



Dentons Rodyk Dialogue 2019

Synopsis

Twin events suggests that privacy is under threat globally. First, Big Tech companies collect, store, mine and sometimes share data of their users with third parties whether in exchange for a payment or otherwise. These data points have the potential to reveal to these third parties the most intimate and private characteristics of a person. It is unsurprising that the data is prized as it may be used to influence these users in various insidious ways.

Second, the prevalence of data breaches all over the world by hackers poses a great danger to privacy. In Singapore, there have been major data breaches where personal medical records have been stolen by third parties and, in some cases, publicised on the Internet. In light of these developments, should we accept that an individual's privacy is truly over as the price to pay for the convenience of the Internet?

The Dentons Rodyk Dialogue brings together an exciting line up comprising world-renowned privacy scholar from Hong Kong University, Professor Anne Cheung and Singapore's cybersecurity czar David Koh, leading figures on digital security to discuss the future directions of privacy in the age of social media and data breaches. The Dentons Rodyk Dialogue promises new insights on the future of privacy in this ever changing landscape.

Date

18 April 2019, Thursday

Time

1.20pm to 3.25pm

(Lunch and registration start at 12.05pm)

Venue

Mochtar Riady Auditorium, Level 5

Singapore Management University

Administration Building

81 Victoria Street

Singapore 188065



Public CPD Points: 2

Practice Area: Data Protection & Privacy

Training Category: General

Participants who wish to obtain CPD Points are reminded that they must comply strictly with the Attendance Policy set out in the CPD Guidelines. For this activity, this includes signing in on arrival and signing out at the conclusion of the activity in the manner required by the organiser, and not being absent from the entire activity for more than 15 minutes. Participants who do not comply with the Attendance Policy will not be able to obtain CPD Points for attending the activity. Please refer to <http://www.sileCPDcentre.sg> for more information.

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About the Dentons Rodyk Dialogue

The Dentons Rodyk Dialogue is a partnership between Dentons Rodyk and Singapore Management University (SMU) to create a major forum for thought leaders to share ideas and views affecting Asia's legal, business, cultural and economic landscape. Ultimately, it is hoped that these conversations would influence attitudes and policies resulting in a better world for all. The Dentons Rodyk Dialogue aims to be the essential event for legal, business and academic leaders to converge in order to discuss pressing issues and world trends. The Dialogue is an event organised under the auspices of SMU School of Law's Centre for Cross-border Commercial Law in Asia.

The previous two Dentons Rodyk Dialogue featured Singapore Ministers, Canada's former Prime Minister, Stephen Harper, Professor Tania Voon from Melbourne University, the then CEO of Lazada, Max Bittner and were covered by the national and international press. For a sampling of the press, see <https://www.straitstimes.com/business/economy/deepen-economic-links-amid-trade-tensions-says-iswaran> and here <https://www.businesstimes.com.sg/government-economy/singapore-budget-2017/spore-seeks-clarity-on-tech-impact-before-it-legislates>

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Centre for Cross-Border
Commercial Law in Asia

DENTONS RODYK DIALOGUE 2019

Privacy in the Age of Social Media and
Data Breaches



About the Organisers

Dentons Rodyk

Trusted since 1861, Dentons Rodyk is one of Singapore's largest and oldest law firms with a team of nearly 200 lawyers offering clients a full suite of legal services necessary to do business locally and globally.

www.dentons.rodyk.com

Dentons is the world's largest law firm, delivering quality and value to clients around the globe. Dentons is a leader on the Acritas Global Elite Brand Index, a BTI Client Service 30 Award winner and recognised by prominent business and legal publications for its innovations in client service, including founding Nextlaw Labs and the Nextlaw Global Referral Network. Dentons' polycentric approach and world-class talent challenge the status quo to advance client interests in the communities in which we live and work.

www.dentons.com

Centre for Cross-Border Commercial Law in Asia

The Centre for Cross-Border Commercial Law in Asia (CEBCLA) facilitates research in all areas of commercial law especially in the Asian context. CEBCLA aims to be the leading Asian centre of research in commercial law which is informed by a variety of research methods including doctrinal, theoretical, empirical, historical and comparative perspectives. The goal is that CEBCLA will act as the meeting point and first port of call for scholars, leading practitioners, governments and policy makers pursuing rigorous, informed and significant research in commercial law in Asia.

<http://cebcla.smu.edu.sg>

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Programme

12.05pm

Registration and lunch reception

1.20pm

Welcome Remarks

Professor Tim Clark, SMU Provost

Mr Philip Jeyaretnam, SC, Global Vice-Chair and ASEAN CEO, Dentons Rodyk

1.30pm

Opening Address

Guest of Honour, Senior Minister of State Dr Janil Puthucheary, Ministry of Transport & Ministry of Communications and Information

Today, our lives are being transacted digitally in many ways. Businesses and social media companies are collecting and analysing our massive digital footprints as their core business, to enhance their consumer outreach or to provide better products and services. This trend is expected to continue, due to the rapid evolution of technology and rise of

the digital economy. However, consumer trust in social media is declining. This issue of trust in social media reflects the broader questions facing Singapore as we strive to be a data hub that supports data-driven innovation. Ultimately, organisations can truly maximise the value of data only if consumers trust that organisations will collect data sensibly, use them responsibly and transparently, and protect them reasonably.

In his speech, Dr Janil will speak about the balanced approach that the government has adopted to encourage data innovation while ensuring that consumer safeguards are in place. This includes (i) the legal framework to support innovation, (ii) organisational accountability to prevent data breaches and (iii) consumer education to reduce the harm of data breaches.

1.45pm

Keynote Presentation

Knowing You, Knowing Me: Privacy and Beyond in the Social Media Age

Professor Anne Cheung, The University of Hong Kong

Social media is said to be a social and attention machine. Yet the Cambridge Analytica Scandal reveals the extent and power of social media as a machine for surveillance capitalism. Through analyzing the scandal, this presentation points out the inadequacy of a privacy regime that is based primarily on participants' consent. More alarming is the re-use of data to predict and influence citizens' decision in various spheres. It argues that we need a regulatory regime to guard against the use of the proxy data selves or the "digital persona" that may overtake and redefine the fate and life of our real selves.

2.15pm

Presentation II

Cybersecurity in the Digital Age: A Collective Responsibility

Mr David Koh, Chief Executive, Cyber Security Agency of Singapore

The cyber-attack on SingHealth in 2018 was a stark reminder of the cyber threats that Singapore faces, and the need for collective responsibility to secure our cyberspace. Like terrorism, cyber-attacks are not a matter of if, but when. Mr David Koh, Chief Executive of the Cyber Security Agency of Singapore and Commissioner of Cybersecurity, presents Singapore's strategies to defend itself in the cyber domain, and how individuals and corporates can better secure themselves in the Digital Age.

2.35pm

Panel Discussion

Senior Minister of State Dr Janil Puthucheary

Professor Anne Cheung, University of Hong Kong

Mr David Koh, Chief Executive, Cyber Security Agency of Singapore

Mr Gilbert Leong, Senior Partner, Dentons Rodyk

Moderator: Mr Philip Jeyaretnam, SC, Global Vice-Chair and ASEAN CEO, Dentons Rodyk

3.10pm

Parting Thoughts

Roles and Responsibilities of the Citizen in building a safe Digital World for all

Mr Gilbert Leong, Senior Partner, Dentons Rodyk

Whittle the Little Man or the Dawn of a new Goliath?

- Putting a price on privacy
- Examining a user's role in furthering the cause of Cybersecurity
- Is the user really empowered?
- Who wins in this battle?

3.20pm

Closing Remarks

Associate Professor Goh Yihan, Dean of SMU School of Law

3.25pm

End of session

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Guest of Honour



Dr Janil Puthucheary

Senior Minister of State, Ministry of Communications and Information and Ministry of Transport

Dr Janil Puthucheary, 45, was elected Member of Parliament in 2011. He is currently Senior Minister of State, Ministry of Communications and Information and Ministry of Transport.

He chairs OnePeople.sg, which works to promote racial harmony in Singapore; and the Young PAP, the youth wing of the People's Action Party.

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Panellists



Professor Anne Cheung

The University of Hong Kong

Anne S.Y. Cheung is a professor of law at the University of Hong Kong. She received her legal education at the University of Hong Kong (LLB), the University of Toronto (JD), University of London (LLM) and Stanford University (JSD). She has researched and taught in areas of law and technology, ranging from freedom of expression to privacy. Her recent projects are on cyberbullying, and China's social credit system.

Anne's writings have been published in the *Stanford Technology Law Review*, and *Harvard Journal of International Law*. She is the author and co-editor of the book *Privacy and Legal Issues in Cloud Computing* (2015).

**Mr David Koh**

Chief Executive, Cyber Security Agency of Singapore

Mr David Koh is concurrently the Commissioner of Cybersecurity, Chief Executive of the Cyber Security Agency (CSA) of Singapore; and the Deputy Secretary (Special Projects) and Defence Cyber Chief of the Ministry of Defence (MINDEF).

As a Commissioner, he has the legal authority to investigate cyber threats and incidents to ensure that essential services are not disrupted in the event of a cyber-attack. Concurrently, as Chief Executive of CSA, he leads Singapore's efforts to provide dedicated and centralised oversight of national cyber security functions. These include enforcing the cybersecurity legislation, strategy and policy development, cyber security operations, ecosystem development, public outreach and international engagement.

As the Deputy Secretary (Special Projects) and Defence Cyber Chief of MINDEF, he is responsible for leading and coordinating cyber defence policy, capability development, and operations for Singapore's defence cluster. This includes MINDEF, the Singapore Armed Forces (SAF), the defence technology community, defence industry partners, and MINDEF-related organisations.

Mr Koh also sits on the Boards of the Government Technology Agency (GovTech), Defence Science and Technology Agency (DSTA) and DSO National Laboratories (DSO), the Monetary Authority of Singapore (MAS) Cyber Security Advisory Panel as well as the Public Utilities Board (PUB)'s Board Risk Management Committee.

Prior to his current appointments, Mr Koh served in the SAF and has held various command and staff appointments in MINDEF and the SAF. He was most recently the Deputy Secretary (Technology), overseeing acquisition, technology and logistics issues for MINDEF and the SAF.

Mr Koh is the recipient of the first Billington CyberSecurity International Leadership Award. He has also been awarded the Public Administration Medal – Gold, the Public Administration Medal – Silver (Military), the Public Administration Medal – Bronze (Military), and the Commendation Medal (Military).

Mr Koh has a Master's degree in Public Administration from Harvard University, USA; and a Bachelor's degree in Electrical and Electronics Engineering from King's College, London, UK.

He and his wife, Marlene, have three children, Daniel, Rachel and Michael.

**Mr Gilbert Leong**

Senior Partner, Dentons Rodyk

Gilbert Leong is a senior partner in Dentons Rodyk's Intellectual Property & Technology practice group.

Gilbert has extensive experience in negotiating and drafting commercial agreements in relation to distribution of goods/services, procurement and tenders, manufacturing arrangements, acquisition of hardware, software development, licensing, maintenance, acquisition of intellectual property such as trademark and patents, computer turnkey projects, consultancy services, IP structuring, Internet related transactions cloud computing and E-commerce. Gilbert also provides advice on aspects of joint ventures, alliances and mergers & acquisitions.

He has also been counsel to parties involved in the telecommunication industry. In particular, he has advised on disputes arising as between telecommunication licensees, application for licences, market access and infrastructural issues. Gilbert has also been very active in the field of data privacy/protection matters, having acted for large financial institutions, healthcare providers, and industrial companies. He has also written and spoken widely on the area. As a member of the Legal Sub-Committee of the National Internet Advisory Committee, Gilbert participated in the drafting to the "Model Data Protection Code for the Private Sector".

Gilbert's IP litigation experience includes copyright (software) suits, patent infringements as well as obtaining and executing search & seizure warrants. Additionally, he has prosecuted parties under a fiat from the Attorney General for offences under both the Trade Marks Act and Copyright Act. Gilbert also attends to hearings before the Trade Mark registry.

In addition to his legal qualifications, Gilbert also holds a Certificate in Computer Programming and Information Processing from the City & Guilds of London Institute. Gilbert has authored numerous articles and given speeches on a variety of intellectual property rights, technology issues and electronic commerce.

Gilbert was also a member of several technology-focused think tanks in Singapore.

**Mr Philip Jeyaretnam, SC (Moderator)**

Global Vice-Chair and ASEAN CEO, Dentons Rodyk

Philip is the global-vice chair and ASEAN chief executive officer at Dentons. A leading commercial litigator and international arbitration counsel in the Litigation and Dispute Resolution and the Arbitration groups, Philip was appointed as Senior Counsel in 2003 at the early age of 38 and is named in all the major legal publications as an expert in arbitration, construction law and litigation.

Philip's active international arbitration practice as counsel spans investments and projects across Asia, and he has represented clients in arbitration proceedings in Singapore, Malaysia, Hong Kong, London, Zurich and Brunei. He is particularly experienced in disputes of two kinds, namely disputes involving difficult technical issues and disputes involving complex financial structuring.

Philip has also had numerous appointments as arbitrator, particularly under SIAC and ICC Rules.

In his court practice, recent notable cases include success in the Court of Appeal on novel and important legal issues, including *CRW Joint Operation v PT Perusahaan Gas Negara (Persero) TBK* [2011] 4 SLR 305, *Mano Vikrant Singh v Cargill TSF Asia Pte Ltd* [2012] 4 SLR 371, *Yong Kheng Leong v Panweld Trading Pte Ltd* [2013] 1 SLR 173, *Cupid Jewels Pte Ltd v Orchard Central Pte Ltd* [2014] 2 SLR 156, *Dynasty Line Limited v Sukamto Sia and Lee Howe Yong* [2014] SGCA 2, *AKN v ALC* [2015] SGCA 18, *Independent State of Papua New Guinea v PNG Sustainable Development Program Ltd*, Civil Appeal No 28 of 2016 and *Eng Chiet Shuong and others v Cheong Soh Chin and others and another appeal* [2016] 4 SLR 728; [2016] SGCA 45.

Philip was president of The Law Society of Singapore from January 2004 to December 2007, and was the founding chairman of the Society of Construction Law, Singapore. He is currently Chairman of Maxwell Chambers, the world's first integrated dispute resolution venue.

Philip is on the Public Service Commission, the constitutional body that oversees the civil service in Singapore. He is also on the Presidential Council for Minority Rights, which advises the President of Singapore under the equality provisions of the Constitution.

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Registration

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Contact Us

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Dialogue Summary

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