



PRIVACY TICKER

1. Legislative Changes

+++ BILL TO PREVENT MISUSE OF WARNING LETTERS ISSUED FOR DATA PROTECTION INFRINGEMENTS +++

The German government has tabled a legislative proposal in order to prevent warning letters that are issued illegitimately, especially for infringements of the GDPR.

Read the complete bill (in German) [here](#).

2. Case Law

+++ ECJ: EU EMPLOYERS MUST TRACK WORKING HOURS +++

The European Court of Justice (ECJ) has ruled that EU member states must obligate employers to set up a system which records the hours their employees actually work (Rs. C-55/18 – ‘Federación de Servicios de Comisiones Obreras / Deutsche Bank SAE’).

Read the press release of the ECJ on its ruling [here](#).

+++ ADMINISTRATIVE COURT OF LÜNEBURG CONFIRMS PROHIBITION OF GPS TRACKING SYSTEMS IN COMPANY CARS +++

The Administrative Court of Lüneburg has issued a partial judgment (case no. 4 A 12/19) confirming a notice by the Data Protection Authority of the State of Lower Saxony stating that the use of a GPS tracking system in company cars was inadmissible in the specific case.

Read the judgment (in German) [here](#).

3. Regulatory investigations and enforcement actions

+++ FINLAND'S SUPERVISORY AUTHORITY REVIEWS ASSESSMENT OF CREDITWORTHINESS BY FINANCIAL SERVICE PROVIDER +++

The Finnish Data Protection Supervisory Authority has reviewed a financial credit company's processing of data used to assess the creditworthiness of potential customers, holding it to be unlawful in part.

Read the press release [here](#).

+++ BANK FINED FOR STORING DATA OF FORMER CUSTOMERS +++

The Data Protection Supervisory Authority of Berlin has imposed a fine of EUR 50,000 on a bank because it stores the data of former customers for the prevention of money laundering, even though there is no suspicion that money is actually being laundered which would justify continuous storage.

Read the press report (in German) [here](#).

4. Opinions

+++ WORKING GROUP OF INTERNATIONAL DATA PROTECTION CONFERENCE INVESTIGATES AI +++

The international working group on data protection in telecommunications, headed by the Data Protection Supervisory Authority of Berlin (also known as the 'Berlin Group') tackles data protection challenges in the context of artificial intelligence (AI) in a working paper.

Read the working paper [here](#).

+++ LDA BAYERN ON THE LEGAL BASIS OF PROCESSING DATA OF COMPANY CONTACTS +++

The Data Protection Supervisory Authority of Bavaria (LDA Bayern) has stated in response to a question that it considers Article 6 (1) (f) GDPR (legitimate interests) to constitute the correct legal basis for the processing of the contact details of a legal entity's contact persons in business relationships.

Read the supervisory authority's response (in German) [here](#).

If you have any questions, please address the BEITEN BURKHARDT lawyer of your choice or contact the BEITEN BURKHARDT Privacy Team directly:

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