



Application:

Governs processing of "digital personal data"

Excludes processing for personal or domestic purposes and data in records over 100 years old

Applies to processing of data outside India



Personal Data:

All personal data falls under a single category

Classification of sensitive portions (biometric, healthcare data) allows gradual consent and penalties



Personal Data Breach:

Unauthorized processing, disclosure, acquisition, etc., compromising confidentiality, integrity, or availability

Notification requirement for data fiduciary/processor to inform the Board and



Notice and Consent:

"Deemed permission" for freely given personal information

Limited circumstances for presumed consent



Deemed Consent:

Instances where permission is not expressly required

Public interest grounds for presumed consent defined by government regulation

No explicit inclusion of "legitimate interests" or "performance of a contract" justifications



Rights of the Data Principal:

Right to information on processing of personal data

Right to correction or erasure of personal data

Right of grievance redressal through data fiduciary and the Board



Cross-border Data Transfers:

No requirements for local storage/localization

New restrictions on international data transfers, with government notification of recipient countries

Similar to GDPR's adequacy approach