

# ICDPPC Global Privacy and Data Protection Awards

## 2019


### Entry Form

**Deadline 29 July 2019**

To submit an entry to the ICDPPC Global Privacy and Data Protection Awards please complete and email this form to [ExCoSecretariat@icdppc.org](mailto:ExCoSecretariat@icdppc.org) no later than 29 July 2019.

Note: ICDPPC member authorities can submit as many entries as they wish, but a separate form should be used for each different entry, submitted by the deadline of 29 July. Languages: the conference documentation rule 6.2<sup>1</sup> applies:

**1. Contact details for this entry:**

- a. Name and email address of person completing this form: 
- b. Name of Data Protection or Privacy Authority: Personal Information Protection Commission of Korea

**2. Eligibility:** By submitting this entry I confirm that:

- a. The Authority is a member of the International Conference of Data Protection and Privacy Commissioners.
- b. The initiative described in this entry was undertaken since the last edition.
- c. I am aware that the information in the entry (other than the contact details in 1(a) above) will be publicised by the ICDPPC Secretariat.

**3. Please indicate which **category** you wish to enter (delete those that do not apply; you can enter multiple categories but please use separate forms for each entry):**

- a. Education and public awareness
- b. Accountability
- c. Dispute resolution and enforcement
- d. Innovation
- e. People's Choice

**4. Description of the initiative**

- a. Please provide a brief summary of the initiative (no more than 75 words):

The PIPC is responsible for mediating disputes. To that end, the Personal Information Dispute Mediation Committee ("Committee") is established as a quasi-judicial body under Article 40 of the *Personal Information Protection Act ("PIPA")* to mediate disputes with regard to personal data. It is a unique system in Korea, aimed at expeditiously providing redresses for damages caused by personal data breaches.

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<sup>1</sup> 6.2 Conference documents

Without prejudice to section 4.2, conference documents, including accreditation and observer applications may be submitted in English or in another language. In the latter case, the documents shall be accompanied by an English version. Members with the ability and the resources to do so are encouraged to translate proposed resolutions and other conference documents such as the Conference Rules and Procedures.

- b. Please provide a full description of the initiative (no more than 350 words):

The main function of the Committee is to mediate disputes with regard to personal data, and the Committee may recommend to the parties that they should reach an agreement before initiating mediation procedures. The Committee not only mediates disputes on personal data under the *PIPA* but also mediates disputes involving data breaches regulated under the *Information and Communications Network Act*, the *Credit Information Act*, the *Medical Service Act* and the *Civil Code*. After reviewing the documents submitted by the parties, the Committee may present to them a proposal for mediation, including the suspension of data breaches, damage compensation, and other measures to prevent the recurrence of similar data breaches. A mediation proposal, if agreed by both parties, is as effective as judicial settlement. Applications for dispute mediation can be submitted via online or post without charge once the relevant forms have been completed. In 2018, the Committee handled 275 dispute mediation cases, and persuaded both parties to reach an agreement before going into a mediation process in 48 cases.

- c. Please explain why you think the initiative deserves to be recognised by an award (no more than 200 words)

Personal data breaches or misuse/abuse of personal data have been raised as a social issue as rapidly growing ICT industries inevitably entail large-scale personal data processing. However, a number of data subjects lacking expertise in data protection do not have knowledge of how to access individual redresses for data breaches or such information as laws and cases to refer to. In that regard, dispute mediation cases handled by the Committee and made public on its website will help them to understand and exercise their rights to data protection. Mediating disputes regarding personal data is significant in the sense that it makes it easier for data subjects to access redresses and to mediate a dispute with the counterparty in an amicable way, without having to initiate legal proceedings that should cost them more time and money. It is also effective in arousing data controllers' attention to data protection to eventually rectify bad practices in personal data processing in a timely manner. The cases upon which the Committee has made its final decision are made public on its website, which receives positive feedback from both data subjects and data controllers who can refer to such cases and reach a mutual agreement in advance.

- d. Include a photograph or image if you wish (note this will be published with your entry on the ICDPPC website; the image can be pasted into the entry or send as an attachment or a link may be provided): **Refer to attachment.**
- e. Please provide the most relevant link on the authority's website to the initiative (if applicable) (The website content does not need to be in English): <http://www.kopico.go.kr>
- f. Please provide any other relevant links that you wish that help explain the initiative or its impact or success (e.g. links to news reports or articles): .....