

**REF.NO:-DPO/DEC/12**

**IN THE MATTER OF:-**

**Complainant**

**VERSUS**

**Respondent**

**A complaint was lodged on 8/01/13 at the Data Protection Office under section 11 of the Data Protection Act against Respondent and statement of Complainant was also received on the same date for unauthorised viewing of personal images through the use of CCTV cameras within private premises. Respondent's statement was recorded on 15/01/13.**

**The enquiry has revealed that no images of Complainant and his premises were being recorded after Respondent was informed that such recording may infringe the provisions of the Data Protection Act and as advised by the enquiring officer, 2 sign boards were placed at the two entrances of Respondent's premises to notify anyone entering the area to be aware of the presence of the CCTV system. The sign boards displayed also contain the telephone number of the operator and the purpose of the CCTV viewing as "Security". Respondent has further given the assurance to the Data Protection Office that he will ensure that no image is captured outside his premises. Respondent has consented that any appropriate officer from the Data Protection Office accompanied by a police officer can come anytime for verification of cameras, images and any other related accessories of the CCTV system. By way of a declaration dated 08/02/13, Complainant stated that he is satisfied with the way the Data Protection office has carried out the investigation and that in future, he will inform the**

**Data Protection Office if Respondent changes the direction of the cameras towards his premises.**

*The Data Protection Commissioner has decided as follows:-*

**Since Respondent has cooperated in ensuring that the personal information belonging to his neighbour, namely Complainant are not abused in any manner whatsoever through the operation of the CCTV system and has further provided a reasonable justification for protecting his premises against theft, the Commissioner finds no commission of any offence under the Data Protection Act.**

**Mrs Drudeisha Madhub**

**Data Protection Commissioner**

**Data Protection Office**

**Prime Minister's Office**

**4th floor, Emmanuel Anquetil Building,**

**Port Louis**

**18.02.13**