

This is a summary of the decision of the Data Protection Commissioner.

The Data Protection Office received a complaint from Complainant against Respondent regarding the use of CCTV camera. In his statement, Complainant declared that his neighbours have installed a CCTV camera on their building with a direct view on his house and swimming pool.

This office requested Respondent for a statement on the allegation made by Complainant. Respondent was also instructed to position his CCTV cameras in such a way to capture images within his/her premises only. Respondent replied to this office by declaring that the installation of CCTV Cameras on their premises was done solely for security measures, especially because of surrounding abandoned lands and the renting of a house as bungalow where the residents indulge in vagabond and disturbance activities. The matter was also referred to the District Council of Savanne and the Commissioner of Police.

This office informed Respondent of a site visit which was conducted in order to inspect the position and coverage of the cameras and the images being captured. However, Respondent was not present and the positioning of the cameras was checked from the outside. The following observations were made:

- 4 cameras were located inside the premises of Respondent and they were focussed inside the premises only.
- 1 camera was located outside the gate and it could be observed that it was not capturing the recordings of the neighbour's premises which were situated on the opposite side of the common road.

The Data Protection Commissioner decided as follows: -

As illustrated above, no offence is found to have been committed under the Data Protection Act and the enquiry is thus closed.