

KVKK & GDPR

NEWSLETTER

Monthly Newsletter

DECEMBER 2022



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01

The Constitutional Court Decided that the Right to An Effective Remedy Regarding Personal Data Has Been Violated

With the application number 2018/6161 and dated June 28, 2022 Constitutional Court Decision has been published in the Official Gazette No. 32049 on December 20, 2022, it has been concluded that the right to effective remedy, which is a positive obligation that must be carried out and assumed by the public authorities, has been violated.

The applicant had applied to the relevant telecommunication company for internet data, log records, IMEI information, hot spot data information and IP numbers received jointly with other subscribers belonging to his telephone line and containing a certain date range to be given to himself, and the request was not accepted by the relevant company. In the suit filed thereon, the local court decided to dismiss the case from the procedure, no positive results have been obtained from the legal remedy applied.

You can find the detail of the Decision [here](#).

02

The Irish Supervisory Authority Has Decided to in Facebook's 'Data Scraping' Investigation

As a result of the investigation carried out based on the investigation carried out by the Irish Supervisory Authority ("The Authority"); Meta Platforms violates the European Data Protection Regulation ("GDPR").

The Authority has decided Meta Platforms Ireland Limited in the data processing and scraping by Facebook Search, Facebook Messenger Contact Importer, Instagram Contact Importer tools infringement of GDPR.

Based on these evaluations, the Authority has decided to its processing into compliance by taking a range of specified remedial actions within a particular timeframe and impose an administrative fine of 265,000,000.00 EUR on data controller.

You can find the detail of the Decision [here](#).



03

The French Authority Has Decided to in EDF Investigation

As a result of the investigation carried out based on the investigation carried out by the French Supervisory Authority; EDF violates the European Data Protection Regulation ("GDPR").

The Authority has decided determined that it acted unlawfully in information, consent and data security processes and decided that its data processing actions violated Articles 7,13,14 and 32 of the GDPR by the company EDF, which is the first electric utility in France.

Based on these evaluations, the Authority has decided to impose an administrative fine of 600,000 EUR on data controller.

You can find the detail of the decision [here](#).

05

The Polish Authority Has Decided to Administrative Fine on Mayor of the Commune of Dobrzyniewo Duże

As a result of the investigation carried out based on the notified data breach carried out by the Portuguese Supervisory Authority; it has been determined that data controller was found responsible for the violation of the European Data Protection Regulation ("GDPR"). The Authority has decided the stolen computer was protected from unauthorized access only by a password and the security measures adopted in the procedures were not applied to this device.

Based on these evaluations, the Authority has decided to impose an administrative fine of 8,000 Polish Zloty on data controller.

You can find the detail of the decision [here](#).

04

The Portuguese Authority Has Decided to Administrative Fine on Portuguese National Statistics Institute

As a result of the investigation carried out based on the several complaints carried out by the Portuguese Supervisory Authority; it has been determined that data controller was found responsible for the violation of the European Data Protection Regulation ("GDPR").

The Authority has decided determined that there is a lack of lawfulness of the processing of special categories of data, such as religion and health data; and the existence of international data transfers to third countries without an adequate level of protection.

Based on these evaluations, the Authority has decided to impose an administrative fine of 4.3 million EUR on data controller.

You can find the detail of the decision [here](#).

06

Sitil Çizgi İnşaat Turizm ve Tekstil Anonim Şirketi Data Breach Notification

It has been determined that the data controller could not access some areas as a result of the ransomware attack on their systems.

It has been stated that he group of people affected by the violation are employees and customers.

You can find the details of the data breach notification [here](#) (In Turkish).

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Should you have any requests for the English translation of the announcements and decisions of the Turkish DPA, please contact us.

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