



NEWSLETTER

LIFANG & PARTNERS **立方观评**



关注更多精彩内容

No.217

2021.03

立方网络安全与数据合规周报

Weekly Cybersecurity and Data Protection Review

No.46

国内要闻 Domestic News

国新办就工业和信息化发展情况举行发布会

The SCIO Held a Press Conference on the Development of Industry and Information Technology

因未按要求整改，工信部下架10款APP

MIIT Requires 10 Apps to be Removed from App Stores for Infringing User Rights and Interests

广东组建全国首个数字政府领域标准化技术委员会

Guangdong Establishes the First Digital Government Standardization Technical Committee in China

海外动态 Overseas News

英国数据伦理和创新中心发布人工智能和数据驱动技术使用情况研究报告

CDEI Releases COVID-19 Repository & Public Attitudes Report

澳大利亚信息专员办公室批准《2014年市场与社会研究隐私准则》修订案

OAIC Approves Amendments to the Privacy Code 2014

国内要闻 Domestic News

国新办就工业和信息化发展情况举行发布会

2021年3月3日，国务院新闻办公室（“国新办”）发布新闻称，其于3月1日就工业和信息化发展情况举行发布会。工业和信息化部（“工信部”）部长肖亚庆在发布会上介绍，2020年来，工信部对APP开展了专项整治活动，重点整治手机麦克风、通信地址等权限问题。在2021年，工信部将继续整治群众反映的重点领域，按照最小可用原则处理个人信息使用问题，对拒不接受整治的APP坚决下架；在监管方面，工信部将提高技术装备能力，检测信息保护漏洞。（[查看更多](#)）

The SCIO Held a Press Conference on the Development of Industry and Information Technology

On March 3, 2021, the State Council Information Office (“SCIO”) reported that it held a press conference on the development of industry and information technology on March 1. Yaqing Xiao, Minister of the Ministry of Industry and Information Technology (“MIIT”) gave an introduction at the press conference. According to him, since 2020, the MIIT has carried out special app rectification activities, focusing on behaviors such as illegally obtaining mobile phone authority such as microphones, contacts, etc. He also mentioned that, in 2021, the MIIT will continue focusing on the key issues reported by the public, dealing with the use of personal information in accordance with the data minimization principle, and resolutely removing the apps that refuse to rectify from the relevant app stores; in terms of regulation, the MIIT will improve its technology equipment capabilities and detect information protection loopholes. ([More](#))

因未按要求整改，工信部下架10款APP

2021年3月3日，工信部发布通报称，其将下架10款未按要求完成整改的APP。2021年2月5日，工信部曾向社会通报26家存在违规调用麦克风、通讯录、相册等权限的APP企业名单。后经第三方检测机构核查复验，截至通报时，仍有10款APP未按照要求完成整改。根据《网络安全法》和《移动智能终端应用软件预置和分发管理暂行规定》等法律和规范性文件要求，工信部组织对该10款APP进行下架，要求相关应用商店在通报发布后，组织对名单中的应用软件进行下架。（[查看更多](#)）

MIIT Requires 10 Apps to be Removed from App Stores for Infringing User Rights and Interests

On March 3, 2021, the MIIT released a circular stating that it will require 10 apps that have not completed rectification as required to be removed from the relevant app stores. On February 5, 2021, the MIIT released a list of 26 apps that illegally accessed to user’s microphones, contacts, photo albums, etc and asking them to rectify within certain time period. As the time of the circular, the reinspection results of third-party testing agencies reveals that there are still 10 apps that have not fulfill such requirements. As a result, according to *Cybersecurity Law* and *Interim Provisions on the Administration of the Pre-Installation and Distribution of Application Software for Smart Mobile Terminals* and other laws and regulations, the MIIT requires the relevant app stores to remove the 10 listed apps. ([More](#))

广东组建全国首个数字政府领域标准化技术委员会

2021年3月3日，广东省市场监督管理局发布通报，广东省将成立数字政府标准化技术委员会（“委员会”），推进数字政府改革建设。新成立的委员会将由40名来自社会治理、数据要素、法规标准、网络安全等多个领域并具有影响力、号召力并具有行业代表性的专家组成，委员会的主要职责是围绕广东数字政府改革建设，引领带动各有关单位做好数字政府相关标准研制工作。（[查看更多](#)）

Guangdong Establishes the First Digital Government Standardization Technical Committee in China

On March 3, 2021, the Guangdong Provincial Administration for Market Regulation released a circular, stating that Guangdong will establish the Digital Government Standardization Technical Committee (“Committee”) to promote the reform and construction of a digital government. The newly established committee will be composed of 40 influential and representative experts from various fields such as social governance, data, regulation-making and standard-setting, and cybersecurity. The main responsibility of the committee is to lead the relevant units to carry out the research and drafting work of digital-government-related standards, ultimately helping the reform and construction of Guangdong digital government. ([More](#))

海外动态 Overseas News

英国数据伦理和创新中心发布人工智能和数据驱动技术使用情况研究报告

2021年3月5日，英国数据伦理和创新中心发布了一项应英国新冠肺炎疫情响应过程中人工智能和数据驱动技术使用情况的研究报告。基于抗击新冠疫情过程中出现的人工智能新应用案例和特定数据使用场景，该报告重点介绍了人工智能和数据驱动技术的使用趋势和模式。这份报告中还包括了一项意在了解英国公众对英国在新冠疫情响应中使用人工智能和数据驱动科技的社会观感的追踪调查的详细研究结果。该报告显示“公众对更广泛使用数字技术的支持程度取决于对管理这些技术手段方式的信任程度”；“除推动疫苗研究外，人工智能在整个救济工作中发挥的作用并不如许多人认为的那么大”。（[查看更多](#)）

CDEI Releases COVID-19 Repository & Public Attitudes Report

On March 5, 2021, the Centre for Data Ethics and Innovation of United Kingdom (“CDEI”) published a new research on the use of AI and data-driven technology in the UK’s COVID-19 response. The report highlights trends and patterns that the CDEI has identified from producing its COVID-19 repository, which is a database for novel use-cases of artificial intelligence and data specifically being used to counter and mitigate the effects of COVID-19. The report also contains detailed findings from a longitudinal survey, which it commissioned to understand UK public opinion towards the use of AI and data-driven technology in the UK’s COVID-19 response. The key findings of the report are “public support for greater use of digital technology depends on trust in how it is governed” and “aside from advancing vaccine research, AI did not play the outsized role many thought it would in relief efforts.” ([More](#))

澳大利亚信息专员办公室批准《2014年市场与社会研究隐私准则》修订案

2021年3月4日，澳大利亚信息专员办公室（“OAIC”）批准了《2014年市场与社会研究隐私准则》修订案。该修订案由澳大利亚市场和社会研究组织协会（“AMSRO”）起草完善，规定了AMSRO的成员在进行市场和社会研究时应当如何遵守1988年《隐私法》中规定的澳大利亚隐私原则。根据该修订案，成员应当向AMSRO通报任何其根据《数据泄露通报法案》向OAIC通报的信息，以及其他任何严重的数据泄露情况。此外，修订案还规定AMSRO需要对准则的实施情况进行年度审查。（[查看更多](#)）

OAIC Approves Amendments to the Privacy Code 2014

On March 4, 2021, the Office of the Australia Information Commissioner (“OAIC”) has approved amendments to the *Privacy (Market and Social Research) Code 2014*. The updated code is initiated and developed by the Association of Market and Social Research Organisations (“AMSRO”), which sets out how AMSRO members must comply with the Australia Privacy Principles in the *Privacy Act 1988* in the conduct of market and social research. Under the updated version, members must notify AMSRO of any notifications made to the OAIC under the Notifiable Data Breaches (NDB) Scheme and of any serious data breach. The updated version also require AMSRO to review the operation of the code annually. ([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”

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