

CJI/RES. 266 (XCVIII-O/21)

**UPDATED PRINCIPLES ON PRIVACY AND PROTECTION
OF PERSONAL DATA, WITH NOTES**

THE INTER-AMERICAN JURIDICAL COMMITTEE,

TAKING INTO ACCOUNT:

That the General Assembly of the OAS, through resolution AG/RES. 2926 (XLVIII-O/18) "International Law", in item i on "Observations and Recommendations on the Annual Report of the Inter-American Juridical Committee", requested this body to begin updating the Principles on the Protection of Personal Data, taking into account the development of same; and that through resolution AG/RES. 2930 (XLIX-O/19) "International Law" it requested the CJI to continue with this work;

That the CJI, in order to comply with this mandate, began updating the "Principles on Privacy and Protection of Personal Data, with Notes" adopted by the CJI in 2015 as a legislative guide for the Member states of the OAS, based on the international norms introduced between 2015 and the present date;

That in addition to carrying out an exhaustive and thorough review of the Annotated Principles in light of the most recent advances at the international level, the rapporteur on the subject adopted a consultation process open to all States between August 2020 and February 2021, open to all States. Members and some international entities in order to incorporate these valuable inputs in their review, in order to produce a document that reflects the different approaches that coexist on the subject in the region;

RESOLVES:

1. To approve the "Updated Principles of the inter-American Juridical Committee on Privacy and Protection of Personal Data, with Notes" (CJI/doc. 638/21), with their respective annotations attached to this resolution.
2. To thank the rapporteur of the theme, Dr. Mariana Salazar Albornoz, for the efforts made in presenting the final version of the document referred to in number 1 above, which groups together the comments and suggestions made by the other members of the inter-American Juridical Committee during this 98th regular session.
3. To send this Resolution and the Updated Principles on Privacy and Protection of Personal Data contained in section 1 of the attached document, without the corresponding notes, to the General Assembly for its consideration, and to recommend its approval by said body.
4. To ask the Department of International Law, in its capacity as Technical Secretariat of the Inter-American Juridical Committee, to arrange for these Principles to be circulated as widely as possible among the different interested parties.

This resolution was approved unanimously in the regular session held on April 9, 2021 in the presence of the following members: Drs. Mariana Salazar Albornoz, George Rodrigo Bandeira Galindo, Ramiro Gastón Orias Arredondo, José Antonio Moreno Rodríguez, Cecilia Fresnedo de Aguirre, Ruth Stella Correa Palacio, Stephen G. Larson, Eric P. Rudge, Luis García-Corrochano Moyano, Miguel Angel Espeche Gil and Milenko Bertrand-Galindo Arriagada.