

Milestones for Data Protection in Brazil Based on the LGPD Framework

September 19, 2020

LGPD enters into force, except for its sanctions



September 21, 2020

The first Public Civil Action is filed based on the LGPD, filed by the Prosecution Service of the Federal District and Territories (MPDFT) against a user who used an e-commerce website as a marketplace to sell personal data. The judgment upheld the MPDFT's requests and applied the LGPD retroactively.



September 29, 2020

The first sentence based on the LGPD is published, condemning a large construction company to pay compensation for moral damages to a consumer who claimed to have been a victim of improper processing of personal data.



January 27, 2021

The ANPD's regulatory schedule is published for the 2021-2022 biennium.



February 1, 2021

The ANPD's 2021-2023 strategic plan is published.



March 9, 2021

ANPD publishes its bylaws, which establishes its structure and operation.



March 22, 2021

ANPD signs a technical cooperation agreement with the Federal Consumer Secretariat (SENACON) aimed at protecting consumer data.



May 28, 2021

ANPD publishes guidance for definitions of Personal Data Processing Agents and Data Protection Officers



June 21, 2021

ANPD holds three open technical meetings to discuss the Data Protection Impact Assessment.



July 8, 2021

The 4th Federal Court of Campo Grande publishes a decision determining that the measures of adequacy to the LGPD are considered inputs for the purposes of calculating PIS and COFINS credit since the costs are necessary and essential to achieving the commercial objectives.



August 1, 2021

LGPD administrative sanctions come into force.



August 31, 2021

The National Chamber of Deputies approves, in the second round, an amendment to the Brazilian Federal Constitution No. 17 of 2019 to include data protection among the fundamental rights and guarantees and to establish the exclusive authority of the Union to legislate on the protection and processing of personal data. The amendment will be voted on by the Federal Senate.



August 30, 2021

ANPD publishes proposed draft to regulate the enforcement of LGPD with respect to small business processing agents. The draft remains subject to public consultation until September 29, 2021.



September 14, 2021

ANPD holds a virtual public hearing on the draft resolution regarding small business data processing agents.

