

## Gopalakrishnan Report on data legislation

'DATA IS THE NEW OIL' stated Economic survey 2019.

In this regard, legislation based on Gopalakrishnan Report can take India over European Union (EU)

Importance of both personal and non personal data in economic term is realised globally. All major corporations for example Amazon, Google, Alibaba etc use data as fuel. As Russian president Putin "whoever own AI will rule the world", these companies which belong to us and china have monopolised the data market. It is also to be noted that valuation of data only in economic terms has made people vulnerable as they 'don't own their own data' and are prone to mind wash, diversion, threat from hacking and so on.

Gopalakrishnan committee thus provide a blend of economic use as well as social benefit of non-personal data. Major recommendations of this report include :-

- (i) Belonging - The report asserts that non-personal data collected from community legally belong to that community. Similarly other data such as Natures or property related also belong to that community. And thus it also asked for representative as Trusty of the data.
- (ii) sharing - since data belong to community, data collectors and processors should share it with the community whenever asked for. This will create level playing field for new entrants 'startups' of domestic region.
- (iii) Data Business - is a new concept in which any entity whether public or private if reaches certain threshold of dealing with data has to register itself as data business. It will have to provide all data related activity it is doing.

- (iv) Non-personal Data Authority - to enforce these provisions report highlights the requirement of such authority.
- (v) Protection of data - data protection even for anonymised data as private or community data by justification like "duty of care" for data provider also provided in the report.

The report is a comprehensive and clearly provided data as social commons which if implemented will bring India into front runner in recognising individual right in data driven world.