

ⓘ LEGAL ALERT

PUBLICATION OF NEW PERSONAL DATA PROTECTION LAW

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Publication of New Personal Data Protection Law

Today, the new personal data law was published in the Official Gazette.

It will come into effect on December 1st, 2026.

- It raises the standards for the processing of personal data.
- It establishes new obligations for the data controller, such as information duties, security incident reporting, and applying a privacy-by-design and by-default approach, among others.
- It expands the current legal bases for the processing of personal data, including consent, law, compliance with contractual obligations, legitimate interest, among others.

• It establishes a list of specific principles that guide the proper processing of personal data, whose violation is directly punishable.

• Data subjects, in addition to the right of access, rectification, cancellation, and opposition, will have the right to data portability to extract their data and transfer it to another data controller (ARSOP Rights).

• It creates an authority with exclusive dedication: the Personal Data Protection Agency, responsible for oversight and enforcement.

• It creates a system of minor, serious, and very serious fines, reaching up to 20,000 UTM (US\$1,4 millions approx.) or 4% of annual sales revenue.

How can we help you?

- Diagnostic reports to identify gaps in relation to new standards.
- Survey and registration of personal data processing activities.
- Implementation of new standards through technical, operational, and legal measures.
- Personal data governance advisory.
- Explanatory talks and training on the new standards.
- Conducting impact assessments on personal data protection.
- Support in selecting technology and automation providers.

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