

## EU

### **The European Council Approves EU General Data Protection Regulation Draft**

On 15 June, the European Council approved its version of the General Data Protection Regulation. It is expected that discussions between the European Parliament, the European Commission and the European Council relating to the final text of the Regulation will commence on 24 June 2015. A final version of the text is due to be published by December 2015.

[General Data Protection Proposal](#)

### **EU Parliament Adopts Tougher Rules on Money Laundering**

The EU Parliament has recently adopted the fourth directive on anti-money laundering aimed at preventing future tax crimes and terrorist financing. A key feature of the directive is that EU member states will have to keep central registers of information on the ultimate owners of companies, trusts and other legal entities. The registers will be open to both the authorities and a person deemed to have a "legitimate interest", for instance, investigative journalists. Examples of accessible information could be the beneficial owner's name, the dates of birth, nationality or ownership details.

[New rules on money laundering](#)

### **European Court of Human Rights Finds Website Liable for Comments Made by Anonymous User**

In what has been regarded a surprising decision, the ECHR has found Delfi, a news website in Estonia, responsible for anonymous comments posted to its website, Ars Technica. Despite the fact that Delfi removed the comments as soon as it had been notified, the decision affirmed an earlier decision made in 2013 that there had no violation of Delfi's rights to freedom of expression.

The reasoning behind the court's decision was based on factors such as the "extreme" nature of the comments which the court considered to amount to hate speech, the fact the comments were published on a commercial news site and the lack of proactive measures taken by Delfi to filter comments.

[Case report Delfi v Estonia](#)

## Germany

### **Bavarian Office for Data Protection Presents Results of Survey on Children's Online Privacy**

The Bavarian Office for Data Protection presented the results of its findings relating to an international examination of children's online privacy organized by the Global Privacy Enforcement Network, a worldwide alliance of data protection authorities.

The office had examined 25 randomly selected Bavarian and international apps for children up to 13 years of age. The aim was to find out whether companies have child-friendly privacy policies or whether parents have the chance to apply protective settings. The results were that only 75% of the apps examined had privacy policies and only 50% of these referred to data processing by the app itself. The Bavarian Office criticized the fact that many of the apps examined were programmed in German, but only offered English privacy policies.

[Bavarian Data Protection Office Press Release](#)

## Hungary

### **Data Subjects Permitted Access to CCTV Recordings**

The Hungarian National Authority for Data Protection and Freedom of Information has recently published an opinion on certain aspects of the data process relating to CCTV operations.

The opinion states that a data subject has the right (i) to request that the data controller keeps the CCTV recording for a prescribed period of time; (ii) to access and request their personal data from the data controller (this obligation can be fulfilled in writing, or by letting the data subject view the recording); and (iii) to be kept up to date regarding the progression of the data process.

The Authority also states that personal data in relation to CCTV recordings relates not only to the images of the data subjects but also their actions which can be seen in the recordings.

In order to protect the privacy of others in the recording, the data controller cannot provide a copy of the recording. However, although not obliged, the data controller may provide a copy of the recording with the personal data of others in the recording removed.

[Hungarian National Authority for Data Protection and Freedom of Information opinion](#)

## UK

### **CMA Publishes a Report Into the Collection and Use of Consumer Data**

Following a call for information in January 2015, the CMA has published a report into the collection and use of data. The report compiles evidence received from businesses, consumers, regulators and academics. The report found that although businesses collect all kinds of data about consumers, consumers do not fully understand what data is collected and how it is used. Equally, the report raises concerns about how effective privacy policies, cookie notices and terms and conditions are in enabling consumers to control how their data is dealt with.

[The Commercial Use of Consumer Data](#)

### **A Report Commissioned by Ofcom Considers the Impact of the Internet of Things on Personal Data and Privacy**

An independent report on personal data and privacy looks at the role of informed consent in privacy law, the role of informed consent in practice and potential ways to improve informed consent in practice. The report, commissioned by Ofcom, also considers the impact of the Internet of Things on these areas. It gathers insights from the fields of behavioural economics, consumer behaviour research, IT, law and psychology.

[Personal Data and Privacy Report](#)

For further information on any of the items in this week's alert, please contact:

#### **Mark Gleeson**

London  
T +44 20 7655 1465  
E [mark.gleeson@squirepb.com](mailto:mark.gleeson@squirepb.com)

#### **Annette Demmel**

Berlin  
T +49 30 7261 68 108  
E [annette.demmel@squirepb.com](mailto:annette.demmel@squirepb.com)

#### **Csaba Vari**

Budapest  
T +36 1 428 7159  
E [csaba.vari@squirepb.com](mailto:csaba.vari@squirepb.com)

---

The contents of this update are not intended to serve as legal advice related to individual situations or as legal opinions concerning such situations nor should they be considered a substitute for taking legal advice.

© Squire Patton Boggs.