

THE ALL INDIA PRIVACY SYMPOSIUM

FEBRUARY 4TH 2012
9:30AM - 5:00PM

THE INDIAN INTERNATIONAL CENTRE, NEW DELHI

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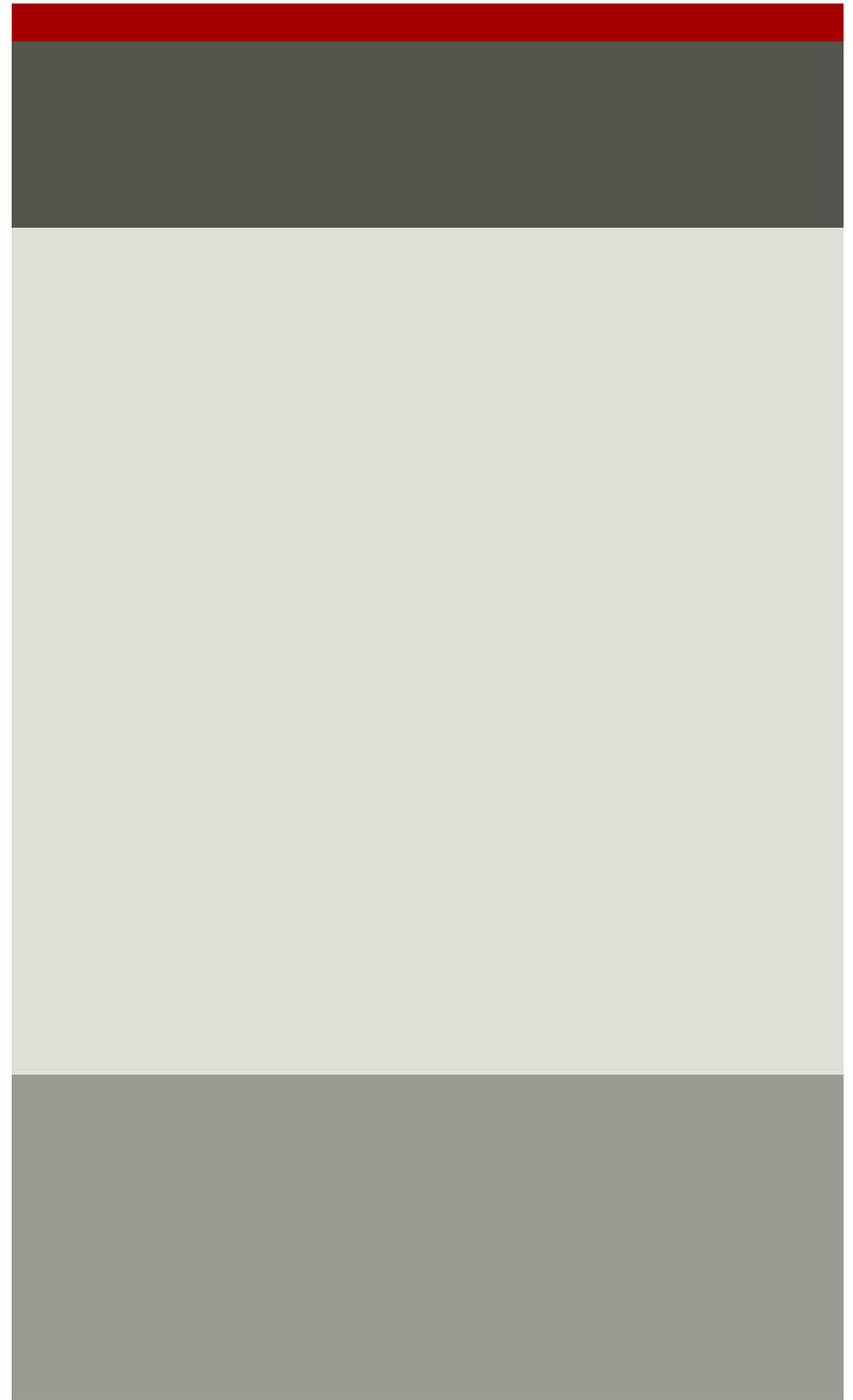
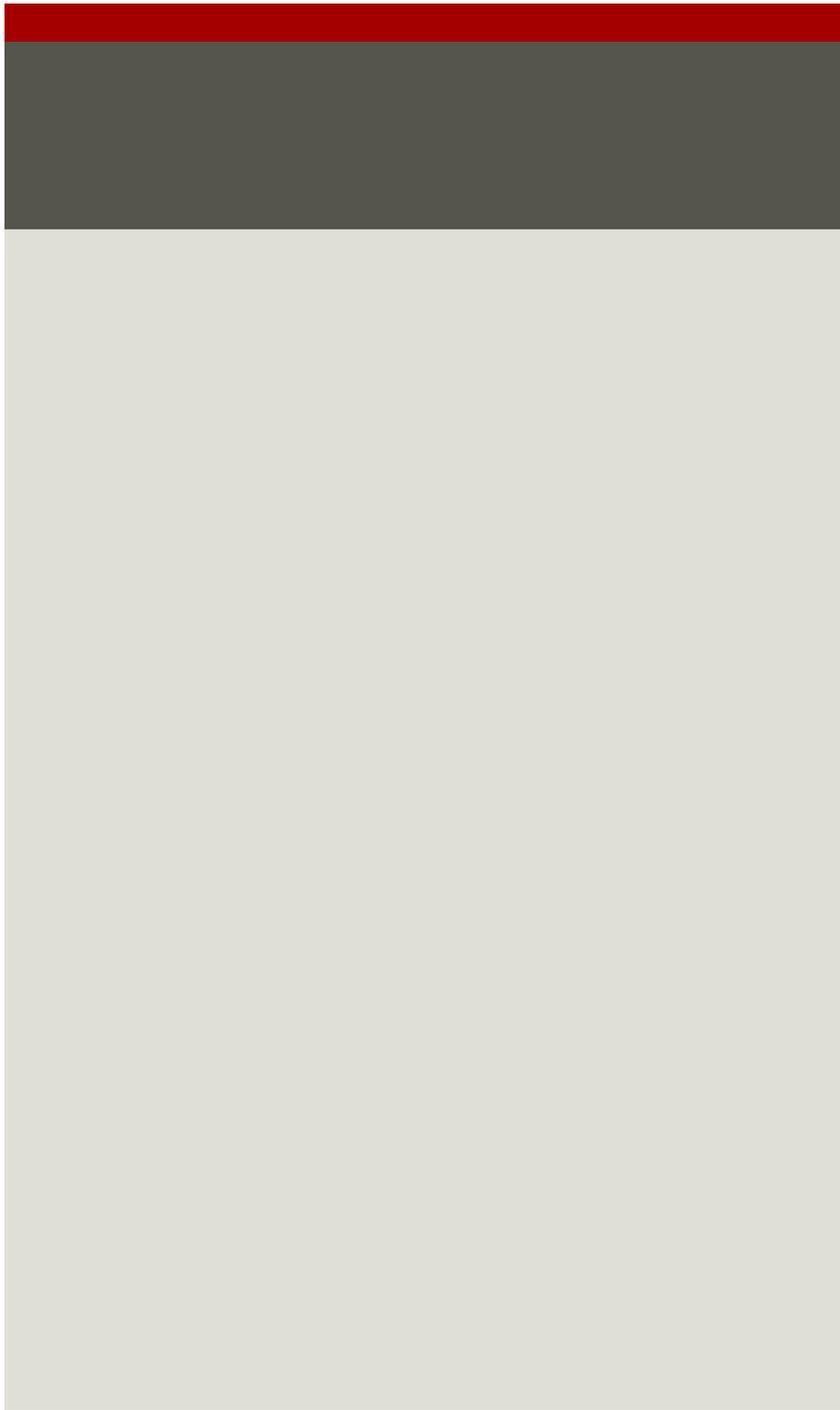
 CENTRAL RISK
LAW & POLICY
RESEARCH

 PRIVACY
INTERNATIONAL

 PRIVACY
INDIA

 SAG
society in action group

 THE INTERNET
CENTRE FOR
HEALTH & SOCIETY



Speakers

Sunil Abraham



Sunil Abraham is the Executive Director of CIS. He is also a social entrepreneur and Free Software advocate. He founded Mahiti in 1998 which aims to reduce the cost and complexity of Information and Communication Technology for the Voluntary Sector by using Free Software. Today, Mahiti employs more than 50 engineers and Sunil continues to serve on the board as a board member. Sunil was elected an Ashoka fellow in 1999 to 'explore the democratic potential of the Internet' and was granted a Sarai FLOSS fellowship in 2003. Between June 2004 and June 2007, he managed the International Open Source Network, a project of the United Nations Development Programme's Asia-Pacific Development Information Programme serving 42 countries in the Asia-Pacific region. Between September 2007 and June 2008, he also managed ENRAP, an electronic network of International Fund for Agricultural Development projects in the Asia-Pacific facilitated and co-funded by International Development Research Centre, Canada.

Who We Are



Privacy India was set up in collaboration with The Centre for Internet and Society (CIS), Bangalore and Society in Action Group (SAG), under the auspices of the international organization, "Privacy International."



Privacy International is a non-profit group that provides assistance to civil society groups, governments, international and regional bodies, the media and the public in a number of countries (see www.privacyinternational.org). Its Advisory Board is made up of distinguished intellectuals, academicians, thinkers and activists such as Noam Chomsky, the late Harold Pinter, and others, and it has collaborated with organizations such as the American Civil Liberties Union (ACLU).



The Centre For Internet And Society was registered as a society in August 2008, and brings together a team of practitioners, theoreticians, researchers and artists to work on the emerging field of Internet and Society to critically engage with concerns of digital pluralism, public accountability and pedagogic practices, with particular emphasis on South-South dialogues and exchange.



Our Research Findings



Since June 2010, Privacy India has been engaging in discussions with policy makers, the public and sectoral experts about privacy in India. The discussions have ranged from topics of identity and privacy, to minority rights and privacy, and consumer privacy.



The findings of our research show that privacy was a neglected area of study in India during the past, however, this is changing. Advancements in technology, the introduction of e-governance initiatives like the National Fibre Optic Network, introduction of new legislations, and debates surrounding national security, have brought privacy debates to the forefront in India. Although currently sectoral legislation deals with privacy issues, e.g., the Telegraph Act or RBI guidelines for banking, India has just begun to consider a horizontal legislation that deals comprehensively with privacy across all contexts. This conference is an opportunity to look forward to what could be the future scope of privacy in India.



Speakers

Oxblood Ruffin



Oxblood Ruffin is a member of the Cult of the Dead Cow (cDc) information security and publishing collective. He has worked as a General Assembly Affairs consultant at U.N. Headquarters in New York; with I.T. start-ups in North America; and as Chief Strategist for a strong encryption developer in Munich, Germany.

In 1998, Ruffin founded Hacktivism, an international group of hackers, lawyers, and artists dedicated to using technology to improve human rights. The group has developed circumvention technologies for users behind national firewalls, and advises human rights groups on information security and best practices. Ruffin invented the Hacktivism Enhanced-Source Software License Agreement (HESSLA) with Eric Grimm to protect the human rights of end users. Widely recognized as an opinion leader on hacktivism, Oxblood Ruffin has spoken at the University of Oregon, Yale, and Harvard law schools on cybercrime and online activism. He also comments widely in the press and with the academic community. Ruffin is currently writing a book on information warfare and the computer underground, tentative publishing date Summer 2012.

Speakers

Amol Sharma



Amol Sharma is an India Correspondent for The Wall Street Journal. Based in New Delhi, he has covered a wide range of political and business stories, from corruption scandals to big-ticket mergers and acquisitions. He wrote several pieces for the WSJ's front-page "Flawed Miracle" series in 2011, which examined India's unfinished business

two decades after economic liberalization began. In the areas of privacy and technology, Amol has reported on security agencies' desire to conduct surveillance of BlackBerry services, the government's massive UID project and the censorship challenges Internet companies like Google and Facebook have faced. Prior to his post in India, Amol covered telecommunications and media for the WSJ in New York for four years. He also has several years of reporting experience in Washington, where he covered a variety of issues on Capitol Hill for Congressional Quarterly. Amol was a Fulbright Scholar in India in 2002.

Elonnai Hickok



Elonnai Hickok is specialising in international development studies from the University of Toronto. She is a Policy Advocate in the Privacy in Asia project and has been associated with CIS from 2010 onwards. She participated in many events during her stint in India and has

produced some key research outputs.

Program

9:30-10:00 **Registration**

10:00-10:15 **Welcome & Introduction to Privacy India**

Elonnai Hickok (Policy Advocate, Privacy India)

10:15-10:30 **Tea Break**

10:30-11:30 **Panel I: Privacy and Transparency**

Moderator:

Sunil Abraham (Executive Director, Centre for Internet & Society)

Panelists:

Ponnurangam K (Assistant Prof, IIT New Delhi),

Chitra Ahanthem (Journalist, Imphal),

Nikhil Dey (Social & Political Activist),

Deepak Maheshwari (Director Corporate Affairs, Microsoft)

Poster:

Srishti Goyal (Law Student)

11:30- 12:30 **Panel II: Privacy & E-governance Initiatives**

Moderator:

Sudhir Krishnaswamy (Professor, Azim Premji University)

Panelists:

Anant Maringanti (Independent Social Researcher) ,

Usha Ramanathan (Advocate&Social Activist),

Gus Hosein (Executive Director, Privacy International, UK) ,

Apar Gupta (Advocate, Supreme Court of India)

Elida Kristine Undrum Jacobsen,

Poster:

Adrija Das (Law Student)

Program

12:30-1:30 **Lunch**

1:30-2:30 **Panel III: Privacy and National Security**

Moderator:
Gus Hosein (Executive Director, Privacy International, UK),

Panelists:
Menaka Guruswamy (Advocate, Supreme Court, New Delhi),
Prashant Bhushan (Senior Advocate, New Delhi),
Amol Sharma (Journalist, Wall Street Journal),
Saikat Datta (Delhi Bureau Chief, DNA),
Eric King (Human Rights and Technology Adviser, Privacy International, UK),
Prasanth Sugathan (Legal Counsel, Software Freedom Law Center),
Oxblood Ruffin (Cult of the Dead Cow Security and Publishing Collective)

Poster:
Suchithra Menon (Law Student)

2:30-3:30 **Panel IV: Privacy and Banking**

Moderator:
Prashant Iyengar (Associate Professor, Jindal Law University)

Panelists:
M R Umarji (Chief Legal Advisor, IBA) ,
N A Vijayashankar (Cyber Law Expert) ,
Malavika Jayaram (Advocate, Bangalore),

Poster:
Malavika Chandu (Law Student)

3:30-3:45 **Tea Break**

Speakers

Mr. K. K. Abraham



K. K. Abraham is the President of Indian Network for People Living with HIV/AIDS (INP+). He has been involved in its tremendous development serving under various positions as Executive board member, General Secretary and Treasurer. Under his leadership INP+ has been developed into a strong federation of state, district and taluk level networks. He was also instrumental in the formation of the state level network in Kerala & Maharashtra and driving force in the formation of various networks across the country. He was also the motivating force in the formation of National Association for People living with HIV in Nepal. He has been continuously involved in confronting the current scenario of the availability of ARV in the country, which has resulted in releasing the Indian Chapter of "Missing the Target". Upon the growth of the single national movement of HIV under his leadership, INP+ has been a part of many national and international forums. He was the coordinator of the Human Rights study undertaken in India. He has represented INP+ at International and National HIV/AIDS related conferences and workshops. He represented INP+ as the positive voice for the community on the IAVI advisory board, National AIDS Committee, Country Coordinating Mechanism (CCM) for Global Fund to fight against HIV/AIDS, Tuberculosis and Malaria.

Speakers

Prasanth Sugathan



Prasanth Sugathan is an engineer turned lawyer and is a Legal counsel with the Software Freedom Law Center, New Delhi (sflc.in). sflc.in is a donor supported legal services organisation that brings together lawyers, policy analysts, technologists, and students to protect freedom in the digital world. sflc.in promotes innovation and open access to knowledge by helping developers make great Free and Open Source Software, protect privacy and civil liberties for citizens in the digital world by educating and providing free legal advice and help policy makers make informed and just decisions with the use and adoption of technology.

Dr. Anant Maringanti



Anant Maringanti is a Hyderabad based independent scholar. Trained as a geographer, his research and writing focus state, citizenship rights and technologies of governance within the broad rubric of globalization, urbanization and development. Currently, he is leading Hyderabad Urban Lab, a long term interdisciplinary research programme on Hyderabad's transformation into an IT hub since the mid 90s and its consequences for governance and regional development.

Program

3:45-4:45

Panel V: Privacy and Health

Moderator:

Ashok Row Kavi (Journalist & LGBT Activist)

Panelists:

K K Abraham (President, Indian Network for People with HIV) ,
Dr B S Bedi (Advisor, CDAC & Media Lab Asia)
Raman Chawla, (Senior Advocacy Officer, Lawyers Collective)

Poster:

Danish Sheikh (Alternative Law Forum)

4:45-5:00

The Way Forward

Natasha Vaz (Policy Advocate, Privacy India)

Speakers

Baljit Singh Bedi



Baljit Singh Bedi has worked for the Centre for Applied Research in Electronics (CARE) IIT, Delhi after which he joined Department of Information Technology (DIT), Ministry of Communication & IT (MCIT), Government of India. He was responsible for conceptualizing, evolving and implementing of a number of major Schemes and Projects in the field of electronics, IT applications and Healthcare.

He is instrumental in starting an integrated programme in promoting the area of Electronics, IT and Electronic Medical Records (EMR) Standards in Healthcare in India. As Head of Medical Electronics & Telemedicine Division, he was looking after the activity of promotion of e-Health & Tele-health technology and R&D in Medical Electronics and launched a number of schemes in India. He was part of the National Task Force Telemedicine in India set up by Ministry of Health & Family Welfare (MoH&FW), Govt. of India and headed the Group on

Standards.

He was a Member of National Knowledge Commission's Working Group on India-Health Information Network Development (I-HIND) and is part of the Advisory Group for follow-up Implementation program under consideration of MoH&FW. He is actively involved in policy, development and deployment programmes of IT in Health initiatives of DIT, MoH&FW, and Media Lab Asia. He is Member of the National Committee set up by MoH&FW for EMR Standardization and Heading its Task Group on Interoperability. He is also International Telecommunication Union (ITU) Expert for e-Health Standardization. He is Executive Member of Indian Association of Medical Informatics (IAMI) and President, Telemedicine Society of India (TSI). At present,

he is Adviser to Centre for Development of Advanced Computing

Speakers

Menaka Guruswamy



Menaka Guruswamy practices law at the Supreme Court of India. Amongst other cases, she litigates against state-sponsored vigilante groups *Salwa Judum* in Chhattisgarh, argues a large constitutional case that seeks reform of public administration and the bureaucracy in the country, defended federal legislation that mandates that all private schools admit disadvantaged children and has challenged the constitutionality of laws that punish same-sex relations.

Menaka was a Rhodes Scholar at Oxford University, a Gammon Fellow at Harvard Law School, and a gold medalist from the National Law School of India. She has law degrees from all three schools. Her doctoral research from Oxford University is on Constitution- Making in India, Pakistan and Nepal.

Menaka has worked at the Office of the Attorney General of India. She has also practiced law in New York, as an associate at Davis Polk & Wardwell. In 2006-2007, she taught at New York University's School of Law. Menaka has advised the United Nations Development Program (UNDP), New York and the United Nations Development Fund for Women (UNIFEM), New York. She has most recently advised the

Government of India on private security agencies and licensing of weapons. She also supports the Constitution-Making process in Nepal.

Menaka is a fellow at the Asia Society, New York, and on the Executive

Speakers

Chitra Ahanthem



Chitra Ahanthem is features writer with Imphal Free Press, published in Imphal, Manipur. She is also a freelance writer and researcher on issues around HIV/AIDS, child rights, conflict and gender. Chitra helped organize a regional consultation for the North East states at Guwahati (for CIS) last year which brought together representatives of civil societies from the region. As a media practitioner, she's very vocal of media representation over privacy issues of women and children undergoing trauma because of armed violence and/or rape.

Ponnurangam K



Kumaraguru (PK) received his Ph.D. from the School of Computer Science at Carnegie Mellon University. PK's research interests include open source intelligence, cyber crime, usable security, and privacy. As part of his Ph.D. thesis work, he developed a system to counter phishing attacks (one type of cyber crime). Some of his research on countering cyber crime is now being used as products among various organizations around the world. He is currently funded by Government of India to work on some of the cyber crime issues in India.

Speakers

Malavika Jayaram



Malavika Jayaram has over 15 years experience as a lawyer with a focus on technology and intellectual property. A dual qualified lawyer, she spent eight years in London working with Allen & Overy and Citigroup, as an IP/IT lawyer in the Communications, Media and Technology Group. Malavika then worked in two different roles within Citigroup, both within the investment bank. The first was the role of Vice President & Counsel in the Technology Legal Team, within the 150-strong in-house legal and compliance function. The second role, of Senior Business Analyst reporting directly to the Chief Technology Officer of Citigroup EMEA, was a special role created for her. Malavika coordinated a very large and critical exercise to regularise internal SLAs for various shared functions and processes within Citigroup, especially in response to new outsourcing regulations and restrictions in Eastern European countries and in Asia.

She is currently a partner at Jayaram & Jayaram, Bangalore, managing a portfolio of work that has a strong focus on IT/IP and commercial work, especially with an international angle. Malavika is also a fellow of the Centre for Internet and Society, which is engaged with concerns of digital pluralism, public accountability and pedagogic practices in the field of Internet and Society.

Speakers

Apar Gupta



Apar graduated top of his class from Amity Law School, Delhi and then joined India's premier dispute resolution law firm Karanjawala & Co. During his stint there Apar represented India's top corporate houses and high income individuals in courts as well as in arbitrations. He has also authored a book on the Information Technology Act

which is published by Wadha, Lexis Nexis Butterworths. To complete his studies Apar proceeded for his masters to Columbia Law School, New York where he obtained his LL.M.

He is presently a partner at Advani and Co., where he appears in courts and arbitrations, advises and makes agreements for corporate clients. Apar also represents government and PSU's in litigations and arbitrations and is presently on the panel of BHEL, a Navratna PSU and the Controller of Certifying Authorities,

Ministry of Information Technology.

He is deeply engaged in the formation of technology law and policy and has been associated with the Software Freedom Law Center, India. Apar has previously trained at top-tier firms including Amar-chand & Mangaldas & Suresh A. Shroff and AZB

Speakers

Na.Vijayashankar



Na.Vijayashankar, better known as Naavi. He is an E-Business Consultant presently works from Bangalore, India. He has a rich professional experience spanning more than 3 decades in the fields of Banking, Financial Services, Advertising and Marketing.

Since October 2000, he has been pursuing his own projects maintaining the Virtual Cyber Law College, www.cyberlawcollege.com and the Cyber law Portal www.naavi.org. Cyber Law College conducts online and correspondence courses in Cyber Law and is the only such dedicated institution in India at present. Naavi.org is a premier Cyber Law information portal in India.

Naavi has also been in the forefront of Netizen movement in India. He is the founder secretary of Cyber Society of India, Founder Trustee of International Institute of Information Technology Law, and Founder Chairman of Digital Society Foundation.

Naavi is a visiting Faculty in a number of educational institutions and provides consultancy to several companies. He is also the

principal Consultant Prominds Consulting Pvt Ltd.

Speakers

Nikhil Dey



Nikhil Dey worked briefly with the Kheduth Mazdoor Chetna Sangathana in Madhya Pradesh, after which, he joined Aruna Roy and Shankar Singh in 1987 to go to Devdungri, in Rajsamand District in Rajasthan where along with many others they helped

found the Mazdoor Kisan Shakti Sangathan (MKSS). Since 1990, he has been a full time worker of the MKSS, and a part of the organisations decision making collective. He has also been a part the Peoples Right to Information, and the Right to Work.

Nikhil Dey has been part of a collective process used by the MKSS and the National and State Campaigns, of peoples organisations taking responsibility for putting together “peoples drafts” of the Right to Information and Employment Guarantee Bills. Nikhil Dey is also part of the effort by peoples movements to build institutions of participatory democracy, where for instance, peoples platforms for public audits are now being institutionalised by introducing statutory requirements of social audits and public hearings. He is currently a member of the Central Employment Guarantee Council (CEGC) and of the State Employment Guarantee Council of Rajasthan. He is also a Co-convenor of the National Campaign for People’s Right to Information (NCPRI).

Speakers

Usha Ramanathan



Usha Ramanathan is an internationally recognized expert on law and poverty. She studied law at Madras University, the University of Nagpur and Delhi University. She is research fellow at the Centre for the Study of Developing Societies, teaches environmental law, labour law and consumer law at the Indian Law Institute and is a regular guest professor many universities around the

world. She is a frequent adviser to non-governmental organisations and international organizations. She is for instance a member of Amnesty International's Advisory Panel on Economic, Social and Cultural Rights and has been called upon by the World Health Organisation as a expert on mental health on various occasions.

Dr Ramanathan is also the South Asia Editor of the Law, Environment and Development Journal (LEAD Journal), a peer-reviewed academic journal jointly published by IELRC and SOAS.

Her research interests include human rights, displacement, torts and environment. She has published extensively in India and abroad. In particular, she has devoted her attention to a number of specific issues such as the Bhopal gas disaster, the Narmada valley dams or slum eviction in Delhi.

Speakers

Ashok Row Kavi



Ashok Row Kavi, worked as a journalist in various newspapers and magazines for over 18 years. He then started India's first gay magazine Bombay Dost and later founded The Humsafar Trust, based in Mumbai, India, Humsafar is one of the first organizations in India to advocate for the rights of men who have sex with men (MSM) and one

of the first and most successful gay and transgender sexual health outreach programs in the country. Under Kavi's direction, Humsafar has taken the lead in developing community-based programs to reduce the vulnerability of MSM to HIV infection and

to support its members already living with the virus.

Ashok Row Kavi is providing a formal platform for gays and lesbians—a group left out of mainstream life in socially conservative India—to claim their place in political and social arenas. Ashok encourages gays and lesbians to become

proactively involved in public life and institutions through media, advocacy, cooperation and community-building.

Speakers

Prashant Iyengar

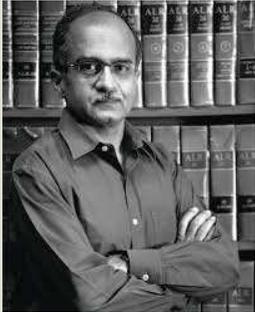


Prashant Iyengar is the Assistant Professor & Assistant Director, Centre for Intellectual Property Rights Studies. Mr. Iyengar has an (LL.M.) with honors from Columbia Law School and a B.A.B.L. (Hons.) from NALSAR, University of Law, Hyderabad.

He was Lead Researcher with Privacy India, Bangalore; Legal Aid Manager with Rural Development Institute, Hyderabad; Researcher & Lawyer with Alternative Law Forum, Bangalore and was Guest faculty with Christ Law College, Bangalore. He has also been a past recipient of the prestigious Information Policy Fellowship from the Open Society Institute. Mr. Iyengar is enrolled as an advocate with the Karnataka State Bar Council. He is the author of a number of publications in his specialized fields (Intellectual Property, Information Technology) and is frequently invited for presentations at conferences and consultations both in India and around the world.

Speakers

Prashant Bhushan



Prashant Bhushan is an advocate and social activist. He has filed 500 PILs in his 15 years of profession. He fought many cases such as Narmada case, Doon valley case etc. He has written many books on judiciary. He is an active member of team Anna and successfully guided the janlokalpal movement. He alongwith Arvind Kejriwal is the prime mover of

Anna Hazare-led anti corruption movement in India.

He was a member of the joint committee constituted in April 2011 by Govt of India to draft the Lokpal Bill. He alongwith other members of Team Anna had clashes of views with Govt nominees (ministers) on the said bill. He even termed the Lokpal Bill introduced by Govt in the Parliament as the Promotion of Corruption Bill as it contains harsh punishment for whistleblowers and gives more than fair protection to the alleged corrupt like giving opportunity of being heard before investigation.

Speakers

M R Umarji



M. R. Umarji is the Chief Legal Advisor to the Indian Banks' Association. He is associated with banking industry for past 35 years and he represents a unique combination of rich experience as legal advisor, operational banker and a central banker (Retired Executive Director, Reserve Bank of India).

He has worked as Legal Assistant in Law & Judiciary Department of Government of Maharashtra, as Law Officer in Bank of Baroda, He has worked on various committees and working groups set up by

the Ministry of Finance and the Reserve Bank of India.

Mr. M. R. Umarji is included in the Indian Delegation to the United Nations Commission on International Trade Law (UNCITRAL) for preparation of legislative guide on Model Law for Secured Transition. He has regularly contributed articles to Economic Times and other journals and has published a book on Securitisation and Asset Reconstruction of Financial Assets and Enforcement of Security Interest Act, 2002. He holds Post Graduate of Law from

Speakers

Deepak Maheshwari



Deepak Maheshwari is Director – Corporate Affairs with Microsoft in India .

Besides participating in the ICT committees of leading trade chambers, he served for two consecutive terms as the

elected secretary in the ISP Association of India and is a co-founder of National Internet Exchange of India (NIXI). He has been the Joint Secretary in ITU-APT Foundation of India since its inception. He also serves as the IPR committee chair of

Erik King



Eric King is Privacy International's Human Rights and Technology Advisor. He focuses on the intersection of human rights, privacy and technology. He is the Secret Prisons Technical Advisor at Reprieve and has previously volunteered with the British Institute for International Comparative Law and the Human Rights International Action

Team. He has five years of editorial design experience and is an advisory board member of Most Mira, a Bosnian post-conflict peace-building charity. Eric holds a degree in law from the London School of Economics.

Speakers

Gus Hosein



Gus Hosein is Privacy International's (PI) Deputy Director. He is responsible for overseeing PI's international research and advocacy work, particularly in areas related to anti-terrorism policy and international organisations.

He is a Visiting Senior Fellow at the London School of Economics and Political Science, and was previously a Visiting Scholar at the American Civil Liberties Union, Columbia University, and Oxford University. He is a Fellow of the Royal Society for the encouragement of Arts, Manufactures and Commerce (FRSA), and the Chartered Institute for IT (FBCS).

He advises a number of international organisations, companies, and civil society organisations. He is currently coordinating research projects on privacy and human rights in Asia, and on the challenges of securing medical information in developing countries and emergency situations.

He is a Chartered Fellow of the British Computer Society, and a Chartered IT Professional (FBCS CITP). He has a degree in Mathematics B.Math (Hons) from the University of Waterloo in Canada, an MSc in Information Systems Security, and a PhD in technology policy and regulation from the University of London.

Speakers

Sudhir Krishnaswamy



Sudhir was a Professor of Law at the West Bengal National University of Juridical Sciences, Kolkata India where he taught Constitutional Law and Jurisprudence. He studied law at the National Law School of India University, Bangalore and the University of Oxford. Before NUJS he taught at the National Law School of

India University, Bangalore and Pembroke College, University of Oxford. He has engaged with the Government at various levels including the Prime Minister's Committee on Infrastructure and the Kasturirangan Committee on Bangalore's Governance. He has published widely in various academic and non-academic journals and newspapers. His book titled 'Democracy and Constitutionalism in India' was published by OUP in 2009. His research interests include constitutional law, administrative law, intellectual property law and reform of the legal system, legal profession and legal education in India.

Natasha Vaz



Natasha Vaz is a Research and Policy Associate in the Privacy in Asia Project. She is in the process of completing her BA in International Development Studies and a minor in Health Sciences, at the University of Toronto.

Speakers

Elida Kristine Undrum Jacobsen



Elida Kristine Undrum Jacobsen is a Researcher at the International Peace Research Institute, Oslo (PRIO). She is also Program Manager of a BA course in Peace and Conflict Studies by Culture Studies/Høgskolen i Oslo in Puducherry, India. Jacobsen has a MA in Peace, Conflict and Development Studies from Universidad Jaume I, in Castellon, Spain, and a BA in Journalism from Middlesex University, London, UK. Her research expertise is situated in theories and methods from peace and conflict studies, media and communication, IR, postcolonialism and security studies.

Raman Chawla

Raman Chawla is a Senior Advocacy officer at the Lawyers Collective, New Delhi, the organisation that formulated the original draft HIV/AIDS Bill with the Union Health Ministry.