

(UOOU-02741/19)

Registered Institute

He was in office

on June 10, 2019, an initiative was delivered in which the complainant stated that he

his personal data is processed and disclosed to the specified URL. Specifically

it was his name, other details and information taken from the public

available registers, with the processing and publication of which within the web

website of the institute, as well as by sharing this information with others

by internet search engines, disagree. Authority, under the Act

preceding the inspection according to § 3 of Act No. 255/2012 Coll., Act

on inspection (inspection regulations), discussed the complaint filed with the institute. The

accepted it in agreement with the complainant and took measures in connection with

by processing his personal data on the institute's website, which he was legal about

representative on February 27, 2020 with a notice on the postponement of the complainant's complaint pursuant to §

65 of Act No. 110/2019 Coll., informed about the processing of personal data.

Authority April 15, 2020

received a "Disagreement to postpone the complaint", justified by the fact that the institute

did not take sufficient measures because through Internet search engines

after entering the name of the complainant, information about him is further displayed

with a link to the institute's web portal. Based on that, she was with the institute

as an administrator initiated an inspection that focused on the position of the inspected

person and to the legal title for the processing (disclosure) of personal data

the complainant according to Article 6 of the general regulation.

The inspectors found that the institute is the operator

subject websites. Within them, he focuses on the transparency of political life and beyond

to exercise the right to information in the sense of Article 17 of the Basic Charter

rights and freedoms, to strengthen trust in the democratic legal state of the Czech Republic

of the Republic and protection against abuse of state and public power

functions or prevention of fraud and corruption. The institute checks and analyzes

and connects contracts from the contract register, public contracts, subsidies, sponsors

political parties and politics itself.

The audit findings revealed that

the institute is in a position to run its website

administrator to Article 4 point 7 of the general regulation and processes personal data

of the data subject according to the subject of control in

within the meaning of Article 4 points 1 and 2 of the general regulation. The Institute in its private law database

operated on its website collected and further published personal

data of the complainant.

On the basis of the above, the auditors specifically evaluated whether the institute as

the administrator is evidenced by one of the legal titles according to Article 6 of the general

ordinance. In the given case, when processing the complainant's personal data (mo

revocation of his consent to the processing of personal data) came into consideration

only a legal title according to Article 6 paragraph 1 letter f) of the general regulation. When evaluating

of the balance test, the inspectors came to the conclusion that the institute in fulfilling the stated obligation this

he has violated the provisions and is therefore not possible for his action, i.e. for processing

personal data of the complainant realized through the website of the institute,

apply any of the legal titles under Article 6, including Article 6 paragraph 1

letter f) of the general regulation. Therefore, the Institute is not authorized to collect and further publish personal data

data of the complainant. Against the protocol of

no objections were submitted to the inspection within the proper deadline.

Since there has been a fix

objectionable status (liquidation of the complainant's personal data on the institute's website)

at the time of the end of the inspection, it was not started with the inspected person

administrative proceedings on the imposition of measures nor initiated proceedings on the imposition of a fine.

ContextLocation: Document folders > Site map > Main menu > Supervisory and decision-making activities > Completed

inspections > Inspections for 2021 > Inspection activity in the field of personal data protection - 1st semester > Non-profit

sector > Inspection of legal title for disclosure of personal data (UOOU-02741 /19)Show current documents | document archive

| documents including the archive