



**SDAIA**

الهيئة السعودية للبيانات  
والذكاء الاصطناعي  
Saudi Data & AI Authority

# Guidelines for Binding Common Rules (BCR) For Personal Data Transfer

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## Introduction

Based on the Personal Data Protection Law, issued by Royal Decree No. (M/19) dated 9/2/1443 AH (the "Law") and amended by Royal Decree No. (M/148) dated 5/9/1444 AH, and its contents on the permissibility of transferring Personal Data outside the Kingdom. The Regulation on the Transfer of Personal Data Outside the Kingdom ("Transfer Regulation") sets out the provisions to be followed upon transfer, including the Rules applied in cases where Controllers are exempted from the requirements to comply with the level of protection and the minimum level of transfer of Personal Data stipulated in sub-paragraphs (b) and (c) of Paragraph (2) of Article (29) of the Law and provisions of the Regulation on the Transfer of Personal Data Outside the Kingdom.

## Purpose

The purpose of these rules is to ensure that a level of protection for personal data is applied that is not less than the level of protection prescribed by the Law and its Regulations. This is achieved by specifying obligations of the parties involved in the transfer when personal data is transferred or disclosed to a country or international organization that does not have an adequate level of protection for personal data. This document provides comprehensive instructions for a range of entities operating within and outside the Kingdom regarding the preparation of Binding Common Rules. Binding Common Rules are considered one of the appropriate safeguards that data controllers may use, in addition to processors acting on behalf of and based on the instructions of the data controller. They are also used alongside standard contractual clauses and certifications from an entity licensed by the competent authority, in accordance with the provisions governing the transfer of personal data outside the Kingdom.

## Definitions

The following terms and phrases, wherever stated in these clauses, shall have the meanings assigned to each of them unless the context indicates otherwise:

**The Kingdom:** The Kingdom of Saudi Arabia (KSA).

**The Law:** The Personal Data Protection Law (PDPL) issued by Royal Decree No. (M/19) dated 9/2/1443 AH ("The Law") and amended by Royal Decree No. (M/148) dated 5/9/1444 AH.

**Regulations:** The "Implementing Regulations of the Law", including both the "Implementing Regulations" and the Regulations for the Transfer of Personal Data Outside the Kingdom.

**The Competent Authority:** Saudi Data & AI Authority (SDAIA).

**Appropriate Safeguards:** The requirements imposed by the competent authority on controllers, which include adherence to the Law and Regulations when transferring or disclosing personal data to entities outside the Kingdom. This applies in cases where exemptions are granted from the conditions for providing an appropriate or minimum level of personal data protection, to ensure appropriate level of protection when transferring personal data outside the Kingdom that meets at least the standards prescribed by the Law and Regulations.

**Binding Common Rules (BCR):** Rules established by the controller, applicable to each controller and processing party within a group of multinational

entities, ensure appropriate protection for personal data transferred outside the Kingdom at a level not less than that prescribed by the Law and Regulations.

**International Organizations:** A legal body comprising members from at least three countries, operating in multiple sovereign states, established through a formal legal document such as a treaty or agreement based on international law, and this legal document defines the aims and objectives of the international organization and its structures, decision-making powers and jurisdiction. (e.g., the United Nations, the World Bank, the League of Arab States, the Arab Monetary Fund). These organizations engage in international activities and must comply with various Personal Data protection laws across different jurisdictions.

**Transfer of Personal Data:** Transfer, disclosure (or granting of access) of Personal Data from the Kingdom of Saudi Arabia to Controllers, Processors, or other recipients in countries or international organizations other than the Kingdom of Saudi Arabia where neither the Personal Data Exporter nor the Personal Importer is a Data Subject.

**Third Party Data Transfers/Subsequent Transfers:** The transfer of Personal Data from an external country or international organization to Controllers or Processors within the same country/organization or in another country/organization.

**Group of Entities:** A set of legal entities engaged in joint economic activities such as franchising, joint ventures, or professional partnerships. These entities operate under shared control for example, ownership, common economic interests, financial participation, or the governance rules.

## Scope

This document specifies the requirements and guidelines related to Binding Common Rules. It applies to data controllers or processors based on the instructions of the data controller and on their behalf, without prejudicing the responsibilities of the data controller to the competent authority or the data subject, as applicable, when transferring personal data outside the Kingdom to a country or international organization that does not have an appropriate level of Personal Data protection.

### The Geographical Scope of Binding Common Rules

The geographical scope of the Binding Common Rules includes all Personal Data transfers made by Controllers located within the Kingdom to any country/ organization outside the Kingdom.

### Requirements for Binding Common Rules

1. The Group of Entities must ensure that the Binding Common Rules (BCR) include Controllers' obligations stipulated in the PDPL and Regulations, in addition to the rights of Data Subjects, including claiming compensation for damage resulting from violation of such rights.
2. The Group of Entities, including the Personal Data Importer, must cooperate with the competent authority, comply with all its requests and inquiries, and provide the necessary documents and information to ensure adherence to the Binding Common Rules.
3. BCR must be approved internally by the authorized person within the Group of Entities. This process includes reviewing and validating all the data protection measures and compliance mechanisms to be taken regarding Personal Data protection.

4. BCR shall be legally enforceable on every member of the Group of Entities and provide a consistent standard of data protection. Every member of the Group of Entities that receives the relevant Personal Data must comply with the provisions set out in the Law and Regulations.
5. In addition to the BCR, detailed policies shall be developed on data protection, Data Subject rights, security measures, audit programs, and mechanisms for handling data breach incident and complaints in compliance with the Law and Regulations.
6. Binding Common Rules are subject to the laws in force in the Kingdom, and any dispute arising from application of the rules shall fall under jurisdiction of the courts of the Kingdom. The Personal Data Importer/s within the group of entities agree to submit to jurisdiction of the Kingdom.

## **Guidelines**

### **General guidelines**

1. Parties to a binding agreement shall ensure that none of its provisions conflict with the Binding Common Rules (BCR) or limit their scope of application.
2. The Controller must provide the competent authority, upon request, with evidence of its compliance with the Binding Common Rules, Law, and Regulations.
3. The Controller must establish an effective prompt incident response plan to address personal data breach incident, damage, or unauthorized access.
4. The Binding Common Rules must include procedures for notifying the competent authority and data subjects upon discovering a data breach that could harm the transferred personal data or the data subjects, or that conflicts with their rights or interests.



5. Updates to the list of members under the Binding Common Rules may be made under the following conditions:
  - a. Maintaining an updated record of members of the Binding Common Rules, data processors, and sub-processors involved in personal data processing activities, and facilitating data subjects' access to the list of members of the Binding Common Rules.
  - b. Keeping a report that explains the reasons for the updates or changes to members' record.
6. The exemption status under the Binding Common Rules does not apply if the Data Controller fails to implement them, or if the competent authority finds them inadequate.

## Details of the Entity Implementing the BCR

### FIRST SECTION

This section should be used to document details about the entity within the Group of Entities that is implementing the Binding Common Rules (BCR).

1. **Name of the Group:** Provide the official name of the Group of Entities, for example: "\*\*\*\* Group".
2. **Address of the Headquarters of the Group:** Specify the complete address of the main headquarters of the Group of Entities, for example: "123 Main Street, Riyadh, Saudi Arabia".
3. **Name of the Entity:** State the name of the entity within the Kingdom of Saudi Arabia responsible for the BCR, according to the commercial registration number of that entity, and confirm that such entity has the financial capability to provide compensations for any liabilities under the BCR, for example: "\*\*\*\*\* Company".

4. **Legal Form of the Entity:** Indicate the legal form of the entity, for example: "Corporation".
5. **Commercial Registration Number of the Entity:** Provide the commercial registration number assigned to the entity by the relevant Saudi Arabian authority, for example: "123\*\*\*\*\*"
6. **Address of the Entity in the KSA:** Enter the full address of the entity within the Kingdom of Saudi Arabia, for example: "457 Industrial Zone, Jeddah, Saudi Arabia".
7. **Registration Number of the Entity at the Competent Authority:** Provide the registration number assigned by the Competent Authority if available, for example: "987754321"
8. **Business Sector of the Entity:** Specify the business sector in which the entity operates, for example: "Information Technology"
9. **Name, Address, and Commercial Registration Number of All Entities of the Group Inside the Kingdom:** List all entities within the Group located in Saudi Arabia, along with their addresses and commercial registration numbers, for example: "\*\*\*\* Riyadh, 789 Commerce St, Riyadh, CR No.112233", "\*\*\*\* Jeddah, 457 Trade Rd, Jeddah, CR No. 44\*\*\*\*".
10. **Position of the Entity Within the Group:** Describe the role or position of the entity within the Group of Entities structure worldwide, for example: "Regional Headquarters for the Middle East".
11. **Name and Position of (the Person in Charge of the BCR):** Provide the full name and job title of the individual responsible for managing the BCR, for example: "Abdulrahman, Personal Data Protection Officer".

## 12. Contact Details of Person (Point of Contact) - (Address, Email, Phone Number):

Enter the contact details for the point of contact, including their address, email, and phone number, for example: "789 Compliance Blvd, Riyadh, Saudi Arabia, Abdulrahman @example.com, +966-000-000\*\*\*".

## 13. Name, Title, and Full Contact Details of Any Representative(s) Instructed to Act

**on Behalf of the Entity:** Provide the details of any external legal or advisory professionals assisting with the BCR documentation, if any, for example: "Amal, Senior Counsel, Legal Advisors, Amal@example.com, +966-000-00\*\*\*\*"

## 14. Additional Documents to Be Provided as an Annex: Include a detailed chart

illustrating the organizational structure and geographical location of all Group members bound by the BCR.

# Description and Details to Be Covered by the BCR

## SECOND SECTION

### 1. Type or Categories of Personal Data to be Transferred and Covered by the BCR:

Specify the types or categories of Personal Data that will be transferred under the BCR. This shall include a clear description of the data types.

### 2. Categories of Data Subjects Whose Personal Data to Be Transferred: Identify

the categories of Data Subjects whose Personal Data will be transferred in addition to those affected by the transfer.

### 3. Purposes of Transferring Personal Data: Clearly state the reasons for

transferring Personal Data outside the Kingdom. Explain the processing activities that will occur after the data has been transferred.

**4. Countries to Which Personal Data to Be Transferred:** List all the countries to which Personal Data will be transferred under the BCR. Ensure each country is specified accurately.

**5. Frequency of Transfer:** Indicate how often Personal Data will be transferred. Choose from "One-Off," "Continuous," or "Periodic," and provide further details if necessary.

**6. Contractual Arrangements:** Detail Any Contractual Arrangements Regarding the Use of Controllers and their contracted Processors along with their Compliance to the BCR.

**7. Additional Documents to Be Provided as an Annex:** List the additional documents that should be included as annexes to provide further clarity and support for the BCR.

## **Binding Nature of the BCR**

**1. Binding Characteristics of the BCR:** Demonstrate and specify how the BCR are to be made binding on the members of the Group:

- **Intra-Group Agreements:** Describe the legally binding agreements within the Group that enforce the BCR. Include details on how these agreements are formulated and signed by all relevant entities.
- **Undertakings by the Parent Company:** Explain any undertakings imposed by the parent company on the members of the Group.
- **Binding Requirements:** Outline the specific binding requirements that the Group members shall be burdened with. Provide references to internal documents or legal provisions that enforce these requirements.

Controllers have the right to enforce the BCR against any BCR member for any violation of the agreed-upon texts. All BCR members have agreed to this provision as part of their commitments.

**2. Enforcement by Members of the Group:** Describe the enforcement mechanisms available to Group members within the Kingdom and internationally. Include any specific procedures for reporting and addressing non-compliance.

**Example:** The BCR can be enforced by any member of the Group through established internal reporting mechanisms and compliance programs. Members established in the Kingdom have specific procedures to escalate issues to the Group’s Data Protection Officer, who coordinates with the Competent Authority to ensure enforcement.

**3. Binding upon Employees:** Explain how the BCR will be made binding upon the employees of the Group members.

- **Employment Contract:** Describe how BCR obligations are included in employment contracts.
- **Company Policies:** Explain how the BCR texts are included in relevant company policies.
- **Disciplinary Sanctions:** Provide details on disciplinary measures for non-compliance with BCR.

**4.Obligations on Sub-Processors:** Describe the contractual obligations imposed on Sub- Processors, including the measures taken for non-compliance

**5.Third-Party Beneficiary Rights:** Describe the measures taken to enable Data Subjects to practice their rights and seek redress. Include details on how these rights are respected and how Data Subjects can seek redress in case of violation of their rights

**6.Transparency in Regard to BCR:** Describe the communication means and channels used to make the BCR accessible to Personal Data Subjects. Include

details on channels available for Personal Data Subjects, such as websites or other accessible platforms.

**7.Awareness and Training:** Describe how employees of the Group members will be trained for compliance with and be made aware of the obligations and requirements set out in the BCR. The training program must ensure that all employees understand their responsibilities and the Personal Data Protection requirements stipulated in the Law and Regulations.

**8.Complaint Handling:** Describe the mechanisms that will be implemented to ensure efficient handling of complaints regarding the BCR and related transfers outside the Kingdom. It should be made clear that Personal Data Subjects can easily submit complaints and that these complaints are addressed promptly and effectively.

**9.Auditing Process:** Describe the auditing process that will be implemented to ensure compliance with the BCR by each member of the Group. It should include sufficient information on the audits.

## **Cooperation with the Competent Authority**

This section outlines the principles and procedures for cooperation between the Group of Entities and the Competent Authority. It ensures that the Group complies with the requirements set by the Competent Authority, facilitating effective oversight and ensuring adherence to the BCR, laws and regulations applicable in the Kingdom.

**1. Cooperation with the compete authority:** Explain the general principles and obligations of the Group of Entities in cooperating with the Competent Authority. It emphasizes the Group members commitment to transparency, responsiveness and collaboration in all matters related to data protection, including the following:

- Provide a statement affirming the Group’s commitment to cooperate fully with the Competent Authority.
  - Identify the designated contact point within the Group who will handle requests from the Competent Authority, and include the roles and contact information.
  - Outline the procedures for responding to requests, inquiries, and inspections from the Competent Authority. Specify the timelines for providing information and documentation.
  - Describe any regular reporting obligations to the Competent Authority, including the types of reports and content.
2. **Compliance with the Competent Authority Directives:** Describe how the Group and its members will comply with the Competent Authority’s directives regarding the BCR and the processing of Personal Data.
3. **The Right of the Competent Authority to Follow up on Compliance:** Describe how the Competent Authority can follow up on Groups’ compliance with the BCR and provisions of the Law and Regulations.

## **Personal Data Protection Measures**

Detailed explanations on how data protection measures are taken through the Binding Common Rules (BCR). Supporting documents and references relevant to the BCR must be provided.

- **Appointment of Personal Data Protection Officer(s):** Detail the process for appointing Data Protection Officers (DPOs) responsible for overseeing data protection compliance. Include the criteria for selection, roles, and responsibilities in accordance with provisions of the Law and Regulations.

- **Cooperation among the network of Personal Data Protection Officer(s) within the Group:** Describe how DPOs within the Group cooperate to ensure consistent Personal Data Protection practices.
- **Roles and Responsibilities of the individuals involved and their cooperation with the network of Personal Data Protection Officer(s) within the Group:** Define the roles and responsibilities of Personal Data Protection officers and their interaction with relevant individuals.
- **Requirements for Transparency:** Specify the measures taken to ensure transparency in Personal Data processing activities conducted by the entity without prejudice to the Law and Regulations.
- **Requirements for Personal Data Processing:** Describe how Personal Data is processed while ensuring compliance with the BCR in accordance with the Law and Regulations.
- **Requirements for Purpose Limitation and Legal Basis:** Detail how personal data processing is limited to specific, legitimate purposes in accordance with a legal basis and in compliance with provisions of the Law and Regulations.
- **Requirements for Minimum Amount of Personal Data:** Outline measures taken to ensure only the minimum necessary Personal Data is collected and processed in compliance with provisions of the Law and Regulations.
- **Personal Data Retention and Deletion Periods** in accordance with provisions of the Law and Regulations, along with an explanation of data retention and destruction policies.



- **Requirements for Sensitive Data (as the case may be):** Describe additional measures taken while processing Sensitive Data in compliance with provisions of the Law and Regulations.
- **Requirements for Maintaining Records of Personal Data Processing Activities:** Describe how records of Personal Data processing activities are maintained in compliance with provisions of the Law and Regulations.
- **Requirements for Impact Assessment:** Explain the procedures for conducting data protection impact assessments (DPIAs) in compliance with provisions of the Law and Regulations.
- **Requirements for Personal Data Quality:** Describe measures taken to ensure data accuracy and quality in compliance with provisions of the Law and Regulations.
- **Requirements for Personal Data Security:** Describe the security measures in place to protect Personal Data in compliance with provisions of the Law and Regulations.
- **Requirements for Personal Data Breach Incident Notifications:** Describe the procedures and measures taken for notifying Personal Data breach incidents in compliance with provisions of the Law and Regulations.
- **Restrictions Regarding Subsequent Transfers:** Describe the restrictions on transferring Personal Data to third parties in compliance with provisions of the Law and Regulations.
- **Requirements for Conducting Transfer Impact Assessment:** Describe the procedures for assessing the impact of Personal Data transfers in compliance with provisions of the Law and Regulations.

## Appendices

### Appendix 1: Documentation of Details of the Entity Implementing the Binding Common Rules

#### a. Instructions

- When required, an electronic copy of the BCR will be provided to the Competent Authority. Additional documents can be attached as appropriate.
- Additional documents are included in the last section of the application form.

#### b. Entity Information

Entity Details		
1.	Name of the group	[Please enter]
2.	Address of the headquarters of the group	[Please enter]
3.	Name of the entity	[Please enter]
4.	Legal form of the entity	[Please enter]
5.	Commercial registration number of the entity	[Please enter]
6.	Address of the entity in the kingdom of Saudi Arabia	[Please enter]
7.	The registration number of the entity with the Competent Authority, if applicable:	[Please enter]
8.	Activity of the entity	[Please enter]

9.	Name, address, and commercial registration number of all entities of the Group in the Kingdom of Saudi Arabia:	[Please enter]
10.	Position of the entity within the group	[Please enter]
11.	Point of contact name (Personal Data protection Officer)	[Please enter]
12.	Contact details of the point of contact (Personal Data protection Officer) (address, email, phone number)	[Please enter]
13.	Name, title, and full contact details of any external lawyers or other advisors instructed to act on behalf of the entity, if applicable	[Please enter]
14.	Additional documents to be provided within the attachments.	<b>Group Structure Chart:</b> A description of the corporate structure and geographical location of all members of the Group to be bound by the BCR.
<b>Description and Details of Personal Data Flows Covered by the Binding Common Rules</b>		
.1	The Type or Categories of Personal Data to Be Transferred	[Please enter]

2.	Categories of Data Subjects Whose Personal Data to Be Transferred	[Please enter]
3.	Purposes of Transferring Personal Data	[Please enter]
4.	Countries to Which Personal Data to Be Transferred	[Please enter]
5.	Frequency of Transfers	[Please enter]
6.	Detail any contractual arrangements regarding the use of Processors and their compliance to the BCR	[Please enter]
7.	Additional documents to be provided as an appendix.	[Please enter]

### The Binding Nature of the Binding Common Rules

1.	The Necessary Nature of the BCR	[Identify and clarify how the BCR are binding to the Group members, e.g. the BCR are binding for all Group members, agreements within the Group, and undertakings imposed by the parent company on the members of the Group] [Explain and specify how the BCR ensure that the Controller(s) have the right to enforce the BCR against any member for the violation it has caused of the Binding Common Rules.
2.	Enforcement by Members of the Group	[Clarify how members of the Group can enforce the Binding Common Rules]

3.	Binding upon Employees	[Please explain how the Binding Common Rules will be made binding upon the employees of Group members. e.g. employment contracts, incorporation of Binding Common Rules into relevant company policies, disciplinary sanctions. Please list excerpts from policies or confidentiality agreements as appropriate to explain how employees are bound by the Binding Common Rules]
4.	Obligations on Sub-Processors	[Please explain how the Group ensures that the involvement of Sub-Processors will not undermine the level of protection guaranteed under the Binding Common Rules. For example, obligations contained in agreements with them and contractual penalties imposed on subcontractors for non-compliance...]
5.	Third-Party Beneficiary Rights	[Please explain how the BCR will ensure that Personal Data Subjects are able to exercise their rights under the Law and Regulations]
6.	Transparency in Regard to BCR	[Please explain how the material content of the BCR will be communicated to Data Subjects or made available and accessible to Personal Data Subjects]

**Effectiveness of the Binding Common Rules**

1.	Awareness and Training	[Explain how the employees of the Group members will be trained for compliance with and be made aware of the obligations and requirements set out in the BCR]
2.	Complaint Handling	[Describe the mechanisms to be implemented to ensure efficient handling of complaints relating to the BCR and related transfers]

3.	Auditing Process	[Describe the audit to be conducted to ensure that each Group member adheres to the BCR]
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### Cooperation with the Competent Authority

1.	Cooperation with the Competent Authority	[Clarify how the BCR cover the subject of cooperation with the Competent Authority]
2.	Compliance with the Competent Authority Directives	[Explain how the Binding Common Rules ensure that the Group as a whole and the Group members will comply with the guidance and correspondence issued by the Competent Authority regarding the Binding Common Rules and the related processing of Personal Data]
3.	Right of the Competent Authority to follow up on compliance	[Clarify how the BCR will enable the Competent Authority to follow up on the Group and the Group members' compliance with the BCR]

### Data Protection Measures

Explain how each of the following requirements is addressed under the BCR, provide reference to the relevant section of the BCR, and provide supporting documentation, where appropriate.

Appointment of Personal Data Protection Officer(s)	
Cooperation between Internal/External Personal Data Protection Officers working within the Group?	
Requirements for Transparency	
Requirements for Personal Data Processing	

Requirements for Purpose Limitation	
Requirements for Minimum Amount of Personal Data	
Personal Data Retention, Deletion and Destruction Periods	
Requirements for Sensitive Data (as the case may be)	
Requirements for Maintaining Records of Personal Data Processing Activities	
Requirements for Impact Assessment	
Requirements for Personal Data Quality	
Requirements for Personal Data Security	
Requirements for Personal Data Breach Notification	
Restrictions Regarding Subsequent Transfers	
Requirements for Conducting Transfer Impact Assessment	

**Requirements for Conducting Transfer Impact Assessment**

[Please enter any other relevant information]

## Other Comments

Copy of official Binding Common Rules

[please enter]

[please enter]

## Appendix 2: Content of Binding Common Rules

The Binding Common Rules must also specify (data transfers or set of transfers), including the categories of Personal Data, the type of processing and its purposes, the types of Data Subjects, and the organization/country). For each clause on the BCR, include a description of the provision(s)/ sections of the BCR that address the relevant elements

1.	The name of the Group and the address of its headquarters.	
2.	The name of the Group member (delegated with Personal Data protection) in the Kingdom, and address of Group Member in the Kingdom.	
3.	Commercial registration information for the Group of Entities	
4.	Details about organizational structure and contact details of the Group of Entities and each of its members (in particular, a	



	list of the entities that shall be bound by the BCR).	
5.	Description of Personal Data transfers or the set of BCR transfers:	
6.	<p>Type or categories of Personal Data Subjects whose Personal Data are being transferred;</p> <ul style="list-style-type: none"> <li>• categories of Data Subjects whose Personal Data are being transferred;</li> <li>• The purpose of transfer of Personal Data;</li> <li>• Location of transfer (or expected purposes of processing);</li> <li>• Proposed transfer duration</li> </ul>	

### Other Comments

1.	<p><b>The binding nature of the BCR</b> The BCR must be legally binding on every member of the Group, and they must make it clear that every member of the Group that receives the relevant Personal Data must comply with the provisions set out in the Law and Regulations. The same applies to employees and subcontractors of</p>	
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Group members, who must respect the BCR.

## Relevant Sections of the BCR

### 2. **Rights of Personal Data Subjects**

The Group members must include the Data Subjects rights in the BCR along with the mechanism of exercising those rights under the Law and Regulations, including (but not limited to the following):

- The right to obtain information regarding the legal reason and purpose for collecting and processing Personal Data.
- The right to access Personal Data.
- The right to request a copy of the Personal Data in a clear, legible format.
- The right to request correction of Personal Data.
- The right to destroy Personal Data..

The BCR are required to: (1) ensure the prevention of any negative impact on the rights of Data Subjects under the Law and Regulations due to the transfer of data abroad; (2) Grant Data Subjects the right to file complaints before the Competent Authority and specify the compensation mechanism

in the event of any violation of one of the provisions of BCR.

### Relevant Sections of the BCR

#### 3. **Responsibilities and Liability**

The BCR must contain clear obligations for the Group or Group member (delegated with data protection responsibilities) in the Kingdom, as the Group is responsible and liable to Data Subjects and/or the Competent Authority for any violations of the BCR committed by other Group members outside the Kingdom.

Mechanism for dealing with Personal Data breach incidents.

### Relevant Sections of the BCR

#### 4. **Jurisdiction**

The BCR must include a provision that claims for violations of the BCR are subject to the courts of the Kingdom and shall be addressed in accordance with the regulations in force in the Kingdom, and that the Data Subjects can file complaints to the Competent Authority against the Group member (delegated with data protection responsibilities) that is established in the Kingdom, even if the

violation was committed by a Group member from outside the Kingdom.

### Relevant Sections of the BCR

5. **Transparency**  
 The BCR must include the obligation of Group members to provide Data Subjects with the material content of the BCR.

### Effectiveness of the Binding Common Rules

1. **Awareness and Training**  
 Employees of Group members involved in the processing of Personal Data/Sensitive Data must be made aware of the obligations and requirements set out in the BCR and must receive appropriate training. The BCR should include .commitments in this regard

### Relevant Sections of the BCR

2. **Complaints Handling**  
 The BCR should specify a mechanism for dealing with complaints from Personal Data Subjects and how to submit them. The Rules must impose that mechanism on Group members.

3.	<p><b>Audit Process</b></p> <p>The Group must conduct audits and take corrective actions to ensure compliance with the BCR. Licensed external auditors may be used to conduct audits. The BCR must include a description of the audit process and the commitment of Group members to the audit process accordingly.</p> <p>The BCR must state that the Competent Authority can obtain the results of the audit upon request.</p>
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Relevant Sections of the BCR

4.	<p><b>Supervision</b></p> <p>The BCR shall require the Group to appoint a Personal Data Protection Officer/s, where applicable, a network of Personal Data Protection Officers or a team of experts across the Group to assume responsibility for overseeing compliance with the BCR. The BCR shall include details and descriptions of the team structure and tasks.</p>
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Relevant Sections of the BCR

5.	<p><b>Accountability</b></p>
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The BCR must make it clear that each member of the Group can demonstrate its compliance with the BCR along with the application of the provisions of the Law and Regulations, including, specifying the purpose of processing, the minimum amount of Personal Data required, the retention period, the legal reason for processing, the controls for processing Personal Data, and the requirements related to subsequent transfers to other parties that are not bound by the rules.

## Cooperation with the Competent Authority

1. **Relationship with the Competent Authority**  
 All members of the Group must be committed to cooperating with the Competent Authority in accordance with the BCR and related processing activities. The BCR must also stipulate that the Group members adhere to the instructions of the Competent Authority, in addition to allowing it to audit the Group's compliance with the BCR

### Relevant Sections of the BCR

2. **Conflict of National Legislation**  
 The Binding Common Rules must require Group Members to immediately notify the competent authority if any statutory

	<p>provision of a country outside the Kingdom could negatively impact the binding common rules or compliance therewith.</p>	
<p>3.</p>	<p>Personal Data Protection Requirements</p> <p>Group members in BCR must adhere to provisions of the Law and Regulations. The BCR must include the provisions stipulated in the Law and Regulations as follows:</p> <ul style="list-style-type: none"> <li>•Transparency;</li> <li>•Lawfulness of processing;</li> <li>•Purpose Limitation;</li> <li>•Minimum Amount of Personal Data;</li> <li>•Storage Limitation;</li> <li>•Additional protection of Sensitive Data (where applicable)</li> <li>•Requirements for conducting Impact Assessments;</li> <li>• Personal Data Security;</li> <li>• Personal Data Breach Notification;</li> <li>• Restrictions regarding subsequent personal data transfers to parties not bound by the rules and;</li> <li>• Requirements for conducting risk assessments for transferring Personal Data outside the Kingdom.</li> </ul>	



**SDAIA**

الهيئة السعودية للبيانات  
والذكاء الاصطناعي  
Saudi Data & AI Authority