

Summary Final Decision Art 60

Complaint

Dismissal of the case

EDPBI:DEBE:OSS:D:2020:141

Background information

Date of final decision:	30 September 2020
Date of broadcast:	5 October 2020
LSA:	DEBE
CSAs:	AT, BE, DE, DK, ES, FI, FR, IE, IT, LU, NL, NO, PL, SE, SK
Legal Reference:	Lawfulness of the processing (Article 6)
Decision:	Dismissal of the case
Key words:	Lawfulness of processing, data minimisation principle

Summary of the Decision

Origin of the case

The data subject claimed that the application provided by controller infringes the principle of data minimisation. The controller makes barbecues and appliances. One such appliance can be connected to a mobile via an app, but it requires the phone's location tracking to be turned on in order to function.

Findings

The CSA investigated the case and found that the DEBE is the LSA for the present case. The LSA found that the so-called beacons, for indoor localization, also use Bluetooth. This is a technical restriction of the Android operating systems, thus the procedure is necessary to provide the requested service. Therefore, the data controller did not breach any data protection laws.

Decision

The LSA dismissed the complaint and the CSA issued the final decision, informing the complainant about his/her rights and closed the file.