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Ministry

The Office started the inspection on the basis of control plan. The subject of the inspection was compliance with the obligations set controlled person by general regulation and Act No. 110/2019 Coll., on processing personal data, in connection with the processing of personal data of employees v information and communication systems.

Processing was checked

personal data of employees in 21 separate information and communication systems and applications used by the ministry, incl. special categories of personal data in the sense of Article 9 paragraph 1 of the General Regulation (data on health status, biometric data), and the activity of the data processor proceeding according to contracts fulfilling the requirements of Article 28, Paragraph 3 of the General Regulation.

The inspectors verified the legality processing in the sense of Article 6 paragraph 1 of the general regulation, or also in the sense of Article 9 paragraph 2 of the general regulation in relation to a special category of personal data.

Under the control of the Authority stated that the controlled person provides the data subjects with all information, which are assumed by Article 13 of the general regulation. No violations were found either obligations corresponding to the rights of data subjects, regulated in Article 15, Article 16, Articles 17, 18 and 21 of the General Regulation.

In the security of processed of personal data, some partial deficiencies were detected (e.g. formal out of date in some internal regulations), however, these did not reach levels of non-compliance with security-related obligations. Office

therefore, he found that the audited person did not violate in relation to security of personal data is an obligation jointly established by Article 24, paragraph 1, Article 25 paragraphs 1 and 2, Article 32, Article 5 paragraph 1 letter f) and Article 5 paragraph 2 of the general regulation.

Also in the submitted records of

deficiencies of a formal nature were found in the processing activities. Control however, it did not reveal a breach of duty under Article 30 of the General Regulation.

During the Authority's review

found that the data protection officer was not involved in any way in the framework performance of the auditee's security-related obligations

personal data and not in relation to the exercise of the rights of data subjects. Commissioners information that is necessary for the performance of this function was not submitted (e.g.

audit reports), nor resources to fulfill his tasks, especially resources

time and personnel, when he was systematically in addition to fulfilling the tasks of the trustees

other tasks not related to this function were stored and the trustees were not

additional personnel capacity provided.

Check following up on

established facts that the inspected person violated the obligation

under Article 38(1) of the General Regulation by failing to ensure that there is a trustee

for the protection of personal data properly and timely involved in all

matters related to the protection of personal data of employees. She violated

also the obligation according to Article 38, paragraph 2 of the general regulation, by the fact that the trustees for the protection of personal data did not provide the resources necessary to fulfill its tasks, as well as

to access personal data and processing operations.

Controlled person against

did not apply the objections by the control findings and in connection with the mentioned ones

findings proceeded to correct the defective condition.

Additional Information: Privacy Officers are wording

Article 39 of the general regulation imposes the tasks it is to perform. However, so that the trustee was able to fulfill the assigned tasks, it is essential that the personal data controller ensures appropriate and timely involvement of the trustee in all related matters with privacy and to provide him with the resources he needs to fulfill set tasks and also to maintain their expertise of knowledge.

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