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## Monitoring Report

Assembly Bill ('AB') 2273 for the California Age-Appropriate Design Code Act was signed on 15 September 2022, by Governor Gavin Newsom, and will enter into effect on 1 July 2024. In particular, the bill introduces requirements for businesses that provide online services, products, or features likely to be accessed by a child. More specifically, the bill requires that all default privacy settings offer a high level of privacy protection, and stipulates that privacy information, terms of service, policies, and community standards must be concise, prominent, and use clear language suited to the age of children likely to access that online service, product, or feature.

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The European Commission announced, on 15 September 2022, that it had presented a proposal for a new Cyber Resilience Act, which was first announced by the President of the Commission, Ursula von der Leyen, in September 2021. In particular, the Commission explained that the proposed Cyber Resilience Act would be the first ever EU-wide legislation of its kind, introducing mandatory cybersecurity requirements for products with digital elements, throughout their whole lifecycle, with the aim to protect consumers and businesses from products with inadequate security features.

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The Italian data protection authority ('Garante') announced, on 8 September 2022, that it had issued, on 22 August 2022, a negative opinion on the draft decree providing for the creation of the new database called Ecosistema Dati Sanitari ('EDS'). In addition, on the same date, the Garante announced that, on 22 August 2022, it had issued another opinion on the draft decree implementing at the national level the electronic health record ('ESF'). In particular, the Garante outlined that the two draft decrees present numerous violations of the regulations on the protection of personal data, and provided recommendations to the Ministry of Health and to the Ministry for Technological Innovation and Digital Transition for making the two documents compliant with national and EU legislation.

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## More Insights

### **Mexico: INAI recommendations on AI**

Artificial intelligence ('AI') is undoubtedly one of the most pertinent subjects for data protection regulation, due in part to the huge quantities of personal data such technologies require to operate. Héctor E. Guzmán Rodríguez, Partner at Bello, Gallardo, Bonequi y García, S.C., discusses this topic with reference to the National Institute for Access to Information and Protection of Personal Data's ('INAI') guidance on the same..

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### **Cuba: New Personal Data Protection Law**

On 25 August 2022, Personal Data Protection Law No. 149 was published in the Official Gazette of Cuba. It will enter into force in February 2023. The main purpose of the law is to guarantee the right of individuals to the protection of their personal data and to regulate the use and processing of data by public and private persons or entities. By enacting the law, Cuba joins the list of countries with specific legislation on data protection.

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### **UK: ICO publishes draft guidance on privacy-enhancing technologies**

The Information Commissioner's Office (ICO) has published draft guidance on privacy-enhancing technologies (PETs) to help organisations unlock the potential of data by putting a data protection by design approach into practice.

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## **EFAMRO Upcoming Events**

We have the General Meeting proposed for Wednesday 12 October 2022, 2:00 - 5:00 BST.

We are keen to see attendance for a face-to-face General meeting in Milan, Italy. To that end, please indicate your preference via email

Would you attend a face-to-face General Meeting in Milan, Italy? Yes/No.  
Would you attend a video General Meeting? Yes/No.

The General Meeting will also include Elections for the President and Vice President (x2) positions. If you or someone else you know are interested in applying for these positions, please express interest