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CHARTERED ACCOUNTANTS



THE DIGITAL PERSONAL DATA PROTECTION ACT 2023



About the Act

A

The Digital Personal Data Protection Act 2023 was enacted by Parliament in the Seventy-fourth Year of the Republic of India

B

An Act to provide for the processing of digital personal data in a manner that recognises both the right of individuals to protect their personal data and the need to process such personal data for lawful purposes and for matters connected therewith or incidental thereto.

C

Indian Personal Data Protection bill was drafted on the lines of EU GDPR (General Data Protection Regulation to protect personal data or information which stored, gathered, and processed in a manner.

D

The Act is spread over IX Chapters, 44 sections and one Schedule detailing penalties for non-compliance.

E

Several key terms like Data fiduciary, Data Principal, Digital personal data, Personal data, and significant Data fiduciary are defined under the Act

F

Transfer of personal data outside India The Act allows the free transfer of personal data outside India, except to countries expressly restricted by the Central Government. Furthermore, the Act considers and retains provisions for other laws in India that may influence international data transfers

Enforcement Timeline and Governance

A

As detailed in the Act, the exact dates for enforcement of the Digital Personal Data Protection Act, 2023, are presently awaiting final confirmation. Distinct dates might be designated for different provisions within the Act

B

The Board, established by the Central Government, will be the statutory body responsible for enforcing the Act. The Board's powers and functions include issuing guidelines and regulations, determining non-compliance, imposing penalties, issuing directions to remedy harm, and investigating violations

Thank You



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