

## **LGPD – English**

General Law of Personal Data Protection (LGPD).

- **Data Controller**

According to the Brazilian legislation, the data controller is the "natural or legal person, of public or private law, who is responsible for decisions regarding the processing of personal data". It is up to the controller to follow the provisions of the LGPD, and must perform the processing in accordance with the principles or correctly guide the operator, so that it performs a lawful processing.

- **Data Operator**

According to Brazilian legislation, the data operator is the "natural or legal person, of public or private law, who performs the processing of personal data on behalf of the controller". The operator must follow the guidelines brought by the controller and handle the data in accordance with the relevant privacy policies and the legal order.

- **Data Clerk**

According to Brazilian legislation, the clerk is the "person appointed by the controller to act as a communication channel between the controller, the data subjects, and the National Data Protection Authority".

- **Data Subject**

According to the Brazilian legislation, the Data Subject is the "natural person to whom the personal data subject to processing refer", personal data being defined as "information relating to an identified or identifiable natural person" (art. 5, I, LGPD). All natural person is assured the ownership of their personal data and guaranteed the fundamental rights of freedom, intimacy and privacy, under the terms of LGPD (article 17 of LGPD).

*References:* <https://www.gov.br/defesa/pt-br/acao-a-informacao/lei-geral-de-protecao-de-dados-pessoais-lgpd>; <https://www.infranewstelecom.com.br/controlador-operador-encarregado-quem-e-quem-na-lgpd/>; <https://joaopedrofteixeira.jusbrasil.com.br/artigos/760627772/voce-titular-de-dados-pessoais>