



Privacy in Bavaria

News for the Bavarian public sector

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BayLfD: The right to erasure under the GDPR • New guidelines. | <https://www.datenschutz-bayern.de>, section "Datenschutzreform 2018"

Federal Administrative Court, judgment of 2 March 2022, 6 C 7.20 • Right to rectification (Article 16 GDPR): Date of birth in the population register (denied in the individual case); "objective reality" as a benchmark; relevance of identity documents in the initial registration; judicial assessment of evidence (foreign court decision, excerpt from foreign civil register, newer identity document); burden of proof lies with the data subject for the accuracy of the personal data whose processing is requested (following Court of Justice of the European Union, judgment of 24 February 2022, C-175/20). | <https://www.bverwg.de>

High Administrative Court of Bavaria, order of 7 March 2022, 4 CS 21.2254 • The Bavarian regulations on the use of electronic water meters with radio function are compatible with superior law. | <https://www.gesetze-bayern.de>

High Administrative Court of Bavaria, order of 8 November 2021, 7 CE 21.1531 • On the relevance of Article 6(1)(1)(f) GDPR for the Bavarian police in fulfilment of the right to information under press law. | <https://www.gesetze-bayern.de>

Cologne Administrative Court (North Rhine-Westphalia), judgment of 25 March 2022, 25 K 2138/19 • Right to rectification (only) applicable for facts; completeness of files; burden of proof. | <https://www.justiz.nrw.de>

Wiesbaden Administrative Court (Hesse), judgment of 19 January 2022, 6 K 361/21.WI • No right to claim the intervention of the data protection supervisory authority against a lawyer defending the defendant in labor court proceedings by introducing the plaintiff's health data. | <https://www.rv.hessenrecht.hessen.de>

Federal Court of Justice, judgment of 3 May 2022, VI ZR 832/20 • Right to erasure (Article 17 GDPR): Search engine results; balancing of the fundamental rights of the EU. | <https://www.bundesgerichtshof.de>

Federal Fiscal Court, judgment of 17 November 2021, II R 43/19 • No right of access (Article 15 GDPR) on data stored at Information Centre for External Tax Relations ("Informationszentrale für steuerliche Auslandsbeziehungen"); requirements for national regulations based on Article 6(1)(1)(e), 6(3)(1)(b) and 23(1) GDPR. | <https://www.bundesfinanzhof.de>

BvD e. V.: Data protection explained easily • How does data protection find its way into the everyday life of pupils? The professional association of data protection officers in Germany presents 18 short, accessible and activity-oriented videos, i. e. about school & work, smartphones, social networks, photography and passwords. | <https://www.datenschutz-leicht-erklart.de>