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Mental hospital

The inspection was carried out on the basis of an initiative that contained a suspicion of disclosure of personal data damaged to a convicted criminal by the hospital, through a copy of the document Prescription for prisons and for medical facilities sent to the hospital by the court. Psychiatric hospital by not accepting in accordance with Article 24 para 1 of Regulation (EU) 2016/679, sufficient technical and organizational measures and, through her employee, made available to the convict, as part of viewing the file, the personal data of the injured woman, who requested in accordance with § 55 paragraph 1 letter c) and § 103a of Act No. 141/1961, on criminal court proceedings (penal code), on information and notification when the patient ends the performance of protective treatment, violated the principle of personal data processing expressed in Article 5 paragraph 1 letter f) Regulation (EU) 2016/679. The audited person submitted objections against the findings stated in the audit protocol, which the Chairperson of the Office rejected in her decision in full. Subsequently, as part of the administrative procedure, the hospital was obliged to take measures to remedy the identified deficiency. The hospital fulfilled this by issuing an amendment to the internal regulation on the processing of medical documentation and personal data. Additional information: When setting technical and organizational measures for the processing of personal data, the administrator must not neglect to also develop internal procedures for handling requests from data subjects in accordance with Article 15 of the Regulation (EU) 2016/679 and for the exercise of other rights of data subjects according to Regulation (EU) 2016/679.

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