

Information in NAIH / 2020/842 the content of its decision in this case

(Disclosure of the original content of the decision in its unaltered form - even the identification data may be detrimental to the Applicant)

A former reality show starring the National Data Protection and Freedom of Information Authority

(Authority) requested the initiation of an official data protection procedure, alleging that

one of the major Internet news portals is a one published in 2014 containing his personal information

does not remove the article from its site despite its request (the article states that the Applicant

featured the worst of the actors among themselves in a scheduled sympathy

The petitioner stated that the article had a negative impact on his life, specifically

adversely affects his professional career, which has led to his rejection of several job offers.

The Authority found that the article complained of on the RTL Klub television channel in 2014

an informative news release about one of the events of the 6th series of the Real World Reality Show, which

complies with the CIV of 2010 on freedom of the press and basic rules on media content.

(Smtv.) on press activities ensuring the fulfillment of information rights

standards. The photo displayed next to the press content is the Hungarian RTL operating the channel

The official press photo published by Televízió Zrt

and provided to all press products that it is related to the program

serve as a suitable pictorial illustration in news.

The Authority also found that the article contained the complainant's name, not just the RTL Club

contains the "nickname" (VV6 XY) used in his reality show, which, however, is direct

cannot be linked to the complainant's current professional career or labor market situation. THE

the relevant internet news portal does not return any search results on behalf of the complainant. With this

in contrast, Google's search engine for various ways to enter the term VV6 XY

indicates tens of thousands of hits.

In his request to the Authority, the complainant requested that the article be removed. The affected

the enforceability of the right to delete personal data is subject to the exceptions to the general data protection

regulated by Article 17 (3) of the Regulation. Expression of opinion within the meaning of point (a)

freedom of access and the right of access to personal data

may be a legitimate means of refusing access, ie further retention of personal data

it is considered lawful if, inter alia, it is an expression of opinion and information

necessary for the exercise of the right to liberty. So the general data protection regulation

Article 17 (3) (a) is intended to strike a balance between the right of the data subject to cancel, a

between the exercise of the right to freedom of expression and the exercise of the right to information

- inter alia, freedom of the press and freedom of the internet.

In view of the above, the Authority also rejected the complainant's request in which the article

initiated the deletion of the personal data contained in

The Authority considers that it would undermine freedom of expression and access to information.

the right to

Finally, in the Authority's view, the publication of the nickname and photograph is the case for all

did not infringe the purpose of the general data protection regulation

provisions on data processing.

Budapest, March 30, 2020