

press release

The TLfDI publishes its

Activity reports for the year 2021

on data protection and freedom of information!

Erfurt, October 21, 2022

Ladies and Gentlemen

On October 19th, 2022, the Thuringian state commissioner for data protection and

Freedom of Information (TLfDI), Mr. Lutz Hasse, his

4. Activity report on data protection according to the General Data Protection Regulation

(DS-GVO) and its 2nd activity report on the Thuringian Transparency Act

(TTG) to the Prime Minister of Thuringia, Mr. Bodo Ramelow and the Thuringians

State President, Ms. Birgit Pommer handed over.

The corona pandemic is also the dominant topic in the 2021 reporting year

been TLfDI. Many responsible

in Thuringia have before

Seen that a large number of achievements are now in the out challenge

Distance required for infection protection reasons had to be provided, be it the

Work performance of employees from the home office or school lessons. It

therefore has numerous requests for advice from those responsible for digital

applications and also for the data protection-compliant design of the 3 G proofs

given.

In the 2021 reporting year, the number of incoming mail at the TLfDI was 21,226 and thus

still at the highest level since the GDPR came into effect in Europe

2018. 4,670 incoming mail alone are subject to a complaints procedure under Art.

77 General Data Protection Regulation (GDPR). That's opposite

an increase of more than 50 percent in the previous year. These are cases in which

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which also personally affected the people who contacted the TLfDI

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are.

In addition, 115 new fine proceedings were opened in the 2021 reporting year.

A total of 72 fines were issued, more than 70 percent

more than the year before. The total amount of fines imposed is

61,325 euros. That is over 3.5 times more than in 2020. Read the article on this

Number 1.11. In total there were 283 reports of breaches of protection

personal data according to Art. 33 DS-GVO. This is an increase

compared to the previous year by almost 40 percent. For more details on this,

referred to article number 1.2 of the data protection report.

You will find a selection of particularly conspicuous cases from the public sector

among other things under index points 2.7: A hunter blows the halali too loudly:

Due to the complaint of a person concerned, the Thuringian State Commissioner for

data protection and freedom of information (TLfDI) in the reporting period

aware that the lower hunting authority of a district within the framework of the

legally required verification of a hunting license

had requested investigation files from the public prosecutor's office. reason for the request were entries of the hunting license holder in the federal central register. It was for that after the data protection assessment of the facts by the TLfDI not required, the complete notification of the pension administration together with the (specially protected) personal data (name of the complainant, Enumeration of organic diseases and mental illness) des complainant to the medical officer. Or the report 2.11: Ein indomitable village - also falls under the ThürDSG. Because the TLfDI is for them Municipality is the competent data protection supervisory authority. Then he pulled location concerned withdrew its complaint against the authority of the TLfDI and remained on the sitting costs. Other notable cases are 2.14: video surveillance in the

Kindergarten and 2.26: "Sit, six!" has had its day - school grades are allowed

not be announced to the class. Striking cases from the non-public

Area can be read among other things under 3.1: Profiles of the unvaccinated in the

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Businesses on the Internet..., 3.5: Monitoring of ex-wife by GPS transmitter in

Vehicle and 3.9: Unauthorized retrieval of ex-girlfriend's patient data.

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Curious?

In addition:

The Free State of Thuringia has entered into force in 2020 with its Thuringian

Transparency Act (ThürTG) get an extended right to freedom of information

and this should therefore be more progressive than other freedom of information laws.

However, the name and "age" of a law alone are not enough to

Top of the table in Transparency Ranking 2021. Although that was

ThürTG particularly positive in the criteria of information obligations, application and

Freedom of Information Officer assessed. The ThürTG, on the other hand, can be expanded

the proactive publication obligations or the transparency register, which e.g. B. not

required for municipalities. Read about this under 1.2.

Another focus in the reporting period on the ThürTG was the work on the

Implementation of the cost law according to § 15 ThürTG. § 15 paragraph 2 ThürTG authorized

the responsible Thuringian Ministry of the Interior and Municipal Affairs in agreement

with the ministry responsible for finance, the administrative cost facts, the

Fee rates and the amount of expenses for the Thuringian Transparency Act

determine. Even in the second current year after the ThürTG came into force, there was still

no such regulation exists. Rather, this did not occur until September 20th

effective in 2022.

We wish you useful insights into the work of the authority of the

TLfDI and many further insights □.

PS.: The books will be available to order at the end of the year

pressestelle@datenschutz.thueringen.de .

dr Lutz Hasse

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