

press release

The federal government is also very critical

to MS 365

Biadacz

Erfurt, December 21, 2022: As in my press release of November 26, 2022

described, the 104th data protection conference of the federal and state governments (DSK)

by responsible, Microsoft 365

found that proof

to operate in accordance with data protection law, on the basis of Microsoft

provided "Privacy Addendum dated September 15, 2022".

can be. As long as

in particular the necessary transparency about the

Processing of personal data from order processing for Microsofts

own purposes and whose legality is not proven

this proof cannot be provided.

The answer of the federal government to a question from the member of the Bundestag

Marc

Direction

(<https://dserver.bundestag.de/btd/20/048/2004852.pdf>, p. 44 ff.):

"Users have significant difficulties, the lawfulness of processing

prove personal data. This proof must go through

responsible bodies are provided. For one thing, it's not for everyone

It is clear at the time which processing is carried out and for what purpose

others, which processing activities are carried out by Microsoft on behalf of and which in

take your own responsibility. In particular for federal institutions

It is unclear on what legal basis processing under one's own responsibility

can take place. This ambiguity creates uncertainty for federal institutions

particular difficulties in proving that the data processing, e.g. B. from

Telemetry data within the legally specified purpose takes place or

is excluded. This is the only way that personal data can be processed

possible in an environment of this kind. ..."

same

(CDU)

goes

in

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The TLfDI, Dr. Lutz Hasse:

"The unanimous findings and

Conclusions of the DSK are from more and more competent bodies and

Facilities checked. This process will continue and protect the

Strengthen privacy, which the data protection officers are now doing accordingly

be implemented."

Thuringia State Commissioner for Data Protection

and freedom of information

dr Lutz Hasse

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