes in information and communication technology law (ICT). He advises clients on e-commerce, privacy and data protection, cybersecurity, new technologies, fintech and internet domains.

Artur is an expert at the European Network and Information Security Agency (ENISA) in regulatory, privacy and data protection. He is a member of the Council at the Internet Domain Court of Arbitration at the Polish Chamber of Information Technology and Telecommunications (PIIT). He cooperates with the Internet Corporation for Assigned Names and Numbers (ICANN) and the World Intellectual Property Organization (WIPO) and in the past has cooperated with the Council of European National Top Level Domain Registries (CENTR). He is an active participant in International Telecommunication Union (ITU) meetings and counsel to the Cyber Security Foundation. He is also a co-founder of the Domain Names Arbitration Court at PIIT, where he headed the legal works and a co-founder of domain case law at the Arbitration Court at the Polish Chamber of Commerce (KIG). Artur cooperates with the Foundation for Cybersecurity.

Previously, Artur worked as a general legal counsel at the Research and Academic Computer Network (NASK), representing the PL Registry in Poland and international organizations.

