

Lloyds Bank Corporate Markets plc, Singapore Branch

Public consultation response on Data Portability and Innovation Provisions

1. Please expand on the proposed definition of the data type within the scope of the data portability provision. It is difficult to assess the scope without understanding this.
2. The PDPC is proposing for the proposed Data Portability Obligation to apply only to data in the possession or control of organisations that is held in electronic form. Could you please clarify the scope of “electronic data in the possession or control of the organisation”? What sort of data is envisaged to be caught and appreciate you share examples of such data.
3. Is “adopting minimum, common or open machine-readable format and standards” to be a requirement under the Provisions as well? If not, will the Code of Practice be implemented concurrently with the Provision to introduce this as a requirement or will the minimum standards only be defined after the Provisions have been introduced? The issue with a gap in implementation of the obligation means it is likely different organisations may adopt differing standards in the interim.
4. What is the planned timeline to allow time for companies to adjust to the Code of Practice?
5. Should due diligence be performed on the recipient organisation of the data sent by the sender organisation? In circumstances where the recipient organisation does not meet our data protection standard, is the expectation that an organisation should still proceed with the customer’s request to port their data over? This would seem to contravene a customer’s right to control how their data is used and provide direction to entities holding their data.
6. Will there be an ABS industry-wide standardized practices to be coordinated and implemented so that data can be ported over smoothly and consistently (i.e. using same encryption methods)?