

PERSONAL DATA PROTECTION -AUDIT-

**Protect yourself
with the best specialists**



Why audit your personal data processing activities?

Privacy and personal data is a complex area of the law that affects every company in Portugal.

The legal concept of “personal data” is very broad and may include any information relating to individuals. This means, for example, that the collection of any data relating to employees or clients will imply the processing of personal data. In this context, **it is crucial that companies are aware of their obligations and put into practice the procedures necessary to guarantee compliance with the applicable legislation.**

Furthermore, the European Union is currently considering a revision of the legal framework that will significantly increase the maximum values of the fines to be paid by companies that do not meet their obligations in this area. It should also be noted that failure to comply with certain provisions related to direct marketing and to the use of cookies may already lead to the application of extremely high fines (up to €5 million).

“It’s not enough that we do our best; sometimes we have to do what’s required.”

Winston Churchill

PLMJ & Critical Software Partnership

Through its **telecoms, media and technology practice**, **PLMJ has extensive experience in personal data protection matters** and regularly carries out audits in this area. These audits are designed to determine the extent to which companies are complying with the law, with a view to correcting any problems or improving internal procedures and processes.

Technical issues related to the use of information systems arise on a regular basis during the auditing process. In this context, **PLMJ has established a partnership with Critical Software**, a Portuguese company specialising in the development of software and consulting in the area of critical business systems. Critical Software has particular experience in issues related to security and the aim of this partnership is to offer our clients auditing services that cover both the legal and technological components of the process.

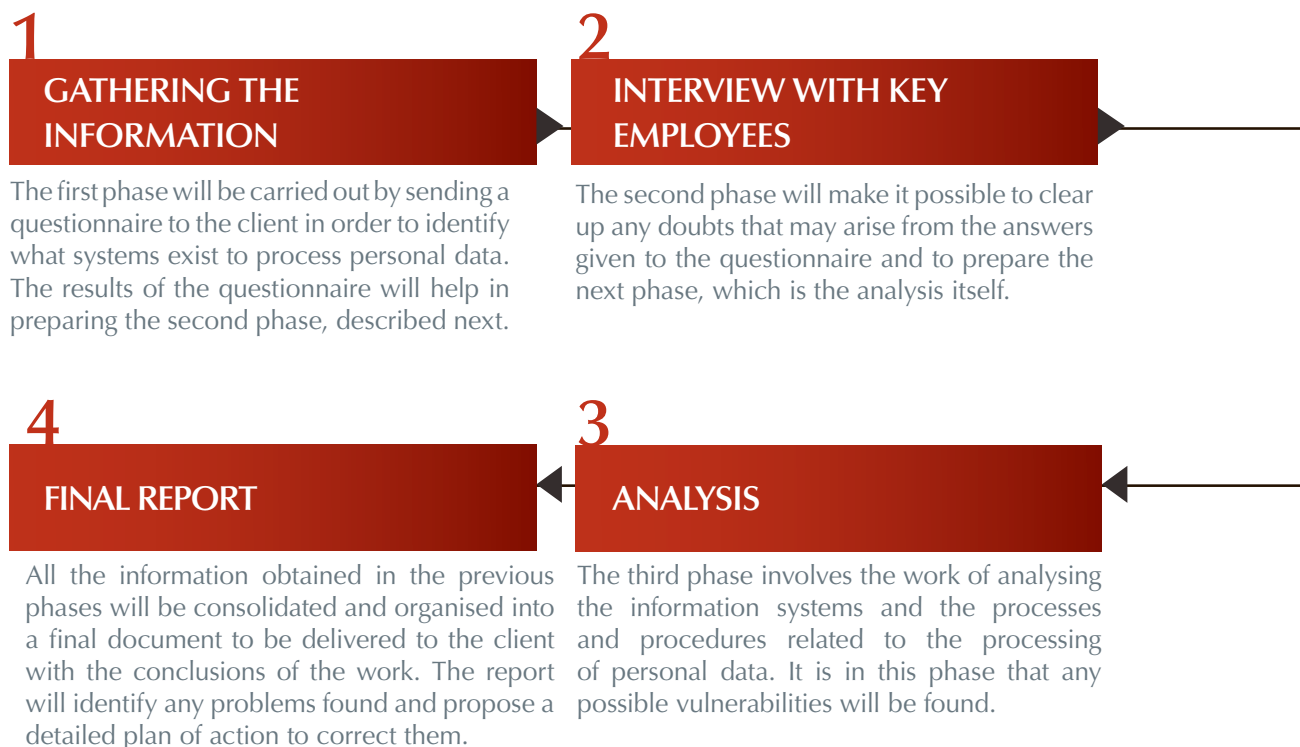
Through this partnership, we are now offering **an auditing service designed to check compliance with the law applicable to personal data processing, to be carried out by PMLJ, and to check on the security and robustness of the information systems used by the company, to be carried out by Critical Software.**

How does the service work?

From the **legal point of view**, the audit will focus specifically on the processes and procedures used by the company, by analysing documentation such as operational guides or internal policies aimed at staff on the question of data processing, terms and conditions of the website and privacy policy, data protection clauses used in commercial contracts, any confidentiality agreements used, notifications/requests for authorisation and other correspondence exchanged with the Portuguese Data Protection Agency.

From the **technical point of view**, the audit will analyse the information systems used by the company to assess how secure they are, in other words, to identify the flows of information (to and from systems) and the way in which the information is stored and processed, among others.

The audit will include four distinct phases:



Why PLMJ?

PLMJ has proven experience in providing legal advice on issues related to the protection of personal data. This experience includes the preparation and presentation of notifications and authorisation requests and dealing with the respective administrative procedures before the Portuguese Data Protection Agency. PLMJ has also advised on complex projects involving the international transfer of data, carried out audits to check the status of compliance with the law. The firm has also handled litigation relating to decisions of the said agency, as well as negotiations of contracts (outsourcing, subcontracting, list broking, and transfer and communication of data).

The PLMJ team that specialises in issues related to the protection of personal data brings together lawyers from the information technology and litigation practices and includes a former director of the Portuguese Data Protection Agency.

PLMJ AWARDS AND RECOGNITIONS
TELECOMMUNICATIONS, MEDIA
AND TECHNOLOGY (TMT)



A team with in-depth experience

The “Data Protection Audit” service is coordinated by PLMJ partner, Daniel Reis, who specialises in telecommunications, media and information technology law.

PLMJ provides advice throughout Portugal with lawyers in Lisbon, Oporto, Coimbra, the Azores, Guimarães, Viseu and Faro and has a solid international presence through PLMJ International Legal Network with member firms in Angola, Mozambique, Cape Verde, Macau, China and Brazil. This means we are prepared to respond to the needs of our clients and ensure the same level of service, quality and dedication wherever they may be.

For more information about PLMJ and its lawyers, please visit: www.plmj.com.

CONTACT:

email: daniel.reis@plmj.pt

Why CRITICAL Software?



Critical Software is a global company that supplies dependable software technologies for mission and business critical information systems to market leaders. The company's software solutions help its clients control costs and improve performance, providing the real-time feedback that is necessary to identify and quickly resolve problems that affect processes, products and improvements in services. CRITICAL Software works in demanding markets that value high-quality IT solutions, including: aeronautics, space, defence and security, transport, industry, telecommunications and media, finance (banking and insurance), the public sector, energy and mobility, and health care.

Its experience in creating and deploying projects - together with the knowledge it has acquired over years of experience - make CRITICAL Software the natural partner in developing a range solutions and, in particular, applications in the area of security. Throughout the system development process, CRITICAL Software helps to define the engineering processes, design solutions and support the development and integration of mission-critical and prevention systems.

A team with in-depth experience



CRITICAL Software's approach in the area of security includes the application and analysis of infrastructures from the perspective of architectures, technology and processes.

Security assessments are carried out independently and they are a powerful management tool that supports its clients in validating the performance of their providers and in preventing potential threats to the security of their systems. CRITICAL Software was founded in 1998 and is based in Coimbra with offices in Lisbon and Oporto. It also has a presence through subsidiaries in Southampton and Yeovil (United Kingdom), Frankfurt (Germany), California (USA), São Paulo (Brazil), Maputo (Mozambique) and Luanda (Angola).

CRITICAL Software operates a quality management system certified to CMMI® Nível 5, ISO 9001:2008 Tick-IT, EN 9100, AQAP 2110 and 2210 (NATO), and it also implement ISO 12207 and ISO 15504 (SPICE) standards.

For more information on critical software please visit: www.criticalsoftware.com.

CONTACT:

email: info@criticalsoftware.com



THE WORLD OF PLMJ ON A SINGLE SITE

PLMJ has a complete, up-to-date site where you can find full and detailed information on the firm. Visit www.plmj.com and register to have access to informative notes, investment guides, seminars, conferences, business breakfast, exhibitions and a range of other news and events of interest.

LISBON (HEAD OFFICE)

Av. da Liberdade, 224
Edifício Eurolex
1250-148 Lisboa
Portugal
T. (+351) 213 197 300
F. (+351) 213 197 400

www.plmj.com

OPORTO

Rua S. João de Brito
605-E, 1º - 1.2
4100-455 Porto
Portugal
T. (+351) 226 074 700
F. (+351) 226 074 750

email: plmjlaw@plmj.pt

FARO

Rua Pinheiro Chagas
16 - 2º Andar
8000-406 Faro
Portugal
T. (+351) 289 887 630
F. (+351) 289 887 639

PLMJ - Sociedade de Advogados R.L.



 FOLLOW US ON LINKEDIN
www.linkedin.com/company/plmj



www.plmjnetwork.com