

This is a summary of the decision of the DPC

The Data Protection Office received a complaint by email from Complainant against Respondent regarding the use of CCTV cameras. The Complainant stated as quoted that: *“The Respondent had been warned by our office because he had installed several CCTV cameras pointing directly towards our premises. He was viewing, capturing and recording images not only from our yard but also from inside our house. Then after the intervention of our office, the Respondent had removed all the CCTV cameras he has installed.*

But to our great surprise, we have just noticed that the respondent continues pestering us by again fixed several CCTV cameras facing and pointing in the direction of our premises and as such, this is causing prejudice and much harm to my entire family as well as to me.

In so doing, the Respondent could of course spy on us at any time and thus deprive us of our privacy and intimacy on our premises. In support of my complaint, I enclose concrete evidence, i.e. photos of all the CCTV cameras installed and which are currently positioned in the direction of our premises.

There has been a theft of a van belonging to my brother, due to which we had to equip our premises with a CCTV system but rest assured that none of my CCTV cameras are pointing or capturing images of the respondent's premises.

Me and my whole family are relying on your office to remedy this embarrassing and harmful situation so that my neighbour stops harassing and disturbing us with his CCTV cameras.”

Subsequently, the Data Protection Office wrote to the Police to seek assistance for investigating this complaint and to conduct a site visit at Respondent's premises to verify the camera as to whether the CCTV footage shows viewing outside Respondent's premises.

By way of a letter, the Police informed the office that: *“an enquiry was carried out into the matter and this office obtained the statement of the respondent with evidences whereby it has been stated and found that the latter’s CCTV camera is not taking images of the complainant’s premises. Same was previously confirmed in the Police report”* The Police also enclosed the site visit report together with the letter.

The Data Protection Commissioner has decided as follows:-

In view of the above, the enquiry is closed to the satisfaction of all parties under section 6 of the Data Protection Act 2017 (DPA).