

UOOU-02787/20

The check with this company was

initiated on the basis of 16 complaints. The subject of commercial communications was an offer

services in the form of domain name registration for an annual fee and referred

to the website of the controlled person. It was under review

found that the sending domain is registered to a foreign company

located in the Netherlands and sending IP addresses are registered to unknown

foreign companies located in North America. However relevant

the websites for whose benefit the commercial communications were disseminated are

operated by a controlled person. That is, despite the fact that it has not been established who he is

by the actual sender of the commercial communications in question, from the control

findings (especially from the individual texts of commercial communications sent) resulted,

that commercial communications were disseminated for the benefit of the controlled person. So she is

in the position of disseminator of commercial communications, as it was for her benefit

these messages are disseminated, and is therefore responsible for the dissemination of unsolicited commercial

communication. In this context, the controlled person thus committed a violation of §

7 paragraph 2 of Act No. 480/2004 Coll. Furthermore, a violation of Section 7, paragraph 4, was also established

letter a), b) and c) of Act No. 480/2004 Coll., as the reports in question were not clearly

and clearly marked as a commercial message and did not contain mentions or labels

of the person on whose behalf this communication takes place, nor the possibility of unsubscribing

from further sending. Objections to the control findings in the report on

were not submitted for inspection. In this case, it was subsequently

administrative proceedings were conducted and the inspected person was charged with the above-mentioned violations

imposed a penalty in the amount of CZK 50,000, which has already entered into force. As

has not been paid, has been referred to the appropriate for enforcement after enforceability

customs authority.

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