



Cameron Abbott

Partner

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OVERVIEW

Cameron Abbott is a co-practice group coordinator for the global Commercial Technology and Sourcing group and is also the privacy officer for the firm's Australian offices. He also leads and regularly writes posts for the K&L Gates blog on Cyber Law Watch.

Cameron is a corporate lawyer who focuses on technology, cybersecurity, and privacy matters. He assists corporations and vendors in managing their technology requirements and contracts, particularly large outsourcing and technology procurement issues including licensing terms for SAP and Oracle and major system integration transactions.

Cameron partners with his clients to ensure market leading solutions are implemented in to their businesses. He concentrates on managing and negotiating complex technology solutions, which regularly span multiple jurisdictions as well as advising on electronic data retention and data privacy issues. In telecommunications he has helped clients navigate the pitfalls of rolling out ISP networks, Australia's first wholesale fiber to the home telecommunications networks and several embedded networks.

He partners with his clients, many of whom are utilities and heavy asset industries, to ensure market leading solutions are implemented with the best risk mitigation possible while retaining value for money commercials. With the deep focus around key platform implementations, Cameron brings a detailed understanding of the approach and likely positions of all the major vendors in the market on key risk issues. Cameron acts for a range of large listed corporations, government corporations and departments as well as multi-national system integrators and software vendors. He has many years of experience working on transactions to and from Asia, especially India.

ACHIEVEMENTS

- Listed in *The Best Lawyers in Australia*™
 - Privacy and Data Security Law, 2017-2024
 - Information Technology Law, 2014-2024
 - 'Lawyer of the Year' for Information Technology Law, 2018

- Recognised by *Who's Who Legal: Australia & New Zealand* as a recommended lawyer for Australia – Data, 2023
- Listed by *Doyle's Guide* as a Leading Technology, Media & Telecommunications Lawyers – Victoria, 2023
- Recognised by *Lexology*, along with K&L Gates, as the exclusive Legal Influencer for TMT – Australasia (Content Marketing Awards), 2018
- Monash MBA Certificate of Merit – Negotiation and Conflict Resolution
- Monash MBA Certificate of Merit – Managing People at Work
- Melbourne University, LLB – Prize: Jurisprudence
- Melbourne University, LLB – Prize: Civil Procedure and Evidence

PROFESSIONAL / CIVIC ACTIVITIES

- Internet Industry Association member
- Australian Indian Business Council member
- Intellectual Property Society of Australia and New Zealand member
- Victorian Society for Computers and the Law member

SPEAKING ENGAGEMENTS

- "Privacy Reforms," Australian Corporate Lawyers Association (ACLA), Brisbane, Melbourne and Perth, 2013
- "Indian Australia Trade," Victorian Government Trade Mission Forum, 2012
- "Cloud Computing", Quest Conference, CIO Forum, 2012
- "Trends in Outsourcing", ACLA Conference, 2010
- "Creating Service Levels", LexisNexis, 2010

EDUCATION

- M.B.A., Monash University, 2007
- LL.B., University of Melbourne, 1997 (*Honours*)
- B.Com, University of Melbourne, 1995

ADMISSIONS

- Federal Court of Australia

- High Court of Australia
- Supreme Court of Victoria

THOUGHT LEADERSHIP *POWERED BY HUB*

- 14 November 2023, A Statutory Tort for Serious Invasions of Privacy?
- 13 October 2023, Australia's Privacy Framework Set to be Revamped Following the Government's Response to the Privacy Act Review Report
- 22 June 2023, Australian Government Contemplates Asimov's Omnibus
- 16 June 2023, Australia: Regulating AI in Australia—Emerging Issues
- 5 May 2023, Privacy Awareness Week Part V—Return of the Privacy Policy
- 4 May 2023, Privacy Awareness Week Part IV—Privacy Priorities
- 3 May 2023, Privacy Awareness Week Part III—The Importance of Being Privacy Prepared
- 2 May 2023, Privacy Awareness Week Part II—Get in the Know and Get Privacy Right
- 1 May 2023, Privacy Awareness Week Part I—The State of Play
- 27 April 2023, Proposed Cyber Ransom Bans Predicted to Cause "Catastrophic Damage"
- 24 April 2023, Optus Faces the Mother-of-All Data Breach Class Actions
- 21 April 2023, Banks and Hackers: Security Amongst Entities
- 14 March 2023, Facebook's Face-Off With the OAIC to Proceed Says High Court of Australia
- 8 March 2023, Good Report Card but Data Breaches Are Up, With No Sign of Letting Up
- 6 March 2023, Privacy Reform is Here: It's Time to get Your House in Order!
- 5 March 2023, Australia to be the Most Cyber Secure Nation?
- 3 March 2023, Breaking Down the Privacy Act Review Report #3: Removal of the Small Business Exemption
- 1 March 2023, Breaking Down the Privacy Act Review Report #2: Modifying the Employee Records Exemption
- 27 February 2023, Breaking Down the Privacy Act Review Report #1: More Personal Information to be Captured by the Act
- 16 February 2023, The Wait is Over: The Privacy Act Review Report Has Been Published
- 14 December 2022, New Privacy Enforcement Act commences in Australia

- 2 December 2022, Australia Passes Privacy Legislation Amendment (Enforcement and Other Measures) Bill 2022
- 25 November 2022, Update From the Australia and New Zealand Privacy Conference and the Changes to Australian Privacy and Cybersecurity Laws
- 29 September 2022, Privacy and Cybersecurity Laws Expected to Undergo a Significant Overhaul in the Wake of Optus Data Breach
- 16 September 2022, Argentina Announces Upgrades to Data Protection Obligations
- 27 July 2022, New World Tech Fall Victim to Old World Tricks
- 1 July 2022, Attorney-General Mark Dreyfus Pledges Sweeping Data Privacy Reforms
- 21 June 2022, New Concerns Over China's Ability to Access User Data on WeChat
- 24 December 2021, Critical Vulnerability: Vulnerability in Widely Used Open Source Software is Discovered
- 1 December 2021, Privacy Pandemic: Australians Losing Trust in Institutions' Use of Their Data
- 1 December 2021, Mask Off: Social Media Giants to Unmask Trolls or Risk Themselves Becoming Liable for Defamation Payouts
- 22 November 2021, And it's Here! China's New Privacy Laws Come Into Effect
- 8 November 2021, Facial Recognition Reversion – Facebook To Shut Down Facial Recognition System, Australian Regulator Cracks Down
- 26 October 2021, Long Awaited Increase To Privacy Breach Penalties – A Step Closer To Reality
- 24 October 2021, Good Practice – The Storage of COVID-19 Vaccination Certificates
- 18 October 2021, Ransomware plan of action
- 15 October 2021, Privacy Obligations When Collecting COVID-19 Vaccination Status
- 21 September 2021, Reminder for Our Apple-Friendly Readers
- 16 June 2021, GDPR and Data Transfers 2.0 - Navigating Through Post-Schrems II Waters
- 13 May 2020, COVID-19: Force Majeure and Your IT Project – Seven Things to Consider Before Pulling the Trigger
- 20 April 2020, From Revenge Porn to Big Data Breaches: NSW Opposition Introduces Bill to Redress "Serious Invasions of Privacy"
- 30 March 2020, COVID-19: (Australia) Forgotten Issues: What Business Continuity Planning in the COVID-19 Era Isn't Contemplating
- 25 March 2020, COVID-19: (Australia) A Phishing Pandemic – Part I

- 20 March 2020, COVID-19: (Australia) Privacy in the Time of Coronavirus
- 3 May 2019, Make cryptocurrency by driving a Jag?! Sign us up
- 8 March 2019, Un-"tapped" Potential: Gez Z and Transactions
- 12 February 2019, Crypto founder's death elevates taking a secret to the grave to the next level
- 17 January 2019, Empire "Blockchain" Building
- 18 December 2018, Android Users Beware the 21st Century Trojan Horse
- 6 December 2018, Cybersecurity: Location, Location, Location
- 14 August 2018, BLOCKCHAIN -BASED BUSINESSES RECEIVE LEGISLATIVE BOOST
- 13 June 2018, An Old-Fashioned Bank Heist – In Cyberspace
- 29 May 2018, Augmented Reality: Coming to a Store Near You?
- 12 April 2018, IOT Group to set up blockchain centre in the Australian energy sphere
- 13 March 2018, Weather Bureau IT mining cryptocurrencies?
- 26 February 2018, De-identification of Data and Privacy
- 7 February 2018, Plastic – that is so yesterday
- 1 February 2018, Starbucks – a trust legitimiser for blockchain?
- 31 January 2018, Hacking of digital currency exchange leaves Japanese company footing the bill
- 22 December 2017, FinTech outlook for 2018: US Banks look to AI
- 13 December 2017, Not Long to Go Until the New Notifiable Data Breach Scheme Begins
- 17 August 2017, Better late than never to the FinTech party
- 7 July 2017, Surging Adoption Levels of FinTech Services
- 26 March 2017, Adapt or die, the reality for retail banks during a digital revolution
- 15 February 2017, On 13 February 2017 the Australian Government passed the Privacy Amendment (Notifiable Data Breaches) Bill 2017.
- 1 September 2016, Bitcoin Operators Exposed to Cyber Threats
- 29 August 2016, Leading Australian corporate-academic partnership invests in social robotics innovation
- 22 August 2016, Government committed to introducing mandatory data breach notification laws
- 5 August 2015, Bitcoin heist – alleged \$72M stolen from Bitfinex
- 17 March 2016, Salesforce is all in on Fintech

- 4 March 2016, Fintech investment in the UK – a \$901m business
- 23 February 2016, Investor Registration Website Launched Following China's Ezubao Scam
- 4 February 2016, Tech-savvy Aussies Preference Digital Payments
- 3 February 2016, FinTech Start-ups Shake up Banking Industry
- 11 May 2015, Development Projects in an Agile World

OTHER PUBLICATIONS

- "Acquiring an AI Company," *Thomson Reuters Practical Law*, January 2024
- "There's a breach," *Ragtrader*, February 2018
- "SMEs face privacy burden with Federal Government moves towards mandatory notification of data breaches", *Smartcompany.com.au*, 19 October 2012
- "Avoiding the data centre property trap", *Computerworld*, September 20, 2012; and *CIO Magazine* September, 2012 * "Council opens passage to India", *The Australian Financial Review*, 18 June 2012
- "Privacy Bill passed by Parliament—important changes for organisations," *Computerworld* November, 2012

NEWS & EVENTS

- 7 February 2022, K&L Gates Again Named Among World's Best Data Law Firms by *Global Data Review*
- 10 August 2021, K&L Gates Acts for Dicker Data in AU\$68 Million Acquisition
- 19 July 2021, K&L Gates Acts for Fintech Butn Limited on Pre-IPO and ASX Listing
- 22 January 2021, *Global Data Review*: Introducing the GDR 100
- 6 July 2020, K&L Gates Corporate M&A Practice Again Among Top Rated in the United States by The Legal 500 with Rankings in Seven Categories and 34 Lawyers Recommended
- 1 November 2019, *U.S. News* "Best Law Firms" Rankings Recognize K&L Gates as Corporate "Law Firm of the Year"

AREAS OF FOCUS

- Data Protection, Privacy, and Security
- Fintech Lending
- Technology Transactions and Sourcing

INDUSTRIES

- Consumer Products
- Digital Health
- Financial Services
- Fintech
- Health Care Sector
- Sports

REPRESENTATIVE EXPERIENCE

- Acting for telecommunications companies and internet service providers in negotiating and drafting telecommunications supply agreements with Telstra, PowerTel, SingTel, Global One, Optus, AT&T, Datacom and MCI Worldcom.
- Advising Papua New Guinea's largest oil and gas exploration and development company, in relation to the negotiation of a system implementation and services agreement for its ERP implementation project. This involved multi-vendor sourcing strategy to allow selection of the provider with the best experience, price, risk and fit for the organisation as well as implementing strategies to captured the best value from licence negotiations.
- Advising a utility company in relation to the terms and conditions of an escrow agreement.
- Advising the owner of one of Australia's four oil refineries on the procurement of new hardware and software for the update of its distributed control system, including the preparation of a bespoke services and implementation contract.
- Served as lead adviser and negotiator for a multinational professional services company on some of the largest outsourcing and BPO transactions in the Asia-Pacific region.
- Advising Bendigo and Adelaide Bank on a subscription agreement for the provision of data services and advising on the privacy law implications of other AML solutions.
- Advising one of three government owned retail water businesses in Melbourne, on an ERP system implementation project including regarding market engagement strategies for sourcing software, and system implementation (SI) services, and outsourced infrastructure and application support services, compliance with the client's regulatory environment, and a full suite of customer sourcing documentation (RFP, implementation and outsourcing contracts, SLAs).
- Advised a joint venture providing an electronic substitute for physical postal services in overcoming significant privacy issues to design a complying service that is the first of its kind.

- Advising a major Australian energy retailer on its Customer Transformation Project to transform its current Oracle billing system, which was an extremely complicated technical project that involved careful analysis of potential vendors to assess capability to actually deliver the project successfully given its critical role within the business.
- Acting for eServGlobal (now part of Oracle) in a range of international transactions for the implementation of a range of telecommunications solutions.
- Advising Fujitsu on regulatory issues arising in relation to fibre networks and infrastructure rollouts.
- Advising Hampton in the implementation of an intelligent network for the provision of voice and data services as well as the retailing of electricity in a large residential apartment building.
- Advising the largest generator of renewable energy in Australia, on a project for the sourcing and implementation of a global ERP system, including conducting parallel negotiations with enterprise software vendors (Oracle and SAP) for the software solution, developing the SI sourcing strategy and leading the SI services negotiations (which included a three vendor shortlist to meet our client's particular requirements).
- Acted for an Australian university and managed multiple advisers in a joint venture with an Indian public technical and research university to establish a research institute situated in Mumbai, India.
- Advising a major Australian energy retailer in negotiating its Oracle licences.
- Advised Tasmanian Networks (TasNetworks), a Tasmanian Government-owned electricity distributor, in relation to the selection of and negotiations for a prime contractor for system implementation, products and support services for the TasNetworks Integrated Business Solution (TIBS) Project. This was a project scoped to deliver an enterprise resource planning system for TasNetworks, to be delivered by UXC (a subsidiary of CSC, now known as DXC). Our TMT team also provided advice in relation to the ERP software vendor (SAP) terms, and assisted TasNetworks with its negotiations with SAP. The procurement process involved negotiations with three short listed system implementers.
- Advising a tier one technology supplier on its participation in a consortium bid for the initial national broadband network (NBN) tender. This role included advising on the vendor's proposed NBN solution and engaging with other members of the consortium including telecommunications industry leaders and vendors of specialised equipment relevant to the NBN.
- Providing advice on Transport Accident Commission's (TAC) privacy policy, online privacy statements. This involved assisting in the negotiation of TAC's advertising agreement with Grey Worldwide.
- Advising Victorian Employers' Chambers of Commerce and Industry (VECCI) in relation to privacy and data protection issues in a proposed business process (BPO) outsourcing arrangement between VECCI and the Victoria Tourism Industry Council (VTIC). VECCI is acting as a service provider to VTIC in this arrangement.
- Advising Thomas Duryea Consulting in relation to privacy implications and its liability in relation to a new cloud computer offering from Thomas Duryea Consulting.
- Advising SKM on providing a competitive process to procure either Oracle or SAP, and then selecting a system integrator and managed environment.

- Acting for an ISP in negotiating all its wholesale supply agreements to support the establishment of POPs in all capital cities of Australia including related data centre facilities and backhaul and retail terms and conditions.
- Providing comprehensive advice to VicUrban (now Places Victoria) concerning its general privacy obligations under the Information Privacy Act 2000 (Vic). We have also advised VicUrban on various privacy advice for promotional projects, drafting privacy policies, information collection forms and advice on Victorian Privacy Commissioner audits.
- Advising a range of corporations private and public as well as government owned utilities on troubled ERP, billing and trading platform implementation projects, from complete project failures exiting the system implementer, to project review and resets to allow for a return to successful path. Advice sometimes includes delay claims, step in rights, as well as strategies for supplementing the technical ability of the team on both client and vendor project teams. For obvious reasons these clients would prefer not to be named, given their troubled journey.
- Advising a major Australian energy retailer on the sourcing of enterprise software to secure long term pricing benefits and reduce risk of "shelfware", while sourcing a system implementor on terms to provide the lower risks of implementation failure.
- Advising the Australian Customs and Border Protection Service regarding an agency wide review of its relationship with its key ICT outsourcing vendor, including negotiation of performance management regimes and contractual arrangements and development of an overarching strategy for managing legal risk in the supply of ICT products and services.
- Advising the largest generator of renewable energy in Australia on an ERP system including conducting parallel negotiations with enterprise software vendors (Oracle and SAP) for the software solution, developing the SI sourcing strategy and leading the SI services negotiations (which included a three vendor shortlist to meet our client's particular requirements).
- Advising the retail arm of an Australian energy provider in relation to negotiation of a Systems Implementation and Outsourcing Agreement and proposed software and services agreements for the blueprint, design and implementation (by Accenture) of their CRM/ERP Customer Experience Project using Salesforce CRM software and Accenture analytics software, including preparing the implementation services agreement and leading simultaneous negotiations with the two system implementor vendors (Accenture and CapGemini) and leading negotiations with the software vendor (Salesforce) as well as Accenture for its analytics solution.