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Language for data protection

State authorities must ensure the legally compliant operation of Facebook

fan pages

The state commissioner for data protection informs the state administration about a new short report of the conference of independent data protection supervisory authorities of the federal and state governments (DSK) on the issue of data protection compliance of the operation of Facebook fan pages, which can be found on its homepage at <https://lsaur.de/KurzgutachtenFacebookFanpages>.

Albert Cohaus, representative in the office, said: "As early as 2018, the European

Court of Justice found that the operators of Facebook fan pages together with

Facebook for the processing of personal data of visitors to its pages

are responsible. Violations by Facebook of European data protection law

are therefore also to be attributed to the fan page operators. The short report arrives

at the result that there is no effective legal basis for visiting a

Facebook fan page-triggered storage of information in the end devices of the visitors

are. The same applies to access to information that is already stored in the end devices

are stored, as well as for the processing of personal data by the

Facebook fan page operators are responsible. In addition, the information

obligations from Art. 13 DS-GVO are not fulfilled by the operator."

In Germany, data protection supervisory authorities are now legally admissible

to test fan page use by authorities to the test. For this reason

the state commissioner is currently determining which state authorities have Facebook

fan pages. The aim is to work towards deactivation if the

Those responsible cannot prove compliance with data protection law.

The DSK had this approach at its 103rd conference on March 23, 2022 in Bonn

decided (see <https://lsaur.l.de/BeschlussFacebookFanpages>).

Imprint:

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