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市场监管总局等14部门印发2020网剑行动方案

2020年10月30日，国家市场监督管理总局（“市场监管总局”）发布了由市场监管总局、工业和信息化部（“工信部”）、国家互联网信息办公室等14部门印发的《2020网络市场监管专项行动（网剑行动）方案》。根据方案，本次网剑行动定于10月-12月开展，重点任务包括：（1）落实电商平台责任，夯实监管基础；（2）重拳打击不正当竞争行为，规范网络市场竞争秩序；（3）集中治理网上销售侵权假冒伪劣商品，守住安全底线；（4）严厉打击野生动植物及其制品非法交易行为，保护野生动植物资源和公共卫生安全；（5）强化互联网广告监管，维护互联网广告市场秩序；（6）依法整治社会热点问题，营造良好网络市场环境；（7）依法查处其他网络交易违法行为，保护消费者权益。（[查看更多](#)）

SAMR Releases the 2020 Special Action Plan on Online Market Supervision

On October 30, 2020, the State Administration for Market Regulation (“SAMR”) released the *2020 Special Action Plan on Online Market Supervision* along with other 13 competent authorities such as Ministry of Industry and Information Technology (“MIIT”) and Cyberspace Administration of China (“CAC”). According to the Plan, the special action is scheduled to take place from October to December with the main tasks to be: (1) implementing the responsibilities of e-commerce platforms and laying a solid regulatory foundation; (2) heavyweight crackdown on unfair competition to regulate online market competition order; (3) focusing on the online sale of infringing fake and shoddy goods to guard the bottom line of safety; (4) cracking down on illegal trade in wild animals, plants and products to protect wildlife resources and public health safety; (5) strengthening regulation of Internet advertising to maintain order in the Internet advertising market; (6) rectifying hotspot social problems in accordance with the law to create a favorable online market environment; (7) investigate and punishing other illegal acts of online transactions in accordance with the law to protect the rights and interests of consumers. ([More](#))

工信部通报131款存在侵害用户权益行为的APP

2020年10月27日，工信部信息通信管理局发布了《关于侵害用户权益行为的APP通报（2020年第五批）》。通报提到，依据《网络安全法》《电信条例》《电信和互联网用户个人信息保护规定》等法律法规，按照《关于开展纵深推进APP侵害用户权益专项整治行动的通知》工作部署，工信部近期组织第三方检测机构对手机应用软件进行检查，督促存在问题的企业进行整改。截至10月26日，尚有131款APP未完成整改。工信部要求，上述APP应在11月2日前完成整改落实工作。（[查看更多](#)）

MIIT Reports 131 Apps for Infringing Users' Rights and Interests

On October 27, 2020, MIIT released the *Report on Apps Infringing Users' Rights and Interests (2020 Issue 5)*. According to the Report, the MIIT recently, according to the laws and regulations such as *Cybersecurity Law*, the *Telecommunications Regulations* and the *Regulations on the Protection of Personal Information of Telecommunications and Internet Users*, and the work deployment stipulated in the *Notice of the Special Rectification Action on Apps Infringement of Users' Rights and Interests*, orga-

nized third-party testing organizations to inspect on mobile phone Apps and urged the non-compliant company to make rectifications. As of October 26, there are still 131 Apps that have not completed rectification, and MIIT requires them to complete the rectification by November 2. ([More](#))

杭州拟规定：不得强制业主通过指纹、人脸识别等方式使用共用设施设备

2020年10月26日，杭州市住房保障和房产管理局局长王进在杭州市第十三届人民代表大会常务委员会第三十次会议上就《杭州市物业管理条例（修订草案）》（“《条例（修订草案）》”）作出说明，其中提到，《条例（修订草案）》新增了“不得泄露在物业服务活动中获取的业主信息”“不得强制业主通过指纹、人脸识别等生物信息方式使用共用设施设备，保障业主对共用设施设备的正常使用权”等内容，以保障广大业主权益。（[查看更多](#)）

Draft Regulation in Hangzhou: Property Owner May Not Be Forced to Use Public Facilities by Fingerprinting or Facial Recognition

On October 26, 2020, Wang Jin, Director of the Housing Security and Real Estate Administration of Hangzhou, made a statement at the 30th meeting of the Standing Committee of the 13th People's Congress of Hangzhou on the draft amendment on *Hangzhou Property Management Regulations*. The amendment adds provisions such as “the information of the property owners collected in property services should not be disclosed”, “fingerprinting, facial and other biological recognition should not be compelled to use when property owners using public facilities” and “property owners have the right of using public facilities”, which serve the purpose of protecting the interests and rights of property owners. ([More](#))

工信部召开APP用户个人信息保护座谈会

2020年10月23日，工信部信息通信管理局组织召开APP用户个人信息保护座谈会。中国信息通信研究院、泰尔终端产业协会，中国电信、百度、腾讯、华为、小米、OPPO、vivo、字节跳动、京东、拼多多、360、滴滴、网易、美团、快手等单位和企业参加会议。会议深入研究了APP用户个人信息保护工作，通报了前期专项整治行动开展情况，总结了APP用户个人信息保护面临的新形势及新问题，讨论了最小必要原则下的用户权益保护评估规范标准体系。（[查看更多](#)）

MIIT Holds A Seminar for Protecting Personal Information of Apps Users

On October 23, 2020, MIIT organized and held a seminar for protecting personal information of Apps users, with the attendance of China Academy of Information and Communications Technology, Telecommunication Terminal Industry Forum Association, China Telecom, Baidu, Tencent, Huawei, Xiaomi, OPPO, Vivo, ByteDance, JD, Pinduoduo, 360, Didi, NetEase, Meituan, Kuaishou and other companies. The seminar conducted deeply research on the protection of personal information of Apps users, reported the enforcement of preliminary special actions, summarized the new trending and obstacles faced by the protection of personal information of Apps users and discussed the standard system for the assessment of protection of user's rights and interests under the principle of least privilege. ([More](#))

海外动态 Overseas News

万豪因泄露顾客个人数据在英被罚1840万英镑

2020年10月30日，因未能保护顾客个人数据安全，英国信息专员办公室宣布对万豪国际集团（“万豪”）处以1840万英镑的罚款。据了解，自2014年对喜达屋酒店及度假村国际集团的网络攻击发生事件以来，万豪预计约有3.39亿顾客的个人数据遭到泄露。而这起网络攻击事件，直至万豪2018年9月收购喜达屋酒店及度假村国际集团，才浮出水面。根据调查，英国信息专员办公室认为万豪并未根据GDPR的要求采取合适的技术或管理措施保护其系统中的个人数据。（[查看更多](#)）

UK's ICO Fines Marriott GBP 18.4m for Data Breach

On October 30, 2020, the UK's Information Commissioner's Office (“ICO”) announced that it has fined Marriott International Inc GBP 18.4m for failing to keep millions of customers' personal data secure. Marriott estimates that 339 million guest records worldwide were affected following a cyber-attack in 2014 on Starwood Hotels and Resorts Worldwide Inc. The attack, from an unknown source, remained undetected until September 2018, by which time the company had been acquired by Marriott. The ICO's investigation found that there were failures by Marriott to put appropriate technical or organisational measures in place to protect the personal data being processed on its systems, as required by the General Data Protection Regulation. ([More](#))

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