

Summary Final Decision Art 60

Complaint

Dismissal of the case

Background information

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| Date of final decision: | 5 February 2020 |
| LSA: | DK |
| CSAs: | DE-Schleswig-Holstein, FR, SE |
| Controller: | Garnio ApS/ Hobbii Aps (Garnio ApS changed its name on 8 April 2019). |
| Legal Reference: | Right of access by the data subject (Article 15), Security of processing (Article 32), Personal data breach (Articles 33 and 34), and Tasks of the Data Protection Officer (Article 39). |
| Decision: | Dismissal of the case |
| Key words: | Data breach, security |

Summary of the Decision

Origin of the case

The complainant requested access to his data processed by the controller. As a result of this request, the controller provided the personal data of another individual. The complainant contacted the controller again about the breach but the controller did not reply to the inquiry.

Findings

The LSA found that the data subject in this case was not entitled to complain, as the processing of personal data did not relate to that individual.

Decision

The LSA took notice of the security issue and the occurred breach of personal data. This will be taken into consideration during the planning of audits.