



Key differences between the Protection of Personal Information Act and other global privacy legislation

1. Alignment check to POPI Act vs alignment check to other national legislation: this is specific to SA
2. Appointment of Information Officer to meet local legislation: this is specific to SA
3. Contractual terms to meet local needs re POPI: this is specific to SA
4. Definition of Personal Information (PI): EU has living individual only, SA has juristic in addition
5. Definition of Special PI (SPI): EU excludes children as a special category, SA has SPI for under 18 years
6. Definition of Transborder: this is specific to SA
7. Definitions of controller v Responsible Party; Processor vs Operator: this is specific to SA
8. Digital device assessment needs to account for local inventory: this is specific to SA
9. Digital device disposal comply with POPI and Waste Management Act: this is specific to SA
10. Direct marketing rules to comply with local legislation: this is specific to SA
11. Governance aligned to the structure of organisation assessment: specific to SA
12. Information officer appointment to address POPI & PAIA: this is specific to SA
13. Notifications to the Information Regulator: this is specific to SA
14. Ongoing compliance monitoring plan to meet local needs: this is specific to SA
15. Other policies to meet local needs: this is specific to SA
16. Privacy notices: these are specific to SA
17. Privacy policy: specific to SA
18. Promotion of Access to Information Act (PAIA) manual requirements: this is specific to SA
19. Receiving instructions from the Information Regulator: this is specific to SA
20. Registration with the Information Regulator: this is specific to SA
21. Retention periods to comply with local legislation: this is specific to SA
22. Staff training for awareness of POPI not just generic information security
23. Web site contents e.g. legal notices: this is specific to SA

This document has been prepared by Dr Peter Tobin and Mr John Cato, IACT-Africa.

For more information please visit the POPI page on our website <http://www.iact-africa.com/popi.html>.

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Correct as at 21 November 2016