

# 說好香港故事

## Telling a Good Hong Kong Story





## 國際私隱／資料保障 社群

隨着互聯網和數碼裝置的普及程度日益增長，數據變得更加容易在世界各地轉移。這趨勢預計將隨着Web 3.0和元宇宙等下一代互聯網而加速，並進一步加強數據流動，使全球成為更緊密的一體。私隱專員公署明白到國際合作的重要性，透過全球私隱或資料保障社群的專業知識，以了解保護個人資料私隱的最新趨勢和最佳行事常規。在報告年度內，私隱專員公署參與了多個區域性和國際性的私隱組織及活動，展示了我們在國際私隱社群一直以來的承擔和參與，向世界說好香港故事。

## International Privacy/ Data Protection Community

As internet and digital devices continue to grow and become increasingly prevalent, data has become more accessible across different regions of the world. This trend is expected to accelerate with the emergence of the next generation of the internet, such as Web 3.0 and the metaverse. These technologies will further enhance the movement of data and lead to a more interconnected global community. The PCPD recognises the importance of international collaboration and leveraging the expertise of the global privacy or data protection community to stay up-to-date with the latest trends and best practices in personal data privacy protection. During the reporting year, the PCPD participated in numerous privacy platforms at both regional and international levels, demonstrating its ongoing commitment to and participation in the international community, with a view to telling the world a good Hong Kong story.







## 環球私隱議會

環球私隱議會是集合全球超過130個資料保障機構且具領導地位的國際平台，成員會就私隱議題和國際最新發展進行討論和交流。

## Global Privacy Assembly

The Global Privacy Assembly (GPA) is the leading international forum for over 130 data protection authorities from around the globe to discuss and exchange views on privacy issues and the latest international developments.



私隱專員及私隱專員公署高級人員於2022年10月25至28日以視像方式出席第44屆環球私隱議會。會議於土耳其伊斯坦堡以視像及實體的混合模式舉行，主題為「尋找平衡：在科技急速發展的時代下保障私隱」。討論的題目包括人工智能、人臉識別科技、有效執法、跨境資料轉移和保護兒童私隱等私隱議題。

由私隱專員公署擔任聯席主席的國際執法合作工作小組在第44屆環球私隱議會中提交了年度工作報告。小組在2022年的重點工作包括舉行閉門執法會議以促進資料保障機構之間的資訊交流與協作，以及推出「跨境案例地圖」。該地圖由私隱專員公署和哥倫比亞的資料保障機構主導製作，展示了議會成員在2020及2021年進行跨境執法或參與跨境合作的案例。

The Privacy Commissioner and senior officers of the PCPD attended the 44<sup>th</sup> GPA Conference through video conference from 25 to 28 October 2022. The conference, held in Istanbul, Turkey in a hybrid mode, featured the theme “A Matter of Balance: Privacy in The Era of Rapid Technological Advancement”. The topics of discussions included privacy issues relating to artificial intelligence, facial recognition technologies, regulatory effectiveness, cross-border data transfers, and protection of children privacy.

The GPA’s International Enforcement Cooperation Working Group, co-chaired by the PCPD, presented its annual report at the 44<sup>th</sup> GPA Conference. Some highlights of its work in 2022 included conducting closed-door enforcement meetings to promote information exchange and collaboration among data protection agencies, as well as launching the “transnational case map”. The creation of this map, led by the PCPD and the data protection authority in Colombia, disclosed cases in which the GPA members conducted cross-border enforcement or participated in cross-border cooperation in 2020 and 2021.

此外，由私隱專員公署共同發起的《在完善網絡安全監管和了解網絡風險方面提升國際合作能力決議》，亦在會議上獲得成員一致通過。該決議要求議會成員就資料保障機構在網絡安全方面的職責加深了解，並探索在應對網絡風險方面的國際合作契機。

In addition, the PCPD co-sponsored the “Resolution on International Cooperation Capacity Building for Improving Cybersecurity Regulation and Understanding Cyber Incident Harms”, which was adopted by GPA members by consensus at the conference. Through this resolution, the GPA resolved to develop an understanding of the remits and responsibilities of data protection authorities in relation to cybersecurity, as well as explore opportunities for international cooperation in tackling cybersecurity risks.

## 亞太區私隱機構

亞太區私隱機構於1992年成立，是亞太區內私隱和資料保障機構加強合作及討論最佳行事常規的主要平台，並促進機構間就私隱規例、新技術，以及有關處理私隱查詢和投訴分享資訊。

## Asia Pacific Privacy Authorities

Founded in 1992, the Asia Pacific Privacy Authorities (APPA) is the principal forum for privacy and data protection authorities in the Asia Pacific region to strengthen cooperation and discuss best practices. It also enhances the sharing of information on privacy regulations, new technologies and the handling of privacy enquiries and complaints.



### 第57屆亞太區私隱機構論壇

私隱專員公署很榮幸於2022年7月12及13日在線上舉辦「第57屆亞太區私隱機構論壇」，藉此說好香港故事。來自亞太區不同資料保障機構、超過110名代表齊聚論壇，討論多個環球私隱問題，並分享監管和執法經驗。

### 57<sup>th</sup> APPA Forum

The PCPD is honoured to have hosted the 57<sup>th</sup> APPA Forum virtually from 12 to 13 July 2022, which served as an opportunity to tell the world a good Hong Kong story. The forum brought together over 110 representatives from different data protection authorities across the Asia Pacific region. Participants discussed numerous global privacy issues and exchanged views on regulatory and enforcement experiences.

論壇是香港特別行政區成立25周年的慶祝活動之一。在論壇期間，私隱專員主持了一場富有啟發性的專題討論，題為「新興科技引起的私隱議題和監管路線圖」，嘉賓講者包括來自澳洲、加拿大、日本和英國的私隱及/或資訊專員或高級代表。

私隱專員公署亦藉論壇展示私隱公署的工作成果，介紹了私隱專員公署對「起底」罪行的最新執法行動，及分享了私隱專員公署在《社交媒體私隱設定大檢閱》報告中的檢視結果，該報告全面檢視了香港十大最常使用的社交媒體在私隱功能方面的表現。

有關論壇的詳情，請參閱本年報「本年重點工作」部分。

### 第58屆亞太區私隱機構論壇

私隱專員連同私隱專員公署高級人員於2022年11月29至30日出席於新加坡以混合模式舉行的第58屆亞太區私隱機構論壇。論壇的重點討論事項如下：

- 資料保安措拖及監管機構的執法策略；
- 跨境資料轉移；
- 保障兒童網上私隱；
- 加強保障私隱技術的應用；及
- 人工智能的開發及使用。

During the forum, which was held as one of the celebratory events of the 25<sup>th</sup> anniversary of the establishment of the Hong Kong Special Administrative Region, the Privacy Commissioner led an insightful panel discussion entitled “Privacy Issues Arising from Emerging Technologies and the Regulatory Roadmaps”. The panellists included privacy and/or information commissioners or senior representatives from Australia, Canada, Japan and the United Kingdom.

The PCPD showcased its work at the forum by providing an update on the enforcement actions on doxxing and sharing its findings in the report on “Comparison of Privacy Settings of Social Media”, which holistically reviewed the performance of the top ten most commonly used social media platforms in Hong Kong in terms of their privacy functions.

For details of the forum, please refer to the “Highlights of the Year” of this annual report.

### 58<sup>th</sup> APPA Forum

The Privacy Commissioner and senior officers of the PCPD attended the 58<sup>th</sup> APPA Forum from 29 to 30 November 2022. The forum was held in a hybrid mode in Singapore. Major themes discussed at the forum included:

- Data security measures and enforcement strategies by regulators;
- Cross-border data transfers;
- Safeguarding children’s online privacy;
- Increasing the use of privacy-enhancing technologies; and
- Development and use of artificial intelligence.



論壇中，私隱專員向亞太區私隱機構成員分享了私隱專員公署針對打擊「起底」行為的執法經驗，以及公署在「起底」方面新增的刑事調查和檢控權力。

在有關資料保安措拖的環節中，私隱專員公署律師廖雅欣女士就公署發出的《資訊及通訊科技的保安措施指引》作出簡報，並向與會者分享指引中所建議的資料保安措施。

During the forum, the Privacy Commissioner shared with APPA members the enforcement experience of the PCPD on doxxing and the new criminal investigation and prosecution powers of the PCPD on doxxing.

In a session which featured data security measures, Ms Joyce LIU, Legal Counsel of the PCPD, provided an overview of the “Guidance Note on Data Security Measures for Information and Communications Technology” published by the PCPD. She highlighted the data security measures recommended in the Guidance.



## 國際及地區性合作

## International and Regional Cooperation

### 與新加坡個人資料保護委員會續簽諒解備忘錄

### Renewal of MOU with Singapore's Personal Data Protection Commission

私隱專員公署與新加坡個人資料保護委員會於2022年7月簽訂及更新於2019年簽署的諒解備忘錄(備忘錄)，以發展促進個人資料保障的雙邊平台及維持雙方現有的聯繫，並就保障個人資料擴大合作範圍和加強緊密的合作關係。

In July 2022, the PCPD and Singapore's Personal Data Protection Commission (PDPC) renewed a Memorandum of Understanding (MOU) signed in 2019 to develop bilateral platforms for the advancement of personal data protection. Both authorities signed the renewed MOU to maintain their existing ties and foster closer cooperation with an enhanced scope of collaboration in personal data protection.



備忘錄由私隱專員及新加坡個人資料保護委員會副專員楊子健先生於第57屆亞太區私隱機構論壇舉行之際透過視像會議簽署。

根據備忘錄，兩個資料保障機構的合作範圍包括就資料保障政策和執法行動交流資訊和分享良好行事方式、在跨境個人資料事件的聯合調查中協調及互相協助，以及在教育和培訓方面進行合作。

The MOU was signed by the Privacy Commissioner and Mr YEONG Zee Kin, Deputy Commissioner of Singapore's PDPC virtually on the sideline during the 57<sup>th</sup> APPA Forum.

Under the MOU, the scope of collaboration between the two data protection authorities includes the exchange of information and sharing of best practices involving data protection policies and enforcement actions, coordination and provision of mutual assistance in joint investigations into cross-border personal data incidents, and collaboration in education and training.



## 全球私隱執法機關網絡

全球私隱執法機關網絡於2010年正式成立，以促進私隱執法機構的跨境合作。私隱專員公署於報告年度繼續獲委任為全球私隱執法機關網絡的委員會成員，並參與全球私隱執法機關網絡的定期會議，與其他會員討論執法議題及分享執法經驗。

## Global Privacy Enforcement Network

The Global Privacy Enforcement Network (GPEN) was established in 2010 with the aim of fostering cross-border cooperation among privacy enforcement authorities. During the reporting year, the PCPD continued to be a committee member of the GPEN and participated in periodic meetings to discuss enforcement issues and share relevant experiences with other GPEN members.

