

Press Release Elections II.

Information obligations for parties, among others

in the case of personally addressed election advertising

connection with the state elections

Erfurt, March 14, 2019

If parties or groups of voters from a registration authority in connection with

Elections and voting at state and local levels in permissible

Wise, i.e. if no transmission objection from the citizens

is available at the registration authority (PM of the TLfDI from 06.02.2019), information from the

Received population registers about the data of persons entitled to vote, these data may be used for

be used for election advertising purposes. But also other sources of information

(e.g. address dealers) may be used by the parties to collect data for the

Used to send election advertising. It is therefore often not the case for those affected

comprehensible where the relevant party got the address from.

The TLfDI informs about this:

The parties have an obligation to protect the data subjects, their personal data

are collected for election advertising, according to Art. 14 DS-GVO

inform! This obligation serves to ensure sufficient transparency if the

Address data is not collected from the person concerned, but from third parties

have been. There is no exception for the parties to this obligation.

As bodies organized under private law, parties are subject to the provisions of the DS-

GMO. The information obligation includes, among other things, information on the person responsible

and to the data protection officer, to the processing purposes and to the

Legal bases, to the categories of personal data, if necessary to the

Recipients of the data, the storage period, the rights of those affected and above all

to the source of the data.

According to Art. 13 DS-GVO, the obligation to provide information also exists in cases in which the data is collected by the parties directly from the data subject.

dr Lutz Hasse

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