



APEC PERU
————— **2016**

ECSG Data Privacy Subgroup Meeting
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***Privacy, information flows and emergency
preparedness:
ICDPPC resolutions on major natural disasters +
humanitarian action***



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ICDPPC

International Conference of Data
Protection & Privacy Commissioners

ICDPPC is where the world's Data Protection Authorities meet.

The Conference has adopted two resolutions:

- Data Protection and Major Natural Disasters (2011)
- Privacy and International Humanitarian Action (2015)



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ICDPPC Data Protection and Major Natural Disasters (2011)

Resolution

- Articulates why major natural disasters are an issue for data protection and privacy laws
- Recommends action by key stakeholders



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ICDPPC Data Protection and Major Natural Disasters

Why are major natural disasters are an issue for data protection and privacy laws?

- a) The effects of disasters
- b) The types of public responses needed
- c) The nature of privacy laws
- d) The interconnection of the modern economy



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ICDPPC Data Protection and Major Natural Disasters

	Natural Disaster	Issues for privacy law
The effects of disasters	High impact on people; destroy ICT infrastructure; disrupt usual order; anxiety over missing people	Is law attuned to needs of people? Can the law cope with disruption?
The types of public responses needed	Extraordinary action to protect vital interests; compensate for loss of documentation and disrupted access to ICT; use personal information for non- business purposes	How flexible is the law? Will business records that may be useful in the response (e.g. to identify who is in the disaster zone) be available for a non-business purpose?
The nature of privacy laws	Limits permissible uses of personal information; narrow exceptions	Are the people who hold information aware of their legal discretions to disclose?
The interconnection of the modern economy	Implications beyond an economy's borders; locals and visitors in disaster zone; personal information from beyond disaster zone needed in emergency response	Are there best practices to follow? Will the laws facilitate or hinder cooperation?



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ICDPPC Data Protection and Major Natural Disasters

Recommended action by key stakeholders:

- **Data protection authorities** – review laws, education before disaster strikes
- **Governments** – include data issues in disaster preparedness
- **International organisations** - cross border norms
- **Businesses** – to plan for community needs as well as business continuity



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Privacy and International Humanitarian Action (2015)

Humanitarian action

- Assists vulnerable people in armed conflicts and natural disasters.
- Can cross territories
- Is framed by national and international law, in particular humanitarian and refugee law
- Brings together actors with different missions and laws and often requires coordination.



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Privacy and International Humanitarian Action (2015)

The number of people in need of humanitarian assistance globally has doubled in ten years (source: UN)

Accordingly, ICDPPC has established a Working Group to respond to requests expressed by international humanitarian actors to assist in the development of data protection guidance.

This work is only just starting in 2016 so there is nothing yet to report.



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More information:

- Website: <https://icdppc.org/>
- Twitter: @ICDPPCEXCo