

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: *"I, (...) would like to lodge a complaint against my neighbours (...) who have installed surveillance cameras that intrusively capture images of our private property and monitor activities within our premises without our consent*

We are concerned that the data and images being collected by these cameras could potentially be misused in an illegal manner causing further prejudice to our family. This situation infringes on our right to privacy and liberty which are protected under law and constitutes a violation of our fundamental rights to live without fear of being monitored on our private property

This matter has caused us great inconvenience, stress and a significant breach of our privacy. We urge you to treat this complaint with the urgency it deserves and take prompt action to resolve this issue in the interest of justice, fairness and fundamental rights.

We thank you for your attention in this matter and look forward to your timely response."

Subsequently, the Data Protection Office wrote to the Police to seek assistance for investigating his 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 a site visit was conducted by personnel of (...) Police, whereby respondent was met and found that the CCTV cameras are fixed as follows:-*

- 1. One Camera is affixed on an electric pole which has a direct view on respondent's residence and private parking of his brother.*
- 2. One Camera is fixed on respondent's brother house, to view a common road of the respondent's family.*

3. One Camera is fixed at the rear of respondent's house to have a view between the premises of both respondents.

4. One Camera is fixed on the house of respondent to have a view in his yard.

5. One Camera is fixed on his enclosure to have a view of his entrance.

Whilst viewing the footage of the CCTV Camera of respondent, at no moment the police noticed any image of complainant's premises being captured therein." 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 (DPA).