

Code42 + GDPR Compliance

What is GDPR?

The General Data Protection Regulation (GDPR) is the new data privacy law in the European Union (EU). GDPR goes into effect on May 25, 2018, and will replace the existing EU data protection directive.

The aim of GDPR is to give individuals in the EU more control over their personal data, to create uniform data protection rules across the EU member states, and to reshape the way organizations approach data privacy.

GDPR requires that businesses be able to prove their compliance. The possible fines for non-compliance are significant—up to €20m or 4 percent of global annual sales, whichever is greater.

Who is subject to GDPR?

Despite being an EU regulation, GDPR will apply to all organizations that conduct business in the EU, as well as any organization that:

- ▶ Offers products and/or services to EU residents;
- ▶ Monitors the behavior of EU residents; or
- ▶ Handles the personal data of an EU resident.

Personal data under GDPR includes any information that can directly or indirectly identify an individual. This includes names, email addresses, web identifiers, and even IP addresses and/or device identifiers.

Code42, and many of our customers, must comply with GDPR when it takes effect on May 25, 2018.

What does GDPR mean for Code42's customers?

Companies that are subject to GDPR must ensure that any service providers such as Code42 that process personal information of EU residents meet certain requirements. This means that Code42 must agree that we can only use the data to provide service to our customers and cannot transfer it to third parties unless they agree to protect the data according to the requirements of GDPR.

What are some of the key requirements?

More rights for EU residents

GDPR expands rights for residents of the EU, including the right to:

- ▶ Be informed about the processing of their personal data: what is collected, where it is stored, and why
- ▶ Access their personal data, correct any inaccuracies, or have it deleted entirely
- ▶ Have their data transferred from one organization to another (data portability)
- ▶ Ask for the processing of their personal data to be postponed or stopped altogether

Additional obligations for organizations

GDPR sets forth baseline data protection requirements for organizations that handle the personal data of EU residents to better safeguard the processing and movement of that data. These include:

- ▶ Implementing technical and organizational measures to ensure personal data is protected
- ▶ Maintaining documentation to prove compliance with GDPR
- ▶ Providing timely data breach notifications to the EU supervisory authority and, in some cases, to affected individuals or customers
- ▶ Transferring personal data outside the EU only if the organization receiving the data has adequate safeguards to provide the level of protection afforded to individuals under GDPR
- ▶ Requiring certain organizations to appoint a data protection officer to oversee GDPR compliance

How does Code42 enable our customers to comply with GDPR?

Code42 already enables our customers' compliance with GDPR. All data transferred to Code42 is encrypted at rest and in transit and is not processed by Code42 for any purpose other than as agreed upon for the provision of our products and services.

Code42 adopted a new Master Services Agreement. This Master Services Agreement incorporates a Data Processing Addendum (DPA). The DPA provides the contractual commitments that our customers need to meet their GDPR requirements.

For new customers under the new Master Services Agreement, the DPA applies automatically. For existing customers, Code42 has created a retroactive version of the DPA. The DPA is available on Code42's website.

[READ THE DPA](#)



FOR MORE INFORMATION: [CODE42.COM/CONTACT](https://code42.com/contact)

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