



### Carolyn Bigg

Partner

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Carolyn Bigg is an experienced technology and communications lawyer, with a particular focus on data protection, data retention and data security law across the Asia Pacific region.

Carolyn regularly advises businesses on the best practice approach to regional and international data privacy compliance, as well as co-ordinating multi-jurisdictional data privacy projects.

She also advises on all forms of technology and communications contracts, and has significant experience in complex outsourcing projects, systems supply and integration agreements and e-commerce, acting for both users and suppliers in the technology, telecommunications, banking, insurance and other sectors, as well as on related regulatory issues.

Carolyn has been involved in a wide variety of general commercial projects, including joint ventures, agency, distribution, licensing and franchising arrangements. She has industry and in-house experience from client secondments to an international telecoms operator, a US software house, a forensic service provider and a global insurer.

### LANGUAGES SPOKEN

- English

### EXPERIENCE

- Advising a large multinational company on data protection compliance in connection with the launch of a new global HR platform
- Advising an international insurance company on a strategically and operationally significant regional outsourcing project
- Advising an international credit rating agency on a regional data retention project
- Advising an IT service provider in connection with a business critical systems implementation project for a global insurer
- Advising international investment banks on the Hong Kong data privacy law implications of transferring data to an overseas financial regulator

### RELATED SERVICES

- Intellectual Property and Technology

### LANGUAGES SPOKEN

English

- Advising a Chinese telecommunications operator on the full range of communications agreements with carrier and enterprise customers across the Asia-Pacific region and internationally

## CREDENTIALS

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### Professional Qualifications

- Solicitor of the High Court of Hong Kong, 2010
- Solicitor of the Senior Courts of England and Wales, 2003

### Education

- University of Cambridge, B.A. Hons, M.A. (Cantab)

## INSIGHTS

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### Publications

#### Compare contract law around the world with our **Global Contract Laws Guide**

1 June 2021

DLA Piper is pleased to announce the launch of our updated Global Contract Laws guide.

The guide has been updated to reflect the changes in legislation in over 45 countries and in response to significant geopolitical events such as Brexit.

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#### Hong Kong

31 May 2021

GDPR Snapshot vlog series 2021

In this vlog, Hong Kong partner, Carolyn Bigg, explores the impact and challenges of GDPR in Hong Kong.

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## **Episode 16: New data classifications and data localisation for financial institutions in China**

21 April 2021

Navigating China: The digital journey

Important new guidelines outlining how personal and other types of financial information should be handled by financial institutions throughout the data lifecycle have just come into force in China, including a new data localisation obligation.

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## **Episode 15: Comprehensive New E-Commerce Rules Introduced**

23 March 2021

Navigating China: The digital journey

Operators of e-commerce platforms, websites and apps in China, and those using third party e-commerce, social media or livestreaming platforms to sell their products and services in China, must update their operations, services and systems in advance of wide-ranging new rules.

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## **Navigating China Episode 14: New draft national, harmonised data protection law for Mainland China**

23 October 2020

Navigating China: The digital journey

A first national level personal information protection law for Mainland China has been published, reinforcing and heightening existing data protection compliance obligations for organisations doing business in China.

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## **Singapore: Imminent Changes to the Personal Data Protection Act 2012 (PDPA)**

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16 October 2020

On 5 October 2020, the Singapore Personal Data Protection (Amendment) Bill (Bill) was tabled in Parliament for the first reading. It is expected that the Bill will be passed before the end of the year if not sooner.

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## **Navigating China Episode 13: (More) Important Developments in China's Privacy and Cyber Laws**

10 June 2020

Navigating China: The digital journey

China's privacy and cyber authorities have been busy in the last month enacting substantial enhancements and clarifications to data protection compliance obligations; and even more changes are expected before the end of 2020.

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## **New Chinese Civil Code Introduces Greater Protection of Privacy Rights and Personal Information**

9 June 2020

China's top legislature, the National People's Congress, recently enacted the PRC Civil Code (the Civil Code), which will come into force on 1 January 2021. This first ever "codified" legislation covers a wide spectrum of rights and issues such as property rights, contracts, matrimonial and family law and tort liability.

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## **Important changes proposed to Singapore's Personal Data Protection Act**

19 May 2020

Organisations should plan ahead for significant changes to Singapore's Personal Data Protection Act, which were proposed in a consultation paper published on 14 May 2020.

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## **Facial recognition technology: Supporting a sustainable lockdown exit strategy?**

8 May 2020

Technology has played a dominant role during the lockdown and will be a key aspect of ensuring the transition back to normality is successful. This article discusses recent trends, particularly in Ireland, Denmark and China, regarding the adoption of facial recognition technology (FRT) as a result of the COVID-19 pandemic.

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## **Episode 12: More obligations on Chinese mobile app operators to comply with**

9 April 2020

Navigating China: The digital journey

Following the crackdown by Chinese authorities against non-compliant mobile apps in late 2019 (please see Episode 8 in this series), the authorities have issued a series of app compliance guidelines (including the Guide to Self-Assess Illegal Collection and Use of Personal Information by Apps, Methods for Identifying Unlawful Acts of Apps to Collect and Use Personal Information, and Draft Specification for Collecting Personal Information in Mobile Applications). These guidelines imposed detailed obligations and practical actions to urge mobile app operators to conduct self-assessments and to rectify any non-compliant data processing practices. Organisations may have noted that some of these guidelines contain conflicting requirements.

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## **Episode 11: Important clarifications and changes to China's data privacy standards**

27 March 2020

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Navigating China: The digital journey

Important updates to China's de facto data privacy regulations will come into force on 1 October 2020. The amendments to the Personal Information Security Specification (PIS Specification) comprise important clarifications rather than substantial changes to the existing regulations.

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### **Episode 10: Stricter data localisation and security rules for financial and insurance data in China**

06 Mar 2020

Navigating China: The digital journey

The People's Bank of China has released new guidelines on the collection and processing of personal financial information (PFI Guidelines), which provide much-needed clarity on how personal financial information in China should be processed, secured, and transferred. While the PFI Guidelines do not impose an outright ban on personal financial information leaving China, mandatory compliance steps (including consent and impact assessments) must be taken.

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### **Important changes proposed to Hong Kong's data protection law**

27 February 2020

Any organisation processing Hong Kong personal data must plan ahead to anticipate significant new compliance obligations requirements. These are proposed in a recent consultation paper to amend Hong Kong's Personal Data (Privacy) Ordinance (PDPO), and would – if passed – constitute the first changes to the PDPO since 2012.

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### **Opportunities arising from Asia's data protection frameworks (AsiaPac)**

14 February 2020

The media controversy surrounding China's coronavirus COVID-19 detection app, the "close contact detector," has highlighted a common misapprehension about how data protection law is universally applied around the world.

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### **Episode 9: 2020 - Privacy, Security and Content Regulation to Increase in China**

10 January 2020

Navigating China: The digital journey

China's authorities have published a much-anticipated brand new directive on internet content regulation and governance, which will come into force on 1 March 2020. This law will require organizations which host websites in China to make fundamental changes to their website governance frameworks.

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### **Stricter outsourcing rules for Singapore's banking sector**

13 December 2019

Banks and credit card providers in Singapore should consider updating their outsourcing arrangements in anticipation of stricter new laws. Singapore's Government has proposed new powers to regulate more closely the outsourcing arrangements of banks and credit card providers regulated by the MAS, and to impose stricter sanctions.

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### **Episode 8: Crackdown on infringing China apps**

13 November 2019

Navigating China: The digital journey

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China's authorities have launched a crackdown against non-compliant mobile apps. The crackdown is taking place during November and December 2019, so businesses operating apps in China must take urgent action or else face sanctions.

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### Hong Kong's SFC introduces strict conditions on cloud data storage

8 November 2019

All entities licensed by the Hong Kong SFC and storing data in the cloud must urgently review their data storage arrangements in light of a new circular from the SFC on "Use of external electronic data storage". This circular introduces strict new conditions on both cloud users and cloud vendors.

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### Episode 7: New China encryption law passed

6 November 2019

Navigating China: The digital journey

The new PRC Encryption Law will come into force on 1 January 2020. It will bring fundamental changes to the sale, import and use of encryption technologies in China by foreign and domestic organizations.

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### Episode 6: Further developments in PRC data privacy regulations

1 November 2019

Navigating China: The digital journey

An updated draft of China's Amended Personal Information Security Specification (Amended PIS Specification) and proposed new amendments to the privacy specification for mobile apps (App Privacy Specification) were published this week, alongside brand new draft regulations for the banking sector.

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- Asia correspondent for *Privacy & Data Protection* journal.
- Author of a chapter on services agreements for the Law Society's *Commercial Law Handbook* (2009)
- Co-authored a chapter on rights of access to information in the Law Society's *Freedom of Information Handbook* (2nd edition 2008)
- "The right to be forgotten: the Asian perspective", published in *Privacy & Data Protection journal* (April 2016).

## Events

### Previous

#### PIPL has finally arrived - changes to China's data privacy framework

2 September 2021

Webinar

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#### EDPB, SCCs and Brexit: The future of global data transfers

8 July 2021

Webinar

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## Coronavirus COVID-19 and its effects on supply chain contracts

19 March 2020

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Carolyn is a regular speaker at external conferences, client training and internal seminars on a variety of technology and data topics, including cloud computing, outsourcing, international data transfers and cyber security.