Thailand's Personal Data Protection Act
Regulatory Approach

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Office of Permanent Secretary acting as
Office of Personal Data Protection Committee
Ministry of Digital Economy and Society

March 4, 2021
Key Priorities in 2021

Establishment of Personal Data Protection Committee and the Office

- Development of Draft Subordinate Regulations
- Development of Master Plan on Personal Data Protection
- Development of Draft Guidelines for Data Controllers and Data Processors
Cabinet approved a chairperson and 9 qualified members for the Personal Data Protection Committee (PDPC).

Selection process for a chairperson and 6 qualified members will be prescribed by PDPC.

Appoint Secretary General.

Development of Master Plan
Issue Subordinate Regulations
Issue Guidance or Guidelines
Interpret and render rulings

Issue internal rules on finance, personnel, operation and audit
Approve budget and operation plan
Appoint Secretary General

Promote and Support
Provide consultation
Approve BCR
Issue training curriculum

Appointment of a Secretary General will be prescribed by the Supervisory Committee.

Pending announcement in Royal Gazette.
Public Hearing was held on February 15 – 28, 2021

1. Rules and Procedures on Consent
2. Rules and Procedures on Privacy Notice
3. Appropriate Measures for processing sensitive personal data
4. Cross-Border Data Transfer Mechanism
5. Responsibility of Data Controller on Record of Processing, Right of Access Handling and Data Breach Notification
6. Security Safeguards
7. Data Protection Officer designation
8. Procedures on Complaints Management and Administrative Liability
Draft Subordinate Regulations

After public hearing of Group 1, consultants will submit summary and draft notifications to the acting Office of Personal Data Protection Committee.

Once PDPC has been established, the draft notifications shall be discussed at PDPC 1st meeting. PDPC could advise the second round of public hearing after they review the documentations.

Group 2

1. Scope clarification
2. Collaboration with other regulators
3. Data subject’s rights
4. Responsibility of Data Processors
5. PDPC’s administrative procedures

Group 3

1. Personal data processing with AI
2. Standard and Certification
3. International Collaboration
4. Local Representative
5. Internal administrative procedures
Draft Master Plan on Personal Data Protection

Master Plan on Personal Data Protection includes

1. Measures on promotion and protection of personal data.
2. Measures on raising public awareness, capacity building and skills development on personal data protection in both public and private organizations.
3. Measures on promotion of research and development of technology relating to personal data protection and secure use.
4. Operational plan on promotion and protection of personal data.

Public Hearing will be held virtually with different geographic stakeholders:

- March 15: Bangkok Metro area
- March 16: Northern provinces
- March 17: North Eastern provinces
- March 18: Eastern provinces
- March 19: Southern provinces
Draft Guidelines for Data Controllers and Data Processors

Potential sectors are under study:

1. Healthcare
2. Tourism
3. Education
4. Retail
5. E-Commerce
6. Transportation
7. Real Estate and Management
8. Government Agency
9. Local Administrative Agency

Existing Industrial Guidelines:

1. Thai Bank Association
2. Thai Life Assurance Association
3. Association of Investment Management Companies
4. Thai General Insurance Association
5. Association of Thai Securities Companies

1-3 already submitted to the acting Office for consultation
Thank you

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