

Working Draft of Bibliography of Sources on Data Privacy in the Middle East



Bibliography of Sources on Data Privacy in the Middle East

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Preface

This bibliography of sources was last updated on **January 25, 2021**. It is intended for use only as a collection of publicly available materials relating to data privacy and related laws in the Middle East. The laws, sources and interpretations are constantly changing and being updated. Links are provided for reference only and should not be relied upon as evidence of current law or the opinions or interpretations of The Sedona Conference or any of the contributing editors. Unless otherwise stated, links to English language versions of legislation are to unofficial translations of the original Arabic text; in most of the regional jurisdictions in the Middle East, the courts or government departments will, in considering the legislation, have recourse to the original Arabic text and may interpret that text differently to the way in which the text of the translation into English might be interpreted.

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² Dino Wilkinson is a Partner and head of the Middle East technology, media and telecommunications (TMT) practice at Clyde & Co LLP. He has been based in the United Arab Emirates since 2010 and has been involved in the development of regional legislation in the areas of data protection, electronic transactions and open data. Dino is a member of the International Association of Privacy Professionals (IAPP), the UK Society for Computers and Law, and an active member of The Sedona Conference Working Group 6 Middle East Committee. He was a contributing author on The Relationship Between Shari'ah Law and Data Privacy and Protection in the Middle East (2017), an article developed for The 9th Annual Sedona Conference International Programme on Cross-Border Discovery and Data Protection Laws.

³ Jerami Kemnitz is Director, Privacy and Security Counsel at Littler Mendelson P.C.. He is an active member of The Sedona Conference Working Group 6, Chair of the Middle East Committee, Editor of the Sedona International Principles on Discovery, Disclosure & Data Protection in Civil Litigation (Transitional Edition), Contributing Editor of The Sedona Conference Practical In-House Approaches for Cross-Border Discovery & Data Protection (2016), and Contributing Editor of The Sedona Conference Discovery And Cross-Border Data Protection Model Guidelines For Government And Internal Investigations (2017 draft). He is also a Member of Working Groups 1 and 11 and is Chair of The Sedona Conference Diversity Committee's Subcommittee on Attraction.

⁴ Denise E. Backhouse, CIPP/E, is a Shareholder and eDiscovery Counsel at Littler Mendelson, P.C. She is an active member of The Sedona Conference Working Group 6, Editor-in-Chief of the Sedona International Principles on Discovery, Disclosure & Data Protection in Civil Litigation (Transitional Edition) (2017) and the International Principles for Addressing Data Protection in Cross-Border Government & Internal Investigations (2018) and Co-Chair of the 2014 International Programme in London. She is also a Member of Working Groups 1 and 11 and served on the drafting team of the Commentary on Protection of Privileged ESI (2015) and as Contributing Editor to the Primer on Social Media (2012). She is Founding Director and Advisory Board Member of the Cardozo Data Law Initiative (CDLI), Benjamin N. Cardozo School of Law, Yeshiva University.

⁵ Emily Fedeles is Chief Data Privacy Counsel at Colgate-Palmolive in New York and responsible for Colgate's global data privacy compliance program. Emily is a member of the Steering Committee of The Sedona Conference Working Group 6 Middle East Committee.

Bibliography

Jurisdiction	DocType	Title	Source	Year	Link/notes
Bahrain	Legislation	Law No.(30) of 2018 regarding Issuing the Protecting Personal Data law	National law	2018	Link – Arabic only
Bahrain	Article	Five questions you should ask about Bahrain’s new data protection law	Clyde & Co	2019	Link
Bahrain	Infographic	Bahrain Data Protection Law: What do you need to do?	Clyde & Co	2019	Link
Bahrain	Article	Bahrain Personal Data Protection Law Series: Part 1 - Key Concepts	PwC	2019	Link
Bahrain	Article	Bahrain Personal Data Protection Law Series: Part 2 - Core Principles	PwC	2019	Link
Bahrain	Article	Bahrain Personal Data Protection Law Series: Part 3 – Individual Rights	PwC	2019	Link
Bahrain	Article	Bahrain Personal Data Protection Law Series: Part 4 - Role of the Authority and Penalties and Sanctions	PwC	2019	Link
Bahrain	Article	Overview of implanting orders	OneTrust DataGuidance	2021	Link
Egypt	Legislation	Personal Data Protection Law	National law	2020	
Egypt	Article	Egypt’s new personal data protection law	Al Tamimi & Co	2020	Link
Egypt	Article	Egypt's Data Protection Law enters into force	Clyde & Co	2020	Link

Jurisdiction	DocType	Title	Source	Year	Link/notes
Egypt	Legislation	Law 121, of the year 1975, concerning the prohibition of the use or publishing of official documents	National law	1975	Link
Egypt	Legislation	Amendment, Law no. 22 of 1983	National law	1983	Link not available
Egypt	Legislation	Law No. 35, of the year 1960, concerning statistics and census, as amended by law no. 28 for 1982	General Agency for Public Mobilization and Statistics	1960	Link – Arabic only Link – with English language option
Egypt	Legislation	Law 313 of the year 1956, amended by Law No 14, of the year 1967, regarding the prohibited publishing of any news of the armed forced	National law	1956	Link – Arabic only
Egypt	Legislation	Law 58 of 1937 issuing the Penal Code, as amended	National law	1937	Link
Egypt	Legislation	Law No 47, of the year 1978, concerning State civil servants, and its amendments, and The Executive Regulation no. 2 of 1978 with all amendments.	National law	1978	Link – Arabic only
Iran	Article	Data Privacy in Electronic Commerce: Analyzing Legal Provisions in Iran.	Journal of Internet Banking and Commerce	2015	Link

Jurisdiction	DocType	Title	Source	Year	Link/notes
Iran	Legislation	Electronic Commerce Law of the Islamic Republic of Iran	National law	2004	Link
Iran	Article	Surveillance and legislation: Iran	Internet Legislation Atlas		Link
Iran	Article	A Guideline to Enforce Data Protection and Privacy Digital Laws in Iran	IPCSIT	2011	Link
Israel	Legislation	Basic Law: Human Dignity and Liberty, 5752 - 1992	National law	1992	Link
Israel	Legislation	Protection of Privacy Law, 5741-1981	National law	1981	Link – unofficial translation
Israel	Legislation	Privacy Protection (Data Security) Regulations, 5777 – 2017	National law	2017	Link
Israel	Legislation	Privacy Protection (Transfer of Data to Databases Abroad) Regulations, 5761-2001	National law	2001	Link – unofficial translation
Israel	Legislation	Privacy Protection Regulations (Terms of Holding Data and Its Maintenance and Procedures for Transfer of Data between Public Entities), 5746 – 1986	National law	1986	
Israel	Article	5 takeaways from the Israeli Privacy Protection Regulations	IAPP	2019	Link

Jurisdiction	DocType	Title	Source	Year	Link/notes
Israel	Article	Privacy Update: New Israel Privacy Protection Regulations (Data Security) 2017	Meitar Liguornik Geva Leshem Tal Law Offices	2017	Link
Israel	Article	Data Protection: Israel	Practical Law	2017	Link
Israel	Official guidance	A Guide to Data Protection in Israel	Privacy Protection Authority (formerly ILITA)	2007	Link
Israel	Report	The Schoffman Report – Report of the Committee for the Examination of Legislation Relating to Databases	Privacy Protection Authority (formerly ILITA)	2007	Link
Israel	Article	Protection of Privacy in Israel	Naomi Assia & Co	Undated	Link
Jordan	Consultation paper	Public Consultation (Round III) for Personal Data Protection Law	National law (consultation)	2018	Link
Jordan	Article	Draft data protection law requires “business accountability”	Data Guidance	2016	Link
Kuwait	Legislation	Kuwait Law No. 20 of 2014 Regarding Electronic Transactions.	National law	2014	Link

Jurisdiction	DocType	Title	Source	Year	Link/notes
Kuwait	Legislation	Decision No. 48 of 2014 the Executive Regulations	National law	2014	Link – Arabic only
Kuwait	Article	Kuwait: Law regarding Electronic Transactions in force – introduction of a concept akin to data privacy	Baker McKenzie	2015	Link
Kuwait	Article	Kuwait's first comprehensive data protection regulation	Access Partnership	2021	Link
Lebanon	Legislation	Law No.81 Relating to Electronic Transactions and Personal Data	National Law	2018	Link
Lebanon	Article	An "Ugly" New Data Protection Law in Lebanon	SMEX	2018	Link
Lebanon	Article	New Lebanese law on e-transactions and data protection	Dentons	2019	Link
Oman	Legislation	Basic Law, issued by Royal Decree 101/1996	National Law	1996	Link
Oman	Legislation	Penal Procedure Law promulgated by Royal Decree 97/1999, plus amendments	National Law	1999	Link – Arabic only Link – Arabic only

Jurisdiction	DocType	Title	Source	Year	Link/notes
Oman	Article	Is your personal data safe from hackers? New law proposed to protect Oman	Times of Oman	2017	Link
Oman	Article	Protecting Personal Data and Individual Employee Privacy in Oman	Curtis, Mallet- Prevost, Colt & Mosle	2017	Link
Oman	Article	Data protection laws in Oman: An overview	Oman Observer	2017	Link
Qatar (national)	Article	New regulatory guidelines on the Qatar Personal Data Protection Law	Clyde & Co	2021	Link
Qatar (national)	Legislation	Guidance hub – source of official guidelines for regulated entities and individuals	National law	2021	Link
Qatar (national)	Authority	Compliance and Protection Department (CPD) website	Regulator	2021	Link
Qatar (national)	Legislation	Law No. 13 of the Year 2016 Promulgating the Protection of the Privacy of Personal Data Law	National law	2016	Link
Qatar (national)	Article	Qatar’s Data Privacy Law – Ministry grants Further Extension for Compliance	Clyde & Co	2018	Link
Qatar (national)	Article	Qatar Strengthens Data Protection - Penal Code Amended	Dentons	2017	Link
Qatar (national)	Article	Data Protection Law in Qatar	Clyde & Co	2017	Link

Jurisdiction	DocType	Title	Source	Year	Link/notes
Qatar (national)	Presentation	The New Qatar National Privacy Law: First of its kind in the GCC	Dentons	2017	Link
Qatar (national)	Article	Data Protection and Privacy Law in Qatar	Al Tamimi & Co	2016	Link
Qatar (national)	Article	Qatar leads the way with new standalone data protection law	Clyde & Co	2016	Link
Qatar (national)	Article	New Qatar data protection law: What does it mean for business?	DLA Piper	2016	Link
Qatar (national)	Article	Middle East Data Protection- Qatar Passes New Law on the Protection of Personal Data Privacy	The Sedona Committee, WG6, Middle East Business Committee (see Sedona Conference website)	2017	
Qatar (QFC)	Legislation	QFC Data Protection Regulations 2005	Free zone law	2005	Link
Qatar (QFC)	Legislation	QFC Data Protection Rules v1 – October 2005	Free zone law	2005	Link
Qatar (QFC)	Legislation	QFC Data Protection Regulations 2021 (effective from June 19, 2022)	Free zone law	2021	Link

Jurisdiction	DocType	Title	Source	Year	Link/notes
Qatar (QFC)	Legislation	QFC Data Protection Rules v2 – December 2021 (effective from June 19, 2022)	Free zone law	2021	Link
Saudi Arabia	Legislation	Basic Law of Governance (no: A/90 dated 27th Sha'ban 1412 H (corresponding to 1 March 1992))	National law	1997	Link Link – Arabic only
Saudi Arabia	Legislation	Anti-Cyber Crime Law (8 Rabi 1, 1428 (corresponding to 26 March 2007)	National law	2007	Link Link – Arabic only
Saudi Arabia	Legislation	Telecoms Act (approved pursuant to the Royal Decree No. (M/12) dated 12/03/1422H (corresponding to 3 June 2001))	National law	2001	Link Link – Arabic only
Saudi Arabia	Legislation	Amendments to Telecoms Act, Ministerial resolution No. (64), dated 02/03/1434H (corresponding to 12/01/2013)	National law	2013	Link – Arabic only
Saudi Arabia	Legislation	Telecoms Act Bylaw, Ministerial resolution No. (11), dated 17/05/1423H (corresponding to 27/07/2002) with amendments.	National law	2002	Link Link – Arabic only
Saudi Arabia	Legislation	Cloud Computing Regulatory Framework	Communication s and Information Technology Commission	2018	Link

Jurisdiction	DocType	Title	Source	Year	Link/notes
Saudi Arabia	Regulatory guidance	Guide for Cloud Service Providers	Communication s and Information Technology Commission	2018	Link
Saudi Arabia	Regulatory guidance	Individual Customers' Guide to Cloud Computing Services	Communication s and Information Technology Commission	2018	Link
Saudi Arabia	Regulatory guidance	Enterprises' Guide to Cloud Computing Services	Communication s and Information Technology Commission	2018	Link
Saudi Arabia	Regulatory guidance	Government Agencies' Guide to Cloud Computing Services	Communication s and Information Technology Commission	2018	Link
Saudi Arabia	Regulatory guidance	Information Security Policies and Procedures Guide	Communication s and Information Technology Commission	2011	Link Arabic Link

Jurisdiction	DocType	Title	Source	Year	Link/notes
Saudi Arabia	Article	Saudi Arabia Regulates Cloud Computing Services	Baker McKenzie	2018	Link
Saudi Arabia	Article	Saudi Arabia updates cybercrime law to include “naming and shaming” penalty	Norton Rose Fulbright	2015	Link
Saudi Arabia	Article	Saudi Arabia sets up new commission to boost cybersecurity	Arab news	2017	Link
Saudi Arabia	Legislation	Personal Data Protection Law promulgated by Royal Decree No.M/19 dated 09/02/1443H (16 September 2021)	National Law	2021	Link – Arabic only
Saudi Arabia	Article	Saudi Arabia issues Personal Data Protection Law	Clyde & Co	2021	Link
Saudi Arabia	Article	Saudi Arabia approves Personal Data Protection Law	IAPP	2021	Link
Saudi Arabia	Article	Saudi Arabia’s Data Protection Law – what you need to know	DLA Piper	2021	Link
UAE (federal)	Legislation	UAE Law No.1 of 1971 (Constitution of the UAE)	National law	1971	Link
UAE (federal)	Legislation	UAE Law No.3 of 1987, as amended (Penal Code) Note: amended and repealed in 2021, updated reference to be provided	National law	1987	Link

Jurisdiction	DocType	Title	Source	Year	Link/notes
UAE (federal)	Legislation	UAE Law No.5 of 2012 regarding Information Technology Crime Control (Cyber Crimes Law) Note: amended and repealed in 2021, updated reference to be provided	National law	2012	Link Arabic Link
UAE (federal)	Legislation	UAE Federal Law by Decree No. 3 of 2003, as amended (Telecommunications Law)	National law	2003	Link
UAE (federal)	Legislation	Consumer Protection Regulations	Telecommunications Regulatory Authority	2017	Link
UAE (federal)	Legislation	UAE Federal Decree-Law No.44 of 2021 establishing the UAE Data Office	National law	2021	
UAE (federal)	Legislation	UAE Federal Decree-Law No.45 of 2021 on the protection of personal data	National law	2021	
UAE (federal)	Press release	UAE Adopts Largest Legislative Reform in its History	UAE Cabinet Office	2021	Link
UAE (federal)	Article	UAE issues landmark personal data protection law	Clyde & Co	2021	Link
UAE (federal)	Article	The UAE Data Protection Law – Key Takeaways	Clifford Chance	2021	Link
UAE (federal)	Article	UAE: Personal Data Protection Law coming into force on 2 January 2022	Baker McKenzie	2021	Link

Jurisdiction	DocType	Title	Source	Year	Link/notes
UAE (federal)	Article	Data Protection in the UAE	Thomson Reuters	2019	Link
UAE (federal)	Article	Protecting patient data amidst the rise of health tourism	BSA Ahmad Bin Hezeem & Associates	2017	Link
UAE (federal)	Article	UAE Outlaws Sales of Personal Data and Increases Fines for Companies	Norton Rose Fulbright	2016	Link
UAE (federal)	Article	UAE Employees Jailed for Privacy Breach Before Ultimately Being Acquitted	Norton Rose Fulbright	2016	Link
UAE (Abu Dhabi Global Market)	Legislation	Data Protection Regulations 2021	National law	2021	Link
UAE (Abu Dhabi Global Market)	Legislation	Data Protection Regulations Rules 2021	National law	2021	Link
UAE (Abu Dhabi Global Market)	Article	ADGM enacts its new Data Protection Regulations	ADGM	2021	Link
UAE (Abu Dhabi Global Market)	Article	ADGM Office of Data Protection publishes suite of guidance materials to strengthen compliance with the new Data Protection Regulations 2021	ADGM	2021	Link

Jurisdiction	DocType	Title	Source	Year	Link/notes
UAE (Dubai)	Legislation	Dubai Law No. 26 of 2015 on the Regulation of Data Dissemination and Exchange in the Emirate of Dubai (Dubai Data Law)	National law	2015	Link Arabic Link
UAE (Dubai)	Official guidance	The Dubai Data Manual	Dubai Data Establishment	2016	Link
UAE (Dubai)	Article	Dubai issues new data policies - Smart Dubai's Resolution No. 2 of 2017	Clyde & Co	2018	Link
UAE (Dubai)	Article	Dubai issues Open Data Law	Norton Rose Fulbright	2016	Link
UAE (Dubai International Financial Centre)	Legislation	DIFC Law No. 5 of 2020 (Data Protection Law)	Dubai International Financial Centre Authority	2020	Link
UAE (Dubai International Financial Centre)	Legislation	DIFC Data Protection Regulations	Dubai International Financial Centre Authority	2020	Link
UAE (Dubai International Financial Centre)	Official guidance	Official Guidance on the DIFC Data Protection Law and Data Protection Regulations	Dubai International Financial Centre Authority	2020+	Link
Middle East	Article	EU Data Protection Regulation: Applicability in the Middle East	PwC	2021	Link

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Middle East	Article	Amid evolving privacy regulation in the Middle East, stalling on compliance is not an option	PwC	2021	Link
Middle East	Video	Exposed and Exploited: Data Protection in the Middle East and North Africa	Access Now	2021	Link
Middle East	Article	Thinkhouse Dubai: Data Protection in the Middle East	Gowling WLG	2020	Link
Middle East	Article	Data Privacy Frameworks in MENA	GSMA	2019	Link
Middle East	Resource/ Article	Data Protection Laws of the World	DLA Piper	2018	Link
Middle East	Article	The impact of GDPR on businesses in the Middle East	Clyde & Co	2018	Link
Middle East	Article	The Relationship Between Shari'ah Law and Data Privacy in the Middle East	Sedona Conference, Working Group 6, Middle East Business Committee	2017	
Middle East	Infographic	The impact of GDPR on businesses in the Middle East	Clyde & Co	2018	Link
Middle East	Article	Data breach liability: a landmark UK court ruling and its impact on Middle East businesses	Clyde & Co	2018	Link

Jurisdiction	DocType	Title	Source	Year	Link/notes
Middle East	Article	Data Protection Compliance in the MENA Healthcare Sector	Clyde & Co	2017	Link
Middle East	Presentation	Cloud Computing in Arab States: Legal Aspect, Facts and Horizons	ITU	2016	Link
Middle East	Article	The data protection landscape in the GCC	Charles Russell Speechlys	2015	Link
Middle East	Article	Privacy Laws in Africa and Middle East	Morrison Foerster	2014	Link
Middle East	Article	Privacy Matters: An overview of data protection and privacy laws in Qatar, Saudi Arabia and the UAE	Latham & Watkins	2013	Link
Middle East	Podcast	Data protection in the Middle East	Pinsent Masons	2013	Link
Middle East	Article	Data Protection and Privacy Issues in the Middle East	Al Tamimi & Co	2011	Link
International	Article	Data Protection in the UEA-2015 International Compendium on Data Privacy Law	Baker Hostetler	2015	Link
International	Article	Global Data Privacy Directory	Norton Rose Fulbright	2014	Link
International	Article	Splinternet: Do Data Localisation Laws Threaten the Global Internet?	Al Tamimi & Co	2011	Link

Jurisdiction	DocType	Title	Source	Year	Link/notes
International	White paper	Guidelines for the Security of Information Systems and Networks: Towards a Culture of Security	OECD	2005	Link
International	White paper	Privacy Online: Policy and Practical Guidance	OECD	2003	Link
International	Article	Global Privacy Handbook	Baker McKenzie	Undated	Link

This bibliography of sources was developed by The Sedona Conference Working Group 6 Middle East Committee. The Middle East Committee was created in late 2014 to monitor developments in Middle Eastern countries in data privacy, protection, and cross-border transfer laws and regulations as they relate to information governance, eDiscovery and eDisclosure and to conduct outreach to legislators and relevant regulators in order to further dialogue and move the law forward in a reasoned and just way. The Committee is likewise focused on keeping the membership informed about emerging issues and developing useful resources for practitioners, jurists and companies with interests in the region. The Middle East Committee is chaired by Dino Wilkinson (Clyde & Co LLP) with members Stacey Blaustein (IBM), Denise Backhouse (Littler Mendelson, P.C.), Jerami Kemnitz (Littler Mendelson, P.C.), Lori Baker (Dubai International Financial Centre), Sayid Madar (Abu Dhabi Global Market), Daniel Patterson (Qatar Financial Centre), Stevan Stanojevic and WG6 Steering Committee Liaison Emily Fedeles (Colgate-Palmolive). At this time, the Middle East Committee's work focuses principally on the following states in the region: Egypt, Kuwait, Oman, Qatar, Kingdom of Saudi Arabia (KSA) and the United Arab Emirates (UAE).