



NEWSLETTER

LIFANG & PARTNERS **立方观评**



关注更多精彩内容

No. **125**

2020.03

立方网络安全与数据合规周报

Weekly Cybersecurity and Data Protection Review

国内要闻 Domestic News

信安标委发布《网络安全标准实践指南—远程办公安全防护》

NISSTC Releases the *Practice Guidelines for Cybersecurity Standards—Telecommuting Security Protection*

信安标委公布2020年度工作要点

NISSTC Publishes the *Priorities for 2020*

天津网信办开展疫情防控相关App违法违规收集使用个人信息整治行动

Tianjin CAC Launches Special Action against Illegal Information Collection by COVID-19 Prevention APPs

海外动态 Overseas News

因泄露用户隐私，谷歌在瑞典被罚700万欧元

The Swedish Data Protection Authority Imposes EUR 7m Fine upon Google

涉嫌泄露30万用户个人信息，澳大利亚联邦政府起诉Facebook

Commissioner Launches Federal Court Action against Facebook

国内要闻 Domestic News

信安标委发布《网络安全标准实践指南—远程办公安全防护》

2020年3月13日，全国信息安全标准化技术委员会（“信安标委”）发布《网络安全标准实践指南—远程办公安全防护》（“《实践指南》”），旨在就与远程办公相关的网络安全、防护标准等问题，提供标准化实践指引。《实践指南》分析了在线会议、即时通信、文档协作等典型远程办公应用场景中存在的主要安全风险，从安全管理、安全运维等方面，针对远程办公系统的使用方和用户给出了具体的安全控制措施建议。其中，就个人信息保护、数据安全的问题，《实践指南》要求使用远程办公系统的单位按照《信息安全技术 个人信息安全规范》的要求保护个人信息，通过对数据进行分类分级、设置数据防泄漏策略及数据销毁方案、限制向用户自有设备传输使用方敏感数据的方式保护数据安全。（[查看更多](#)）

NISSTC Releases the *Practice Guidelines for Cybersecurity Standards—Telecommuting Security Protection*

On March 13, 2020, the National Information Security Standardization Technical Committee (“NISSTC”) released the *Practice Guidelines for Cybersecurity Standards—Telecommuting Security Protection* (“*Practice Guidelines*”), aiming to provide standardized practice guidelines on cybersecurity, information protection standards and other issues related to telecommuting. The *Practice Guidelines* analyzes main security risks in typical telecommuting scenarios, such as online meeting, instant messaging and online document collaboration. It also provides specific security measures for users, the organizations and their employees, of the telecommuting system from the aspects of managerial and operational security. In terms of the protection of personal information, organizations should protect personal information in accordance with the *Information Security Technology—Personal Information Security Specification*. The *Practice Guidelines* further requires organizations to ensure data security by classifying data, designing data leakage prevention strategies and data destruction schemes, and restricting the transmission of organizations’ sensitive data to users’ personal devices. ([More](#))

信安标委公布2020年度工作要点

2020年3月10日，信安标委发布了《全国信息安全标准化技术委员2020年度工作要点》（“《工作要点》”）。《工作要点》指出，2020年，网络安全标准化工作要点共六点，具体包括：（一）完善网络安全国家标准体系，包括制定并发布《网络安全国家标准体系（2020版）》；（二）服务中心工作，推进急需重点标准制定，包括研制数据分级分类、网络平台数据安全、APP个人信息安全等标准，推进至少25项网络安全国家标准发布；（三）采取有效举措，强化标准宣贯实施；（四）不断开拓进取，努力开创国际标准化工作新局面，对隐私保护、电子取证、生物特征识别等领域国际标准适用性进行调研，适时转化；（五）强调高质量发展，不断提高标准化工作能力水平；（六）树立创新理念，积极探索人才培养和融合发展新机制。（[查看更多](#)）

NISSTC Publishes the *Priorities for 2020*

On March 10, 2020, the NISSTC published *the National Information Security Standardization Technical Committee's Priorities for 2020* (“**Priorities for 2020**”). In 2020, there are six priorities for cybersecurity standardization work, including: (1) improving the national standard system of cybersecurity, including release of *the National Standard System of Cybersecurity (2020)*; (2) promoting the formulation of key urgent standards, including data classification, data security of network platforms, and personal information security of apps, and releasing at least 25 national standards for cybersecurity; (3) taking effective measures to strengthen the publicity and implementation of standards; (4) adapting the international standardization, and conducting research on the applicability of international standards in the fields of privacy protection, electronic forensics, and biometric identification, and localize them promptly; (5) improving the mechanism for standardization formulation; (6) promoting innovative vision, and actively explore new mechanism of talent training and integrated development. ([More](#))

天津网信办开展疫情防控相关App违法违规收集使用个人信息整治行动

2020年3月9日，天津市委网信办印发了《天津市委网信办关于开展疫情防控相关App违法违规收集使用个人信息专项治理的通告》（“《通告》”）。《通告》重点对疫情防控App存在的九种违法违规收集使用个人信息行为进行治理，要求全市疫情防控App运营者依法履行个人信息保护责任，在线填报个人信息保护相关信息，开展安全自查整改。同时，天津市委网信办将组织有关部门对疫情防控App收集使用个人信息的情况进行评估和检测，对存在问题的App，责令其运营者限期整改；逾期不改或情节严重的，依法采取约谈运营者、通知下架、行政处罚等措施，涉嫌犯罪的依法移送公安机关追究刑事责任。（[查看更多](#)）

Tianjin CAC Launches Special Action against Illegal Information Collection by COVID-19 Prevention APPs

On March 9, 2020, the Cyberspace Administration of Tianjin (“**Tianjin CAC**”) published the *Notification on Rectification of the Illegal Gathering and Using of Private Information by COVID-19 Prevention APPs* (“**Notification**”) in which it mentioned that Tianjin CAC will rectify nine types of illegal personal information gathering and using behaviors by COVID-19 prevention APPs. The *Notification* requires the operators of such APPs to fulfill its responsibilities of protecting personal information, to fill the personal information protection form online and to conduct cybersecurity check by themselves. At the meanwhile, the Tianjin CAC will coordinate with relevant government departments to assess the information protection measures taken by different APPs and instruct operators to rectify their wrongdoings within limited time period. For those do not rectify within the limited time or whose illegal conduct is serious, operators will be summoned, and APPs will be delisted from the app store and the administrative punishment will also be imposed upon. If the operator is suspected of committing a crime, it will be transferred to the public security organ for investigation of criminal liability. ([More](#))

海外动态 Overseas News

因泄露用户隐私，谷歌在瑞典被罚700万欧元

2020年3月11日，瑞典数据保护局（Data Protection Authority，“DPA”）发布新闻称，因谷歌执行用户的“被遗忘权”（信息主体有权要求在搜索结果中删除某些特定内容的权利）不当，被处以700万欧元的罚款。2017年，DPA对谷歌执行用户“被遗忘权”的情况进行审查，发现一些用户向谷歌发出删除链接的请求，却未被执行，随后，DPA下令要求谷歌进行删除。2018年，DPA发现谷歌仍没有完全执行此前的命令，因而展开了进一步调查，并最终做出了本次处罚。DPA还认为，谷歌不应让网站运营商知晓用户提出的删除请求，尤其是哪个链接会被删除，以及要求删除的用户是谁，这些做法都是没有法律依据的。（[查看更多](#)）

The Swedish Data Protection Authority Imposes EUR 7m Fine upon Google

On March 11, 2020, the Swedish Data Protection Authority (“DPA”) announced that it imposed a fine of EUR 7m on Google for failure to adequately comply with its obligations regarding the right of data subjects to have search results removed from the results list. The DPA had already completed a review in 2017 of the way in which Google dealt with the right of individuals to have search results removed from Google’s search engine and that the DPA had instructed Google to remove a number of search results. The DPA stated that it had initiated a further review of Google’s practices in 2018 after it received indications that several of the results that should have been removed still appeared in search results. The DPA also objected to Google’s current practice of informing web site owners about which results Google was removing from search results, specifically which link had been removed and who was behind the request for removal from the list, as this was without legal basis. ([More](#))

涉嫌泄露30万用户个人信息，澳大利亚联邦政府起诉Facebook

2020年3月9日，澳大利亚信息专员办公室（Office of the Australian Information Commissioner，“OAIC”）发布新闻称，其已对社交媒体巨头Facebook向联邦法院提起诉讼，指控其数据收集、使用行为违反了《澳大利亚隐私原则》（*Australian Privacy Principles*）。据悉，Facebook在其用户不知情的情况下将311,127位澳大利亚用户的个人信息披露给信息收集APP“*This is Your Digital Life*”，且这些个人信息可能被剑桥分析公司（*Cambridge Analytica*）用于政治分析。此外，Facebook受指控的行为还包括未能采取合理措施保护用户的个人信息不被未经授权的泄露。（[查看更多](#)）

Commissioner Launches Federal Court Action against Facebook

On March 9, 2020, the Office of the Australian Information Commissioner (“OAIC”) announced that it had lodged proceedings against Facebook in the Federal Court, alleging that the social media platform had committed serious and/or repeated interferences with privacy in contravention of the *Australian Privacy Principles*. It was found that the personal data of around 311,127 Australian Facebook users were exposed and sold to *This Is Your Digital Life*, and such information was exposed to the risk of being disclosed to *Cambridge Analytica* and used for political profiling purposes. The statement of claim also alleged that Facebook did not take reasonable steps during this period to protect its users’ personal information from unauthorized disclosure. ([More](#))

立方律师事务所编写《立方观评》的目的仅为帮助客户及时了解中国法律及实务的最新动态和发展，上述有关信息不应被看作是特定事务的法律意见或法律依据，上述内容仅供参考。



This Newsletter has been prepared for clients and professional associates of Lifang & Partners. Whilst every effort has been made to ensure accuracy, no responsibility can be accepted for errors and omissions, however caused. The information contained in this publication should not be relied on as legal advice and should not be regarded as a substitute for detailed advice in individual cases.





Subscribe to our WeChat community

扫码关注公众号“立方律师事务所”和“竞争法视界”

北京 | 上海 | 武汉 | 广州 | 深圳 | 韩国
Beijing | Shanghai | Wuhan | Guangzhou | Shenzhen | Korea

 www.lifanglaw.com
 Email: info@lifanglaw.com

 Tel: +8610 64096099
 Fax: +8610 64096260/64096261