

# Privacy Bulletin | FEB 2017

## Updates on Privacy by the Centre for Internet and Society

### PRIVACY IN NEWS

- Minister of State for Law and IT, PP Chaudhary **informed** the Parliament that the Government of India is in the process of drafting a privacy legislation.
- Multiple incidents with privacy implications around the Aadhaar project have **come in light** after UIDAI detected multiple transactions being done with the same fingerprint.
- Contrasting **judgments** on the right to be forgotten from Karnataka High Court and Gujarat High Court with the former ruling to redact the aggrieved person's name from the order, and the latter holding that there was no legal basis to seek removal of a judgment from the Internet
- SC to **decide** on setting up of a Constitutional Bench to rule on whether privacy is a fundamental right in the petitions challenging the constitutional validity of Aadhaar project.

### BLOGS & SUBMISSIONS

#### Privacy Gaps in India's Digital India Project

By Anisha Gupta and Edited by Amber Sinha

This **report** examines the privacy protections around fifteen schemes that have been rolled out by the government, starting from 2010 across different sectors such as law enforcement, agriculture, education, healthcare, land records, Aadhaar and citizen outreach, to name a few.

#### Ranking Digital Rights in India

By Divij Joshi and Aditya Chawla

Using the methodology of the proposed 2017 Ranking Digital Rights index, this **report** studies five Indian telecommunication companies (Tata Communications Ltd., Reliance Communications Limited, Aircel Limited, Vodafone India Private Limited and Reliance Jio Infocomm Limited) and three Indian online service providers (Hike Messenger, Shaadi.com and Rediff.com). The report comprehensively assessed the performance of companies on various indicators related to these human rights, as per information which was made publicly available by these companies or was otherwise in the public domain.

#### Comparison of General Data Protection Regulation and Data Protection Directive

By Aditi Chaturvedi and Edited by Leilah Elmokadem

This **document** intends to offer a clear comparison between the recently introduced General Data Protection Regulation (GDPR) and the older Data

### EVENTS

#### Events Attended

##### CPDP (Computers, Privacy and Data Protection) 2017

Amber Sinha participated in a panel on 'EU Adequacy Status for International Data Transfers' at the CPDP (Computers, Privacy and Data Protection) 2017 in Brussels, Belgium.

##### Panel discussion around Aadhaar

Amber Sinha was a panelist at Ambedkar University, New Delhi for a panel discussion around Aadhaar on 10th February, 2017.

### CIS IN NEWS

#### Is India's central database with biometric details of its billion citizens a privacy nightmare?

14th Feb, 2017

This **article** discusses the privacy implications of the Aadhaar project, in light of a tweet showing people being identified on the street via Aadhaar. Sunil Abraham was quoted.

#### Is Your Aadhaar Biometrics Safe? Firms Accused Of Storing Biometrics And Using Them Illegally

Protection Directive (DPD 95/46/EC) that it would replace.

## **Survey on Data Protection Regime**

**By Aditi Chaturvedi and Elonnai Hickok**

CIS is undertaking a **survey** to understand how various organisations view the changes in the Data Protection Regime in the European Union. Recently the General Data Protection Regulation (EU) 2016/679 was passed, which shall replace the present Data Protection Directive DPD 95/46/EC. This step is likely to impact the way of working for many organisations.

**24th Feb, 2017**

This **article** discusses the fears about biometric security in Aadhaar given the government's push towards a cashless economy. Sunil Abraham and a recent tweet by Pranesh Prakash have been quoted.

## **India To Let Private Companies Access Citizens' Biometric Data**

**21st Feb, 2017**

This **article** reports that India Stack will open up the country's biometric data to software developers, health care providers, and any other business interested in using the government's identification records. Sunil Abraham was quoted.

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