



Privacy in Bavaria

News for the Bavarian public sector

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The Bavarian Data Protection Commissioner, Joint Controllership [Gemeinsame Verantwortlichkeit] • Guidelines. | <https://www.datenschutz-bayern.de>

Federal Administrative Court, order of 2 May 2024, 6 B 66.23 • Fundamental right to injunctive relief against video surveillance pursuant to Art. 24 Bavarian Data Protection Act [Bayerisches Datenschutzgesetz] (unsuccessful appeal against denial of leave to appeal in Higher Administrative Court of Bavaria, judgement of 30 May 2023, 5 BV 20.2104 – ‘Passau monastery garden’ [„Passauer Klostergarten“]). | <https://www.bverwg.de>

Düsseldorf Administrative Court (North Rhine-Westphalia), judgement of 28 February 2024, 29 K 6009/21 • Right to copies of contact protocols of the youth welfare office. <https://www.justiz.nrw/BS/nrwe2/>

Federal Court of Justice, judgement of 5 March 2024, VI ZR 330/21 • On the application of Art. 15 (3) GDPR to e-mail and postal correspondence. | <https://www.bundesgerichtshof.de>

Federal Court of Justice, orders of 23 January 2024, II ZB 7/23 and II ZB 8/23 • Data protection in the context of the commercial register. | <https://www.bundesgerichtshof.de>

Munich Higher Regional Court, order of 25 April 2024, 34 Wx 90/24 e • No right to the deletion of data contained in the list of shareholders that is not required by law. | <https://www.gesetze-bayern.de>

Munich Regional Court I, final judgement of 19 April 2024, 31 O 2122/23 • Unwanted contact attempts are annoying, but cannot be avoided in view of the increased provision of contact details for online purchases, reservations, etc. | <https://www.gesetze-bayern.de>

Federal Administrative Court (Austria), judgement of 6 March 2024, Ro 2021/04/0030-4 to 0031-15 • On the question of when data protection notices on a website are sufficient to implement Art. 14 GDPR. | <https://www.ris.bka.gv.at/>

Data Protection Tribunal of the German Conference of Bishops (Roman Catholic Church), order of 9 November 2023, DSB-DBK 07/2023 • No violation of data protection rights due to failure to carry out a data protection impact assessment. | <https://www.dbk.de/themen/kirche-staat-und-recht>

Datenschutz und Datensicherheit, issue 5/2024, focus topic ‘Processing of health data’ [„Verarbeitung von Gesundheitsdaten“] • Essays inter alia on the risk of re-identification when passing on health data (p. 277 ff.), on synthetic data in medical research (p. 284 ff.) and on data protection challenges in the utilisation of data from interconnected medical devices (p. 289 ff.).

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