



IT-Compliance in China: No place to hide

Multiple New Regulations

In China, the political context is having an ever-greater impact on companies. The intensified political shaping is reflected in a greatly increased regulatory dynamic. Non-compliance is resulting in increased fines and the threat of a possible public blacklisting of companies in the Corporate Social Credit System.

Companies operating in China should put their focus on reviewing IT systems and data handling to ensure compliance with Chinese standards and prevent violations of current regulations.



Tougher Demands

The mandatory Multi-Level Protection Scheme (MLPS 2.0) as part of the Cyber Security Law is an example for stricter standards. It is a set of regulations on organizational and technical measures to ensure basic security of IT systems in China.

In addition to the MLPS-regulations, the Cyber Security Law and various directives also contain regulations on the protection of personal information and important data.

OUR SERVICES

Examination of New Legislations

- Cyber Security Law (CSL)
- Data Security Law (DSL), draft
- Personal Information Protection Law (PIPL), draft
- National Security Law (NSL)
- Export Control Law (ECL)



Implementation MLPS 2.0

- Determination of the security level of the information systems
- Preparation and submission of documents for reporting the security level to the authorities
- Gap analysis, comparison of the current situation with the corresponding legal requirements
- Preparation of an individual adaptation plan
- Safety assessment by certified Chinese auditors
- Deposit of the assessment with the public safety authority

Data Protection and Transfer

- Analysis of systems with a focus on data transfer software
- Review of relevant regulations
- Establishment of a management system for data protection compliance
- Court-compliant documentation
- Creation of a contingency plan

FAST FACTS

16 Enactments in 2020

For foreign companies, a large number of compliance-relevant laws and regulations were published in 2020: three in the area of cyber/data security, four in the area of Critical Information Infrastructure Operators (CIIOs), further four relating to the protection of personal data, and five concerning cross-border data transfers.

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