

Centre for Information Policy Leadership (CIPL) and
Centro de Direito, Internet e Sociedade of Instituto Brasiliense de Direito Público (CEDIS-IDP)

Roundtable

Managing Data Subject Rights under the LGPD: organizational challenges

Via Microsoft Teams—in Portuguese

—Chatham House Rule—

Tuesday, 24 November 2020

From 10:00 AM to 11:30 AM (Brasília) | From 1:00 PM to 2:30 PM (London)

AGENDA

CIPL and CEDIS-IDP invite you to this DSR roundtable organized as part of our [joint-project](#) on the “Effective Implementation and Regulation under the New Brazilian Data Protection Law (LGPD)”. The discussions held in this roundtable will inform the drafting of a forthcoming paper as part of the CIPL & CEDIS-IDP project.

The LGPD provides individuals with a series of data subject rights (DSR) (Chapter III), including: to obtain information about data processing activities; confirmation of processing and access to the data; correction; anonymization, blocking the use of personal data, or deletion of personal data that is unnecessary or processed in violation of the LGPD; portability; Deletion of data that is processed based on consent; withdrawal of consent; objection to processing; and review of decisions that affect the interests of individuals that are based solely on automated processing of personal data. Organizations will need to take steps to ensure they enable individuals to exercise these rights, with consideration to specific timeframes for responding to requests, interoperability between systems, engaging with operators, verifying the identity of requestors, etc. Organizations will also need to be prepared for a possible surge in requests, as observed in other countries/regions with recently-approved data protection laws (such as in Europe with the General Data Protection Regulation – GDPR).

This roundtable follows “Webinar 6 – Managing Data Subject Rights under the LGPD: the basics and international experience”. It will focus on challenges that organizations subject to the LGPD requirements are facing in relation to managing DSR, including putting processes in place and gathering the right resources to manage such rights, and the specific points that are still open for the Brazilian data protection authority (the Autoridade Nacional de Proteção de Dados—ANPD) to regulate and provide guidance on.

This roundtable will have limited participation to enable discussions among all participants. Registrations should be limited to one person per organisation and will be on a first-come, first-served basis.

10:00 AM **Introductions and goals for the roundtable**

❖ **Giovanna Carloni**, Global Privacy Policy Manager, CIPL

10:10 AM **Roundtable discussions—Managing Data Subject Rights under the LGPD: organizational challenges**

This will be a moderated discussion concerning the questions outlined below. All participants are asked to participate in the discussion.

Moderators:

- ❖ **Laura Schertel**, Lawyer, Professor and Director of CEDIS-IDP
- ❖ **Danilo Doneda**, Lawyer, Professor and Director of CEDIS-IDP
- ❖ **Giovanna Carloni**, Global Privacy Policy Manager, CIPL

Questions for discussion:

- What challenges are organizations facing when implementing and managing processes for exercising DSR under the LGPD? Do organizations understand all elements they should take into account when putting such processes in place?
- How long do organizations need to respond to DSR requests? Does this vary by type and size of the organization and by scope of the request?
- What teams and stakeholders should be involved in responding to DSR requests? Should the data protection officer be involved?
- How should organizations document their processes to comply with DSR requests?
- What should organizations do when DSR requests are repetitive? Can DSR requests be abusive?
- What are the areas that should be further clarified and regulated by the Brazilian data protection authority (Autoridade Nacional de Proteção de Dados—ANPD)?
- What does the right to data portability mean under the LGPD—both for individuals and for the Brazilian economy?
- What does the right to obtain a review of decisions that affect the interests of individuals that are based solely on automated processing of personal data mean under the LGPD?

11:30 AM **End of roundtable**