

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 neighbour (...) who has fixed a camera at his first floor wall (Rear side) fixing directly on my front yard."*

"Me and my family don't feel free to walk in my yard thinking that we are observed at every moment. Indeed, I have a little daughter of age 4 to 5 years walking and running in my yard everyday"

"Sir, we do not feel free to do any activities in my front yard. We feel observe at anytime of the day. He is someone that we cannot make any agreement. I want that he move his camera downward pointing at his yard."

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 a site visit was conducted by personnel of (...) Police, whereby respondent was met and found that the position of the two cameras disputed by the complainant has been readjusted. As such, images of both cameras showed in the monitor are not capturing the premises of the complainant."* 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).