

Reference number:
IMY-2022-5966

Date:
2025-01-09

Decision under the General Data Protection Regulation

Decision of the Swedish Authority for Privacy Protection

The case is closed.

Presentation of the case

You have on August 18 2022 lodged a complaint with the Swedish Authority for Privacy Protection (IMY) regarding your request for erasure to Simply.com. IMY has forwarded your complaint to the Danish Data Protection Agency (Datatilsynet) as lead supervisory authority under Article 56 of the General Data Protection Regulation (GDPR).¹ In accordance with Article 60(3) Datatilsynet has submitted a draft decision (see Annex) to the other supervisory authorities concerned (CSAs). None of the CSAs has objected to the draft decision.

Motivation for the decision

According to Article 57(1)(f) of the GDPR the supervisory authorities shall handle complaints lodged by a data subject and investigate, to the extent appropriate, the subject matter of the complaint. Datatilsynets draft decision states, inter alia, the following. Simply.com has stated that your request for erasure has been granted on 5 September 2022. You have been given the opportunity to comment on Simply.com's statement, but have not responded. Datatilsynet has found no reason to take any further action in the matter, and considered that the case should be closed. As none of the CSAs has objected to the draft decision, it is binding under Article 60(6) GDPR. In the light of the above, IMY shall adopt a decision to close the case.

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Appendix

Datatilsynets draft decision

¹ Regulation (EU) 2016/679 of the European Parliament and of the Council of 27 April 2016 on the protection of natural persons with regard to the processing of personal data and on the free movement of such data, and repealing Directive 95/46/EC (General Data Protection Regulation).

How to appeal

If you want to appeal the decision, you should write to IMY. In your letter, please indicate the decision you are appealing against and the change you are requesting. The appeal must be received by IMY no later than three weeks from the day you received the decision. If the appeal has been received in due time, IMY will forward it to the Administrative Court in Stockholm for consideration.

You can email the appeal to IMY if it does not contain any privacy-sensitive personal data or information that may be covered by confidentiality. The contact details of the authority can be found on the first page of the decision.