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Govt proposes easier cross-border data transfer rules

NEW DELHI, Nov 18:

The Government today proposed a new data privacy law that allows the transfer and storage of personal data in some countries while raising the penalty for violations. The draft Digital Personal Data Protection (DPDP) Bill 2022 will be a great relief for Google, Amazon, Facebook and other global firms as it replaces

an earlier version that had alarmed big tech companies over its stringent restrictions on cross-border data flows. The Government will "notify such countries or territories outside India to which a data fiduciary may transfer personal data", according to the draft unveiled on Friday for public feedback. The new draft will become law once Parliament approves it. The proposed legislation stipulates consent before collecting personal data and provides for stiff penalties of as much as Rs 500 crore on persons and companies that fail to prevent data breaches including accidental disclosures, sharing, altering or destroying personal data. Companies are allowed to store the collected data for only specified periods. The draft also gives powers to the Central Government to exempt state agencies from provisions of the bill "in the interests of sovereignty and integrity of India" and to maintain public order. With more than 750 million

internet users and the second-largest home for mobile phones, India is a big and growing market for tech giants but the previous privacy rules had riled them. The draft bill covers personal data collected online and digitised offline data. It will also apply to the processing of personal data abroad if such data involves profiling Indian users or selling services to them. "The 2022 DPDP Bill has simplified the proposed data protection regime and done away with some contentious clauses which caused industry pushback in earlier versions. Particularly, data mirroring, data localisation requirements, and overall compliances appear to be limited compared to the previous Bill," said Rupinder Malik, Partner at law firm JSA. The legislative intent, he said, appears to be tech and IT business-friendly, focused on facilitating cross-border data flows. "Some aspects that have been watered down could potentially reduce overall protection accord-

ed to individual privacy rights. The positive bit is that the Bill has been drafted in a simpler manner, with less ambiguities." The new draft legislation comes in place of the Data Protection Bill, which was withdrawn by the government in August this year. The draft is open for public comment till December 17. The draft bill requires the setting up of a 'Data Protection Board' to ensure compliance. The board will also hear user complaints. It requires firms such as Google and Facebook to be accountable to a 'consent manager' to provide an "accessible, transparent and inter-operable platform" to give, manage, review and withdraw consent. Users shall have the right to correct and erase their personal data. While the personal data of children cannot be obtained or processed without parental consent, the draft law provides that advertising cannot target children. Companies of 'significant'

size — based on factors such as the volume of data they process — would be required to appoint an independent data auditor to evaluate compliance with provisions of the law. The provision in the previous version that gave the Government powers to ask a company to provide anonymised personal data and non-personal data to help target the delivery of services or formulate policies, is not there in the new draft. The new draft raises penalty amount to up to Rs 500 crore for violating provisions. The draft personal data protection bill, issued in 2019, had proposed a penalty of Rs 15 crore or 4 per cent of the global turnover of an entity, whichever is higher. (PTI)

Zomato co-founder Mohit Gupta resigns

NEW DELHI, Nov 18:

Online food delivery platform Zomato on Friday said its co-founder Mohit Gupta has resigned from his post. Gupta, who had joined Zomato four-and-a-half year back, was elevated to co-founder in 2020 from the position of CEO of its food delivery business. In a message sent to the Zomato which was shared on the BSE by the company, Gupta said he is "deciding to move on from Zomato to seek the other unknown adventures that life holds for me". Zomato said Gupta was not designated as key managerial personnel under the Companies Act, 2013 and the listing regulations, while making the voluntary disclosure of his resignation. (PTI)

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Auction Catalog No.	EAFFZ-MIS22-1
Auction Start date & time	02.12.2022, 11:00 hours
A) Name of Work	Commercial Advertisement Rights through Installation, Operation and Maintenance of Plastic Bottle Crushing/Shredding/Baling Machine at Railway Station
Lot No.	Name of Stations
1 MSS-FZR-PTK-BCrush-3-22-1	Pathankot
2 MSS-FZR-FZR-BCrush-6-22-1	Firozpur Cantt.
3 MSS-FZR-PGW-BCrush-4-22-1	Phagwara
4 MSS-FZR-JRC-BCrush-5-22-1	Jalandhar Cantt.
5 MSS-FZR-PTK-BCrush-2-22-1	Pathankot Cantt.
6 MSS-FZR-UHP-BCrush-1-22-1	Udhampur
Auction Catalog No.	EAFFZ-MA22-8
Auction Start date & time	02.12.2022, 11:30 hours
B) Name of Work	Allotment of Commercial Publicity rights through Vinyl Wrapping on exterior of coaches of Trains
Lot No./Rake Link	Trains in Rake link
1 ADVT-EFF-109222-22-1	14612/14611
2 ADVT-EFF-84053-22-1	14650/14650/14674/14673
3 ADVT-EFF-95027-22-1	12408/12407
4 ADVT-EFF-110591-22-1	12422/12421/14616/14615
5 ADVT-EFF-132173-22-1	12492/12491/12470/12469/14606/14605
6 ADVT-EFF-132340-22-1	12472/12471/12474/12473/12476/12475/12478/12477
7 ADVT-EFF-109229-22-1	12460/12459/14681/14682
8 ADVT-EFF-88368-22-1	14610/14609
9 ADVT-EFF-110792-22-1	14632/14631
10 ADVT-EFF-98513-22-1	14646/14645/14662/14661
11 ADVT-EFF-90417-22-1	12414/12413
12 ADVT-EFF-91669-22-1	22462/22461
13 ADVT-EFF-110778-22-1	14602/14601/14614/14613/14630/14629
14 ADVT-EFF-90978-22-1	14624/14623
15 ADVT-EFF-133298-22-1	14634/14633/54612/54613/54615/54616/54621/54622/54625/54626
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