





# Processing Personal Data

- ▶ Requirement: The data subject has given consent for specific purposes (6)\*
  - ▶ Collected data (5): limited to what is necessary, accurate/up-to-date, kept no longer than necessary, secured appropriately
  - ▶ Consent (7): requested in clear plain language, can be easily withdrawn at any time, must be given freely (is a service conditional on consent to unnecessary data processing?)
- ▶ Controller must inform the subject about the nature, scope and purpose of processing and the data subject's rights (13)

\*Data may be collected under five other circumstances, consent is the the most relevant

# Data Subject Rights

- ▶ Right to access (15): subject has right to access her data and information about processing
- ▶ Right to rectification (16): subject has right to correct/up-date data
- ▶ Right to erasure (17): subject has right to 'to be forgotten'
- ▶ Right to restriction of processing (18): if processing is unlawful or controller no longer needs data
- ▶ Right to data portability (20): data to be structured in standard machine readable format
- ▶ Right to object (21): subject may object to processing and processing must then cease
- ▶ Rights related to automated decision making (22): right not to be subject to a decision based solely on automated processing
- ▶ Right to lodge complaint to supervisory authority (77)
- ▶ Right to judicial remedy against supervisory authority (78), controller and processor (79) including right to compensation and liability (82)

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