DIRECTORATE OF DISTANCE EDUCATION
NALSAR UNIVERSITY OF LAW, HYDERABAD

Advanced Diploma in Cyber Security & Data Protection Laws

Academic Year: 2022-2023

First Semester Repeat Examination (June, 2023)

Paper II - 1.1.2. Data Protection Laws in Foreign Jurisdictions (US, UK, Canada, Singapore and European Union)

Duration of the Examination: 2 ½ hours **Total Marks : 70 marks**

INSTRUCTIONS TO CANDIDATES

a) **Read the instructions carefully and adhere to the same.**
b) **Please mention your DDE ID No., date of the exam, name of the programme & subject on the Answer Sheet and the Additional Answer Sheets, if any.**
c) **The questions to be interpreted as given and no clarification can be sought from the Invigilator.**
d) **Clearly indicate the question numbers while answering them. Answers without question numbers / wrong question numbers will not be evaluated.**
e) **Write the answers clearly and neatly. Answers in illegible handwriting will not be taken into consideration.**
f) **Candidates are prohibited to carry phones or any other electronic devices, books, material etc. in the Examination Hall.**
g) **Copying is strictly prohibited and is considered as a serious academic mis-conduct and the University will take action as it deems fit.**

Q.No.	Question	Marks
1	(a) Discuss the Applicability of GDPR to a company having a website hosted from India and exporting artistic goods	5
	(b) Discuss the role of “Consent” as a means of establishing the legal basis of personal data processing under GDPR	5

	(c) K5 instant loans is a company in Spain engaged in providing personal loans through a mobile app. The company engaged a Debt collection agency to recover its bad loans and shared a list of around 77,317 debtors in a pen drive to the debt collection agency. The data consisted of name, address, date of birth, personal identification number along with the details of previous payments etc. There were deficiencies in the security systems in the debt collection agency and the data on the USB drive was copied by an employee on to his computer from where it was stolen by hackers. Discuss the liability of K5 instant loans and the Debt Collection agency under GDPR	10
2	(a) What are the precautions to be taken by an individual in a residential area in France who is setting up a CCTV camera near the front door of his residence over looking the street and surroundings.	5
	(b) Explain the concept of Right to Portability under GDPR . What are the advantages for the data subjects arising out of the Right to Portability. What are the challenges for the Data Controller to implement data portability.	5
	(c) Mr Johnson is a user of SMP, a social messaging platform and has shared his personal information with SMP. SMP has also created a profile of the customer including his financial profile and submits it periodically to credit rating agencies for which Mr Johnson has provided his consent. Now Johnson wants to use the services of another Company providing similar services and requests SMP to port all his personal data including the profile to the other company namely the New SMP. Assume you are the data protection officer in New SMP and create a note for compliance of the request.	10
3	(a) Discuss the applicability of the law of personal data protection in respect of deceased data subjects. How does GDPR deal with such data as compared to HIPAA.	5

	(b) Discuss the penalty structure under GDPR and how it compares with CCPA	5
	(c) What are the different instruments recommended under GDPR for transfer of Personal data out of EU. Discuss the reasons on why EU -US privacy shield was negated by the EUCJ and the role of Standard Contractual Clauses to meet the liabilities arising out of Cross border transfer with specific reference to the fine of US $ 1.2 million imposed by Irish Data Protection Authority on Meta.	10
4	Write Short notes **on any two** of the following a) Right to be Forgotten b) Data Protection Officer c) Covered Entities under HIPAA d) Data Protection Impact Assessment e) Privacy By Design	10