

# Digital Personal Data Protection Act 2023

Managing compliance with  
Microsoft solutions



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# The Digital Personal Data Protection Act (DPDP) 2023 and how it will affect your business

## Scope

The DPDP Act establishes a comprehensive legal framework aimed at protecting the privacy of individuals' personal data across India.

## Key principles

Organizations are required to adopt clear and transparent practices, ensuring that individuals know how their data is being used, and have options to control its use.

## Enforcement

Governed by the Data Protection Board with provisions for penalties for non-compliance.

## Key definitions

Five key terms you may find useful.

- Applies to all entities that collect, process, store, or transmit personal data within India or from individuals in India.
- Grants specified rights to individuals regarding their personal data, including the right to access, correct, and erase it.
- Imposes significant obligations on data fiduciaries and processors to ensure the security, privacy, and integrity of personal data.

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- Obtain clear and informed consent from individuals before collecting or processing their personal data.
- Only data necessary for the purposes stated at the time of collection should be processed.
- Data fiduciaries will be obligated to maintain the accuracy of data, keep data secure, and delete data once its purpose has been met.

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- The board will have the authority to enforce data protection laws, levy penalties for non-compliance, and guide organizations on best practices for data management and protection.
- The Act mandates that entities report any personal data breaches to the Data Protection Authority within a stipulated timeframe, ensuring timely action to mitigate any potential harm.

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- **Data fiduciary:** Any person who, alone or in conjunction with others, determines the purpose and means of processing personal data.
- **Data processor:** Any person who processes personal data on behalf of a Data Fiduciary.
- **Personal data:** Information relating to an individual who can be directly or indirectly identified from that data.
- **Data Principal:** The individual to whom the personal data belongs.
- **Consent:** A clear affirmative act establishing a freely given, specific, informed, and unambiguous indication of the data principal's agreement to the processing of personal data relating to him or her.



# Helping you comply with data privacy and protection

Navigating the complexities of the India Digital Personal Data Protection (DPDP) Act is a complex and demanding task. It has far-reaching implications for businesses, fundamentally changing the way personal data is handled and processed.

Microsoft's comprehensive security solutions enable you to address data privacy, governance, compliance, and risk management in a consistent, integrated manner using unified solutions that provide unprecedented visibility and protection across your data – all powered by AI and automation.

Microsoft is aligned to the principles of the DPDP Act with our strong track record for safeguarding individuals' personal information and promoting responsible data handling practices and consent. Our familiar Microsoft systems enable faster adoption and easier user training. We offer a lower bottom-line cost than a multiple-solution strategy and our AI and automation reduce threats and help SecOps teams be more productive.



The DPDP Act

Why Microsoft

Partnering for success

Your journey to compliance

Your DPDP obligations

Transparency and consent management

Data governance and privacy

Regulatory obligations and breach reporting

Your Microsoft Accredited Partner

# Our security expertise, your peace of mind

Skysecure, your accredited Microsoft security partner, can simplify your DPDP journey – from initial assessment to deployment, maintenance and ongoing governance – through our tailored, leading-edge Microsoft security solutions and expert understanding of the Act.

## Start with a complimentary DPDP assessment workshop

Using trial licences from Microsoft, we'll provide insights into your organization's preparedness and recommend the initial steps on your DPDP journey. To take up this offer, email [Contact@skysecuretech.com](mailto:Contact@skysecuretech.com) or phone (+91) 73533 55526.



### Be confident with proven security controls and industry best practice

Our Microsoft accredited security specialists draw on their understanding of the DPDP Act as well as the best security technologies and tools for your industry to advise on the best solution for your IT set-up and geographic location – all of which can be tailored to suit your business and deployed using best practice methodologies.

### Know your risks and manage them more easily with expert guidance

Our professionals will evaluate your IT environment in light of today's threat landscape, your data vulnerabilities, and your responsibilities under the Act. We'll then recommend and implement strategies to mitigate risks by protecting against data breaches and security incidents.

### Maintain strong, effective security compliance in a changing landscape

As a strategic security partner Skysecure stays at the forefront of security innovation, maintaining your technology at the leading edge to protect your data against emerging threats. We can also provide ongoing assessments and control mapping to guide and assist you in maintaining compliance with the evolving DPDP Act.

### Empower your IT teams with expert support

Skysecure's in-depth knowledge of Microsoft systems helps you with faster adoption and scalable automated and AI-powered security solutions that reduce operational costs and do not require an extensive in-house SecOps team. We can also provide customized support and user training or fully managed options if you prefer.



# Your journey to compliance

We'll assist you through every step with expert guidance and support.



1.

## Identify roles and responsibilities

Determine who will manage which aspects of DPDP compliance – CISO? CEO? CTO, etc.?



2.

## Know your data

Carry out discovery across your data landscape to identify where personal information is used, processed and stored.



3.

## Rationalise your data

Consolidate data stores where possible in the cloud to simplify data management for compliance.



4.

## Protect your data

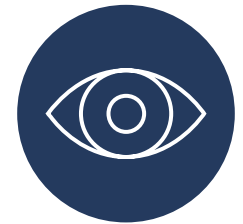
Classify personal data with sensitivity labels, apply flexible protection, encryption, access restrictions and visual markings.



5.

## Prevent data loss

Prevent unauthorized or accidental sharing, transfer or use of personal data with policies.

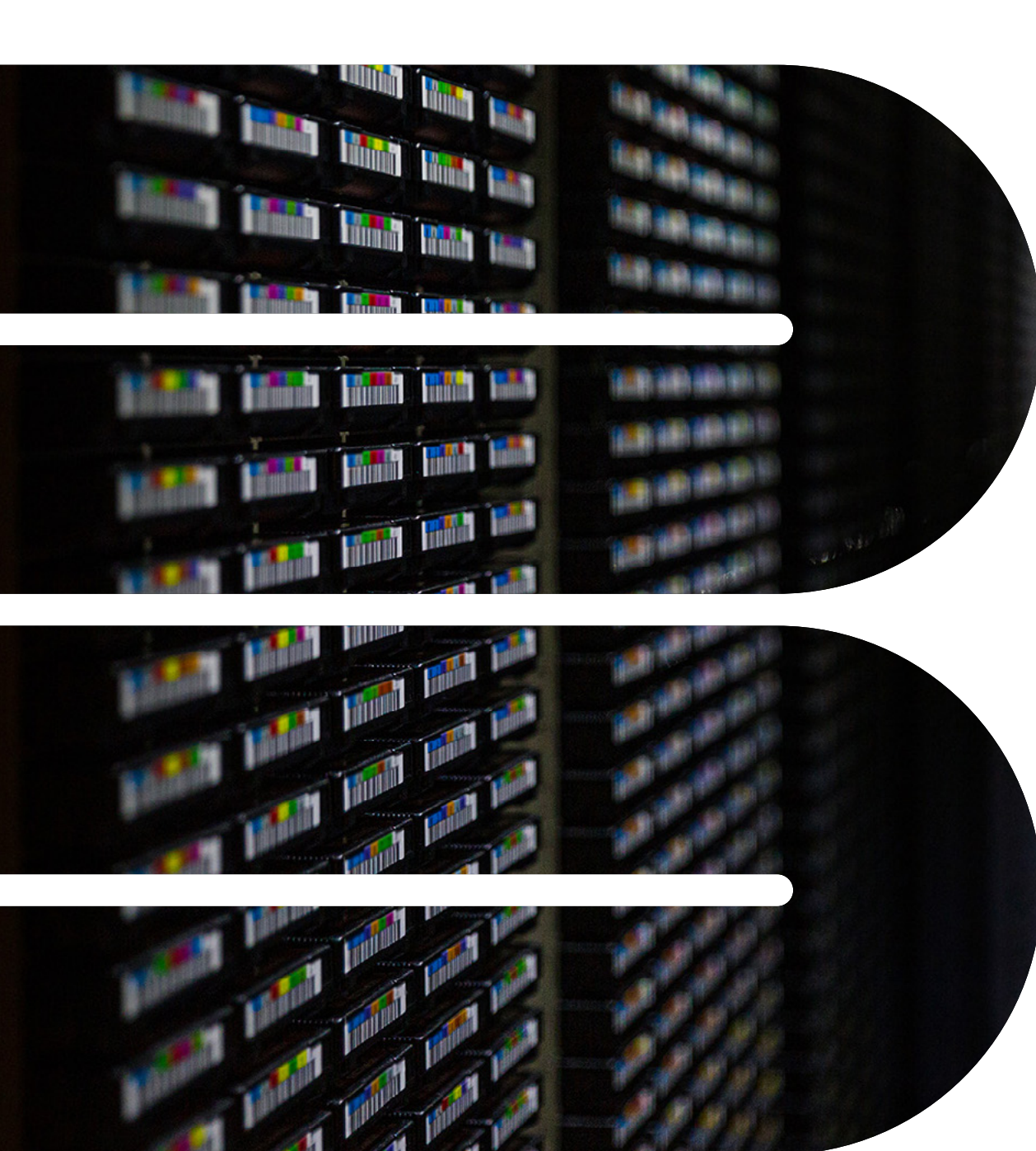


6.

## Govern your data

Automatically retain, delete and store data and records in a compliant manner.





# Working with you to help you meet the data governance obligations of the DPDP Act

## Transparency and consent management



- **Transparency and accountability:** Maintain transparency in data processing activities and ensure accountability at all levels.
- **Consent:** Obtain explicit consent from individuals before processing their digital personal data.
- **Access, update and erasure rights:** Provide individuals access to their data and enable them to seek correction or have it erased upon request.



## Data governance and privacy



**Data protection:** Implement robust security measures to protect personal data from unauthorized access and disclosure.



## Regulatory obligations and breach reporting



**Breach reporting:** Report any data breaches promptly to the Data Protection Board.





# Transparency and consent management

## Key requirements of the Act

- Only process personal data upon consent of an individual and provide clear and concise privacy notices, outlining the purposes, categories of data, and recipients of the data.
- Obtain consent from the parent/legal guardian before processing personal data of children or disabled individuals.
- Enable individuals to withdraw consent and request to rectify or correct inaccurate or outdated information.
- Maintain records of consent and data processing activities and conduct data protection impact assessments.



## Getting ready to comply

One of the key steps your business will need to take as a data fiduciary is to appoint a consent manager and provide a consent management platform.

The use of consent managers will make it more efficient for you to manage and demonstrate compliance with the Act and easier for individuals (data principals) to grant and manage their consent and any grievances.

### What is a consent manager?

The DPDP Act defines a 'Consent Manager' as "a person registered with the Board who acts as a single point of contact to enable a data principal to give, manage, review, and withdraw their consent through an accessible, transparent, and interoperable platform."

Consent Managers will be required to obtain registration from the Data Protection Board. They will also be subject to technical, operational, financial, and other conditions; and they will be accountable to data principals. Note: The precise obligations of a consent manager will be prescribed in rules to be issued under the DPDP Act.

### What is the requirement for a consent management platform?

Consent managers are required to use a technology platform which is accessible, transparent, and interoperable. The use of a consent management platform is designed to improve speed, security, and efficiency of personal data flows between data principals and your company as a data fiduciary. It can also help you comply more easily, avoiding penalties.

### Key things to look for:

- Security and reliability of the platform
- Flexibility and ease of use for data principals
- Scalability to manage growth
- Simple reporting
- An evolution map of continual improvement to cope with ongoing updates to the Act and threat landscape

## Your data estate

### Data lifecycle management

Store, process, and dispose of personal information in a compliant manner.

Create data retention and deletion policies in compliance with regulatory expectations.

### Internal compliance assessment to aid data protection impact assessment

Undertake an internal compliance assessment, to thoroughly review your existing security controls and understand what is needed to address data risk. This is an essential first step to prepare for a data protection impact assessment.

Microsoft Purview

The DPDP Act	Why Microsoft	Partnering for success	Your journey to compliance	Your DPDP obligations	Transparency and consent management	Data governance and privacy	Regulatory obligations and breach reporting	Your Microsoft Accredited Partner
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# Data governance and privacy

## Key requirements of the Act

- Implement appropriate security and confidentiality of personal data.
- Be aware of the potential risks associated with data processing activities and take necessary steps to mitigate them.
- Conduct regular audits.



## Microsoft solutions

### Your data estate

#### Assess privacy and increase awareness of requirements

##### Identify and resolve privacy risks

Assess your organization's privacy posture and proactively find and resolve privacy risks like data hoarding, transfers and oversharing.

##### Empower employees to make smart data handling decisions

Increase awareness of privacy requirements and risks with privacy training and automated reminders to review and delete obsolete items.

Microsoft Priva

#### Discover, protect and govern data and manage insider risk

##### Data Discovery

Get visibility into sensitive data across your hybrid environment.

##### Information protection and governance

Classify data with sensitivity labels, apply flexible protection encryption, access restrictions and visual markings.

##### Data loss prevention

Protect sensitive data across cloud, apps and devices. Prevent unauthorized or accidental sharing, transfer or use of sensitive data.

##### Insider risk management

Minimize internal risks with the ability to detect, investigate, and act on malicious and inadvertent activities in your organization.

Microsoft Purview

#### Secure your digital estate with a unified platform for security

##### Extended Detection and Response (XDR)

Collect, correlate and analyze security data from endpoints, networks, applications, cloud workloads and identity infrastructure.

##### Security Information and Event Management (SIEM)

Obtain more actionable information from security telemetrics by applying advanced analytics and threat intelligence to security information and event data gathered from across the enterprise.

Microsoft Defender XDR + Sentinel SIEM





# Manage regulatory obligations and breach reporting

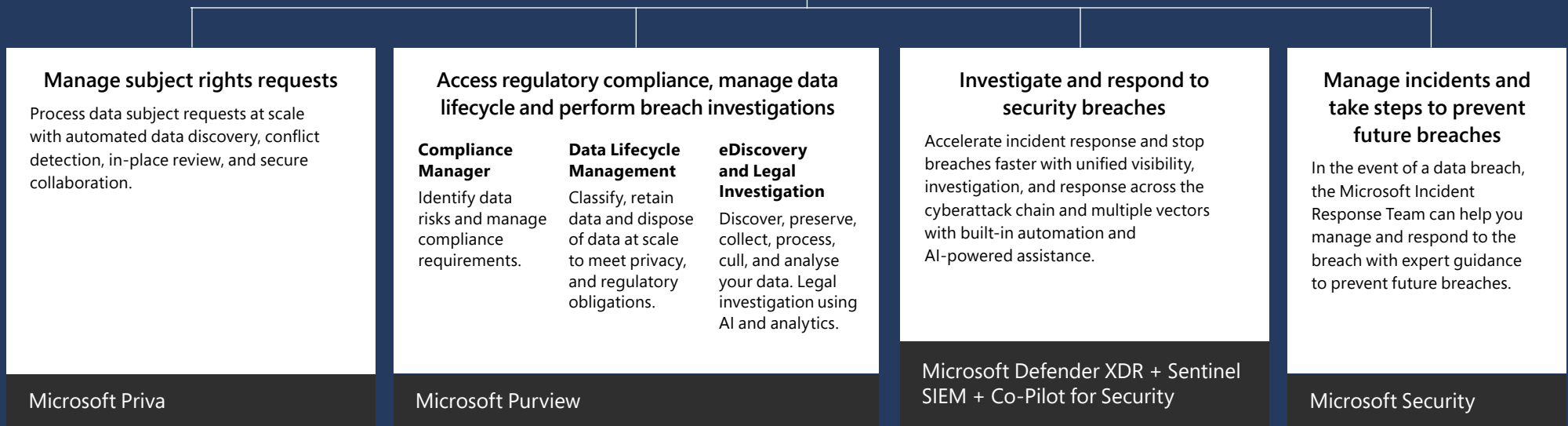
## Key requirements of the Act

- Maintain records of data processing activities.
- Regularly access regulatory compliance and conduct data protection impact assessments where necessary.
- Facilitate Data Principal subject access requests.
- Notify the Data Protection Board and each impacted party in the event of a personal data breach.



## Microsoft solutions

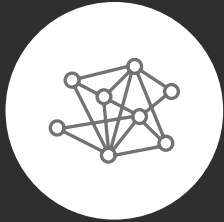
### Your data estate





# Getting started

Our team of skilled experts provides cutting-edge tools and comprehensive cyber solutions to help you meet DPDP compliance every step of the way.



## Data mapping

Assessment of what data is being collected and for what purpose

Questionnaire-based assessment to create a data map

Identify SPOC for data protection office role and representatives from IT, HR, legal, etc.

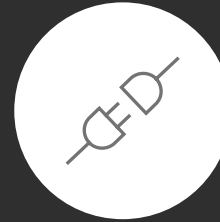


## Risk assessment

Conduct a data protection impact assessment to identify and plan mitigation for risks associated with personal data processing

Evaluate the severity of each identified risk

Prioritize those that pose significant potential harm

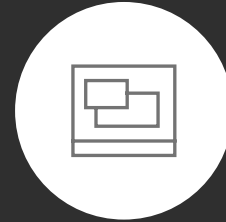


## Implement and mitigate

Implement data security measures involving encryption, access controls, or more secure data storage and transfer methods

Update internal policies and practices involving data collection and retention

Conduct training and user awareness program



## Monitor and report

Check effectiveness of security controls streamline basis outcomes

Document configuration and changes incorporated for policies and process

Compliance reporting – dashboards

Continuous feedback loop

## Complimentary DPDP assessment workshop

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Partner touchpoints

Customer actions

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