
General Data Protection Regulation (GDPR)

In April 2016, the European Parliament adopted the General Data Protection Regulation (“GDPR”) which became effective on May 4th of that same year and is mandatory as of May 25th, 2018 for the European Union (“EU”) member states and for third parties that use the personal data of European citizens.

The GDPR protects the personal data of natural persons of European nationality residing inside or outside the EU, therefore it establishes an extraterritorial application since it applies to any company that collects and processes personal data of European citizens even if their domicile is not within the EU.

In addition to seeking to standardize data protection regulation in EU countries, the main objective of the GDPR is the protection of personal data in transit through digital media such as the Internet and therefore the main impact will be for companies that offer goods and services through this medium, whose consumers are European citizens.

In conclusion, the GDPR is applicable to all those companies that collect and process personal data of European citizens, therefore it is necessary that these companies update their security policies and implement security measures that comply with the provisions of the new GDPR. For companies that collect and process personal data of Mexican citizens, the Federal Law on Protection of Personal Data Held by Private Parties and its Regulations will continue to apply.

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Sincerely,

Von Wobeser & Sierra, S.C.

Mexico City, May 25th, 2018