



NEWSLETTER | APRIL - JUNE / 2021

DEPUTY SUPERINTENDENCE FOR DATA PROTECTION

SIC LAUNCHES COLLABORATION INITIATIVE ON ARTIFICIAL INTELLIGENCE

The Deputy Superintendence for Personal Data Protection shared a new initiative called “Sandbox on privacy by design and by default in artificial intelligence projects”.



This initiative seeks to be a collaborative, advisory and guidance forum between the data authority and companies or entities interested in developing artificial intelligence projects. These solutions are created with non-binding accompaniment and collaboration with the SIC.

The website could be visited following this link:
<https://www.sic.gov.co/sandbox-microsite>



WHATSAPP IS NOT COMPLYING WITH THE NECESSARY MEASURES OF DATA PROTECTION IN COLOMBIA



WhatsApp

The Superintendence of Industry and Commerce (SIC) ordered the instant messaging company WHATSAPP LLC to implement measures in accordance with the Colombian standard regarding Habeas Data and due processing of personal data. The decision was made through Resolution 29826 of 2021, after determining that the Information Treatment Policy (PTI) of WHATSAPP LLC **breaches the requirements of the Colombian regulation by 57.89%.**

The SIC ordered the following to WhatsApp LLC: Create an Information Treatment Policy (PTI) that meets all the requirements required by Colombian regulation; implement an appropriate, effective and demonstrable mechanism or procedure at the time of requesting people's authorization; and register their databases in the National Registry of Databases (RNBD), administered by the SIC.

FINE IS CONFIRMED AGAINST “CIFIN” FOR HAVING INCLUDED NON-FINANCIAL INFORMATION IN USERS CREDIT RECORDS

The Superintendence of Industry and Commerce (SIC) confirmed a **fine of 702 million Colombian pesos to the Central Financial Information Center (CIFIN)** for having included information that was not of a financial or credit nature in the records of 288.753 Colombians. The SIC reiterated that CIFIN is an "operator of data banks of financial, credit, commercial, services and information from third countries" that had irresponsibly included sensitive information such as the "suspension of political rights" of users, despite of continuous warnings from the Constitutional Court of Colombia.

As a result of the foregoing, CIFIN must pay the fine imposed and, in addition, delete unrelated information from the credit history of all its users, such as the suspension of political rights.

