

# Digital Personal Data Protection Act

## How we can help you

We Understand that DPDP regulations are complex and time-consuming for business, so we help our clients with providing knowledge, tools, templates and skills to navigate and comply with this regulation. We have experience of having supported business of all size covering multi-industry sectors.

### Gap assessment review

Our Gap Assessment Review offers a detailed evaluation and expert guidance to help your business meet compliance requirements with minimal disruption. Led by experienced professionals who have domain experience, we provide tailored recommendations to help you navigate DPDP compliance.

### Consulting, Advisory and Audit

We help & support you with fit to purpose/ organization wide policies, privacy impact assessment, internal audit frameworks, regular compliance audits, demonstrable evidence, and automated privacy tools to ensure your business meets regulatory requirements. Proactively implementing IT and organizational controls protects your business from non-compliance risks and potential risk of penalties.

### Data Protection Officer as a Service by QACA

The Digital Personal Data Protection Act (DPDP Act) requires appointing a Data Protection Officer (DPO), which goes beyond compliance—it strengthens corporate governance. Our DPO as a Service turns this requirement into a strategic advantage, enhancing your data protection framework and building stakeholder trust.

### Training Programs for DPDP Act, 2023 Compliance ( Jointly certified by DPO Club)

Our training program focus on practical aspects of DPDP Act, 2023 compliance. Key topics include personal data policies, data principal rights, risk assessments, cross-border data transfer, third party compliance, security policies, and incidental response. We offer following courses currently

1. One day Master training joint certified together with DPO Club of India
2. 2-day DPDP certified Professional course jointly certified with DPO club of India
3. Half day senior leadership workshop on DPDP act.

### Contract Review & Data Processing Agreements

Our Contract Review and Data Processing Agreement services ensure your organization complies with the Digital Personal Data Protection Act (DPDP Act) when sharing personal data with third parties. We help draft and review agreements that include all required provisions to protect personal data and uphold the rights of Data Principals.



## The Digital Personal Data Protection Act 2023

- The act applies to all businesses within the Indian territory, to the process of digital personal data, where the personal data is collected in a digital form or the personal data is collected in non digital form and digitized subsequently
- The act does not apply to:
  - personal data processed by an individual for any personal or domestic purpose; and personal data that is made or caused to be made publicly available by the data principal to whom such personal data relates
  - person who is under an obligation under any law for the time being in force in India to make such personal data publicly available.

## Key highlights

- The Act is an attempt to bring a **harmonized data privacy regime in India.**
- **Digital personal data means** personal data in digital form.
- The Act introduces **duties for data principals** and imposes a **penalty up to INR 10,000** for any breach of duty.
- There are **financial penalties up to INR 250 crore** for data fiduciary and the Act does **not impose criminal penalty** for non-compliance.
- **Significant Data Fiduciary (SDF)** notified by the government will be accountable for additional obligations.

## The key obligations for the organizations

- To abide to the new Act, there are certain obligations organizations must adhere to as a data fiduciary
- Processes personal data accurately and in line with legitimate uses.
- Ensure disposal of personal data retained by organizations as well as it's processors as soon as the data principal withdraws her consent, or when the purpose of processing is fulfilled.
- Protect personal data in its possession which is collected directly or on its behalf by a Data Processor, by taking reasonable security safeguards to prevent personal data breaches.
- Notify the Data Protection Board & the concerned data principal(s) upon discovery of data breach per timelines that shall be stipulated by the Board.
- Establish an effective mechanism to redress the grievances of Data Principals. Implement appropriate technical & organizational measures to ensure effective observance of the provisions of this Act.
- Empanel data processors with a valid contract. Whenever any data is to be shared with other data fiduciaries, it must be accurate, complete, and updated.
- Appoint a Data Protection Officer & support the Internal Audits and external Audits/Certifications

## Our Services:

Training | Certification | Gap Assessment | Workshop

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