Reminder for One-Month Deadline to Implement New SCCs in New Contracts

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In early June 2021, the European Commission published a new set of standard contractual clauses (SCCs) effective June 27, 2021 for cross-border data transfers and between controllers and processors. The new SCCs cover changes in data protection laws, including the invalidation of the EU-US Privacy Shield and the fallout from the Court of Justice of the European Union’s (CJEU) Schrems II opinion (regarding US intelligence laws). The new cross-border data transfer SCCs also use a modular approach to allow for more accurate identification of roles and responsibilities of the contracting parties. In terms of timing, organizations may use the old SCCs in new contracts until September 27, 2021, and contracts existing before September 27, 2021 must change to the new SCCs by December 27, 2022. For