

Summary Final Decision Art 60

Complaint

Dismissal of the case

EDPBI:LU:OSS:D:2020:91

Background information

Date of broadcast:	10 March 2020
LSA:	LU
CSAs:	AT, DE, SK
Legal Reference:	Right to erasure (Article 17), Right to restriction of processing (Article 18), Powers (Article 58)
Decision:	Dismissal of the case
Key words:	Right to erasure

Summary of the Decision

Origin of the case

The complainant terminated his contract with the controller. Following termination, his data was still available on the web portal. The controller failed to respond to the erasure request within a month.

Findings

The LSA received the requested information within the set timeframe. Furthermore, the controller was able to demonstrate that the complainant's data had been erased. This did not include transaction data which must be kept for a period of ten years under Article 16 of the Luxembourg Commercial Code.

The LSA was satisfied that the controller had fulfilled its obligations under the GDPR by immediately addressing the issue.

Decision

Both the LSA and CSA agreed that no further action was required and that the case could be closed.