



Technology Or Sector Specific Rules: Is There A Need?

Building Trust In A Connected Digital World

August 2013

Data User Forums

- The Commissioner may designate a body as a data user forum in respect of a specific class of data users if:
 - The body has open membership to all data users of that class
 - the body is capable of performing as required
 - the body has a written constitution
- The Commissioner shall maintain a Register of Data User Forums
- A data user forum may prepare a code of practice
 - on its own initiative OR
 - upon request by the Commissioner

Data User Forums & Codes of Practice

- The data user forum, in preparing a code of practice, shall consider matters including:
 - the purpose for the processing of personal data by the data user or class of data users
 - the views of the data subjects or groups representing data subjects
 - the views of the relevant regulatory authority, if any
 - adequate level of protection for the personal data of the data subjects concerned

- The Commissioner may register such a code of practice if the Commissioner is satisfied:
 - the code of practice is consistent with the provisions of the Act
 - the matters (as set out above) have been given due consideration

Data User Forums & Codes of Practice

- If the Commissioner believes it necessary, the Commissioner may issue a code of practice himself
- The Commissioner may revoke, amend or revise, whether in whole or in part, any registered code of practice:
 - on his own accord OR
 - upon an application by the data user forum or such bodies representing data users
- A data user who fails to comply with any provision of the code of practice that is applicable to the data user commits an offence and shall, on conviction be liable:
 - to a fine not exceeding RM100,000; and /or
 - to imprisonment for a term not exceeding 1 year



Promoting National Policy Aspirations in the Communications and Multimedia Industry via Self-Regulation

For enquiries

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2006**

CMCF ANNOUNCEMENTS



CMCF ANNUAL REPORT

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MEDIA WATCH

- ▶ Article from sinchew.com.my
- ▶ Article from www.nanyang.com
- ▶ Net Censorship: Govt Dangles Carrot, Wields Big Stick
- ▶ Pengamal Industri Penyiaran Diingat Patuhi Kod

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CMCF NEWS & EVENTS

CMCF In-house Training Entitled 'CMCF and the Cont...'
23 February 2010 

Go Mobile 2009
23 October 2009 

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Your Rights, Our Priority

Communications & Multimedia Consumer Forum of Malaysia (CFM) is a designated forum under Malaysian Communications & Multimedia Commission (SKMM) that was established in line with Communications & Multimedia Act 1998.

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Welcome to CFM



The Communications and Multimedia Consumer Forum of Malaysia (CFM) is a national organization that was established in February 2001, in line with the requirements of the Communications and Multimedia Act, 1998 or CMA. Discover more about us now.

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Latest News

- CFM PRESENTING "PENGGUNA YANG BIJAK" IN ICT TERENGGANU
2010-04-01
- CFM Consumer Seminar @ Kota Kinabalu, Sabah
2010-03-22
- Public Communications Consumer Forum
2010-03-19
- Increase in SMS Scams
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Our Functions

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Sector Specific Rules

- Examples:-
 - New Zealand - Health Privacy Information Code
 - New Zealand - Credit Reporting Privacy Code
 - USA - Children's Online Privacy Protection Act
 - USA - Health Insurance Portability and Accountability Act
 - USA - Gramm-Leach-Bliley Act
 - UK - The Privacy and Electronic Communications (EC Directive) Regulations 2003
 - Canada - Personal Health Information Act

Technology Specific Rules

□ Examples:

- Europe – The EU Cookie Law (e-Privacy Directive)
- Europe - Mobile application developers (Article 29 Working Party)
- United States - Mobile application developer privacy guidelines (FTC)
- Australia – Mobile privacy practice guide (Australian Information Commissioner)
- Canada – Cloud Computing Guidelines for Public Bodies (Information Commissioner of British Columbia)

Q&A



THANK YOU

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