

INTERNATIONAL DATA PROTECTION DAY 2023

YOUR PERSONAL DATA, YOUR RIGHTS

WHY IS DATA PROTECTION IMPORTANT?

Data protection puts you in control over your personal data. You have the right to access your personal data, be told how it is used, stop direct marketing, and much more.

HOW DO I REQUEST MY OWN PERSONAL DATA?

Submit your written Subject Access Request to any organization, business or public authority that processes your personal data. The data controller has to provide you with any applicable requested information within 30 days, provided no exemptions apply. You can find a subject access request template form on our website.



CAN MY DATA BE PROCESSED WITHOUT MY CONSENT?

An organization, business or public authority that processes your personal data must have a legal basis to do so. Consent is not the only legal basis for processing your data, as data may also be processed under a contractual or legal obligation, as part of public functions, or where legitimate or vital interests prevail.

DO I HAVE TO REPORT A DATA BREACH?

Any organization, business or public authority that suffers a breach leading to accidental or unlawful destruction, loss, alteration, unauthorized disclosure of, or access to personal data must be reported to the affected individuals and the Office of the Ombudsman within five days, specifying specific details.



CAN I ASK THAT MY PERSONAL DATA IS CORRECTED?

Yes, you can submit a complaint to the Ombudsman to request that an organization, business or public authority that processes your data rectify, block, erase or destroy the data and any opinion that appears to be based on the inaccurate data.

DOES MY BUSINESS HAVE TO REGISTER TO PROCESS PERSONAL DATA?

Unlike many jurisdictions with data protection legislation, in the Cayman Islands, data controllers do not have to register with an external body.



SHOULD I BE TOLD WHEN MY PERSONAL DATA IS BEING PROCESSED?

Under the Data Protection Act, individuals have the right to be informed about a data controller's collection and use of their personal data. At a minimum, organizations, businesses and public authorities must tell the individuals whose data they intend to process: (1) who they are and (2) the purpose(s) of the processing. It is best practice for data controllers to provide more information. Usually, this information is provided in a privacy notice.

