

IMPORTANT *NEWSFLASH* FOR ALL MEMBERS AND EMPLOYERS



**FROM
1 JULY
2021!**

MOVING TOWARDS A BETTER FUTURE

PROTECTION OF PERSONAL INFORMATION ACT (POPIA) **1 JULY 2021**

The right to privacy of personal information is enshrined in law in South Africa, both in the Constitution and in the enabling legislation, the **Protection of Private Information Act 4 of 2013 (POPIA)**, which it is anticipated will be **fully effective from 1 July 2021**. POPIA has brought South African privacy laws in line with existing current international trends and laws on privacy. **POPIA** has implications for all responsible parties, and **this presentation intends to detail what this legislation explicitly means**.

The intention behind **POPIA** is to **regulate the processing of personal information**. The two main objects of **POPIA** are:

1. **Safeguard** personal information in line with rights of privacy, as specified in the Constitution; and
2. **To regulate** the processing of personal information.

POPIA sets out eight principles. The introduction and compliance with the eight principles of **POPIA** will to a large extent, limit processing of personal information. Compliance with the requirements of **POPIA** requires conducting business within the parameters of the eight information processing principles set out in the legislation. **This will require:**

- the capturing of the minimum amount of information,
- only capturing information that is required for the purpose which it aims to achieve,
- ensuring accuracy of the data,
- deleting and destroying data which is no longer required i.e. introducing a Retention Policy, being transparent about procedures used to process information, and
- permitting the data subject (in this case you the member) to access and check information.

All personal information and types of personal information, must be identified and reasonable measures implemented to protect and secure all such information. This means that the risk of data breaches must be identified and mitigated to avoid the regulatory action and administrative penalties affiliated with non-compliance with the provisions of **POPIA**.

IMPORTANT *NEWSFLASH* FOR ALL MEMBERS AND EMPLOYERS



WHAT DOES THIS THIS MEAN FOR YOU AS OUR MEMBERS?

TSRF is committed to treating member information in an ethical way and **POPIA** sets out the legal framework for the Fund to do so. We are committed to dealing with your personal information with far more diligence than ever before. This means that we will collect information responsibly, will only request and process personal information that is absolutely necessary, share and store information securely and responsibly.

PLEASE TAKE NOTICE OF THE FOLLOWING POPIA CHANGES

TSRF PRIVACY NOTICE ON THE WEBSITE

- The Fund's Privacy Notice sets out details of how the Fund deals with personal information of its members. The Privacy Notice will be made available on the Fund's website at <https://www.rflipfund.co.za>

THE PRIVACY NOTICE WILL EXPLAIN THE FOLLOWING:

- **Processing your personal information:** The Fund collect personal information in order to provide you with the benefits and services, and also as required by the Pension Fund Act, insurance, tax and other legislation.
- **Sharing your personal information:** The Fund will share your personal information with its service providers, industry bodies, and regulators. This is done to assess claims, process claims, trace members and beneficiaries, prevent fraud, report to regulators, conduct surveys and required audits.
- **Protecting your personal information:** The Fund takes every reasonable precaution to protect your personal information, from theft, unauthorised access and disruption of services.
- **Receiving marketing and communications from the Fund:** The Fund will not use or share your personal information for marketing purposes. However, your personal information will be used to send you (via sms and email) communication messages about the Fund and your benefits.

INFORMATION OFFICER AND DEPUTY INFORMATION OFFICER:

The **Principal Officer** and the **Legal and Risk Officer** of the Fund have been respectively appointed as the **Information Officer** and **Deputy Information Officer** of the Fund.

Please contact us on info@tsrf.co.za

if you have any **queries about POPIA** of the **treatment of your personal information**.