

An abstract digital background featuring a glowing shield icon with a checkmark inside, surrounded by vertical lines of light and red circular accents. The shield is positioned in the center-left of the image.

Introduction

# PERSONAL DATA PROTECTION IN PUBLICATION OF JUDICIAL DECISIONS



Duration :  
10 minutes

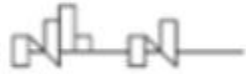
**START MODULE**

**HELP**

Human Rights Education for Legal Professionals

Council of Europe

Iceland  
Liechtenstein  
Norway grants

A stylized logo consisting of three vertical bars of varying heights, representing the countries mentioned in the text.

Norway grants





## Online publication of judicial decision – risks:

- data scraping
  - discrimination
  - privacy
- 



- 2 hours

7 languages

Module 1

**PUBLICATION OF JUDICIAL DECISIONS,  
PUBLIC AND PRIVATE INTERESTS**

Module 2

**RIGHTS, SAFEGUARDS  
AND REMEDIES**



## Rights of data subjects

Anonymisation /  
Pseudonymisation

## Minimisation



Main  
menu

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**GLOSSARY**

- Convention 108+
- CJEU
- GDPR
- DPA
- DPO
- Data controller
- Data processor
- Data processing
- DPIA
- Data subject
- Supervisory Authority
- ECtHR

**Convention 108+**

The amended Convention for the Protection of Individuals with regard to Automatic Processing of Personal Data (ETS No. 108), available [here](#).

**COURSES**

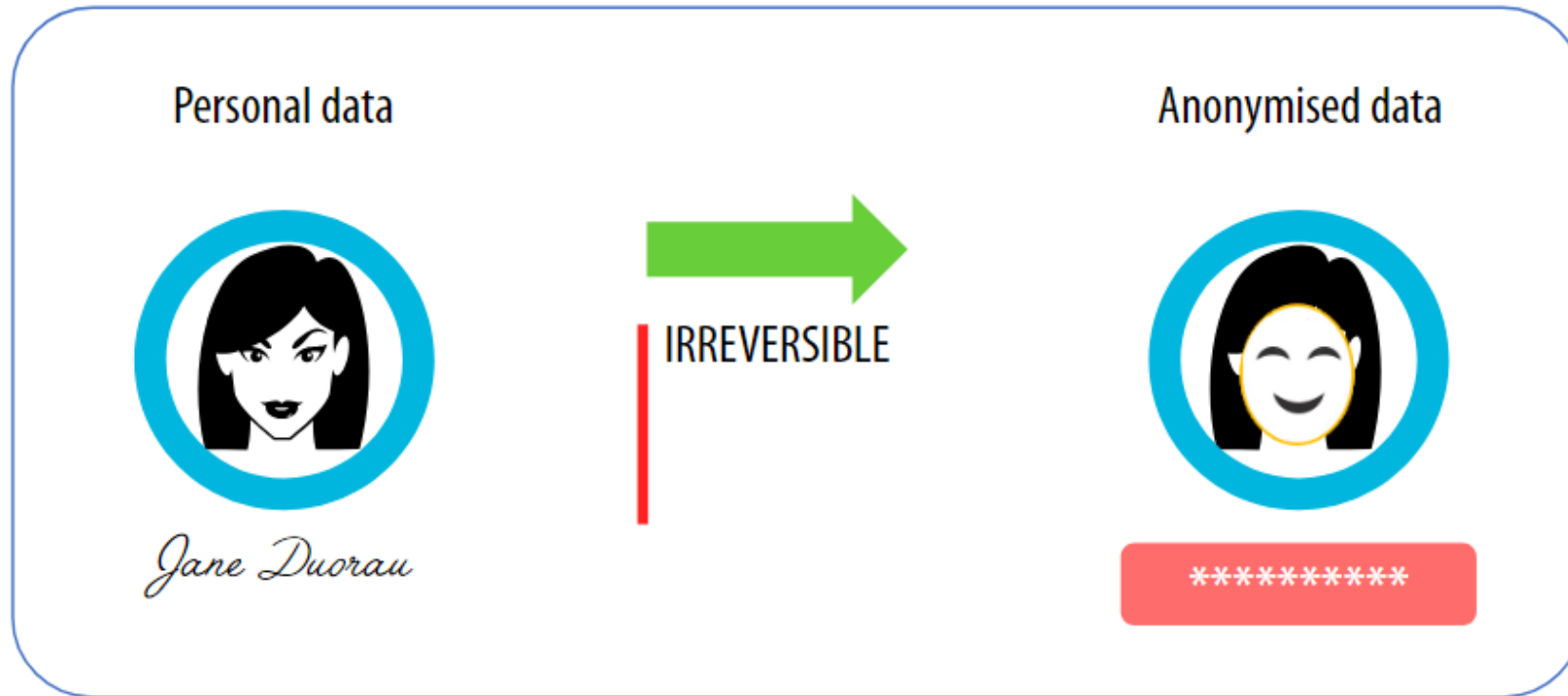
- [Council of Europe HELP e-learning platform](#)
- [Course on Data Protection and Privacy Rights](#)

**FURTHER READING**

- [ECtHR factsheet on Personal Data Protection](#)
- [CJEU factsheet Protection of Personal Data](#)
- [COE Execution Department factsheet on Personal Data Protection](#)
- [Article 8 Guide ECtHR](#)
- [Article 10 Guide ECtHR](#)
- [ECtHR-KS transversal theme on Data Protection](#)

# Anonymisation / pseudonymisation

## Anonymisation



[Personal data](#) | [Special categories of data](#) | [Scope of protection](#)

## Personal data vs. private information



### ECtHR case **Vicent Del Campo v. Spain** (application no. 25527/13)

The ECtHR held that the domestic court's publication of the findings that the applicant's conduct had amounted to psychological harassment and bullying and that the publication of those findings had been capable of adversely affecting his enjoyment of private and family life. The applicant was not a party in that case, the actual defendant in the case was his local authority employer. The applicant had not been informed, questioned, summoned or in any other way notified of his colleague's complaint pending before the domestic court. Accordingly, he did not have the opportunity to request the non-disclosure of his identity or personal information by the domestic court before its judgment was issued.

[Legal summary](#)

[Link to the case](#)

## Anonymisation / pseudonymisation

*"When re-identification requires unreasonable time, effort or resources?"*

### In **Breyer judgement (C-582/14) of the CJEU**

[Facts of the case](#)

[Link to the case](#)

### In **CJEU judgment of 26 April 2023, SRB v EDPS (T-557/20)**

[Facts of the case](#)

[Link to the case](#)

[Transparency](#) | [Legal certainty](#) | [Public trust](#) | [Quality](#) | [Access to jurisprudence](#)

## Transparency

Access to judicial decisions:  
right of access to information in the ECtHR case law



### **Studio Monitori and Others v. Georgia** (applications nos. 44920/09 and 8942/10)

The ECtHR concluded that the requests by journalists and a third party to be provided with a full copy of judicial orders concerning the ongoing criminal proceedings of well-known public figures were not justified. In this case, the mere curiosity of some members of the public does not equate with the notion of broader public interest.

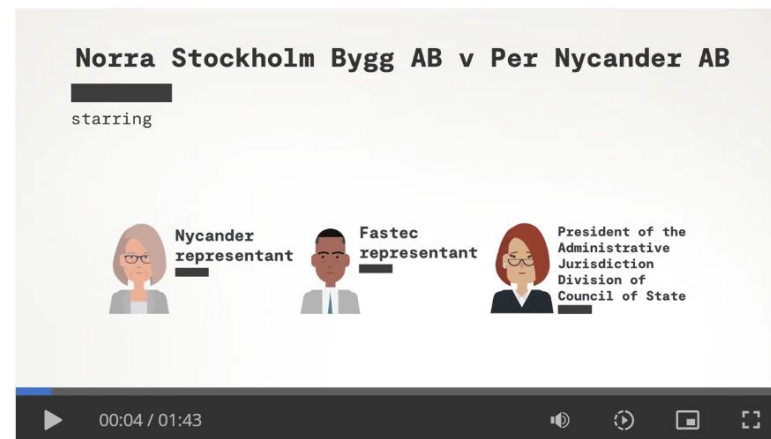
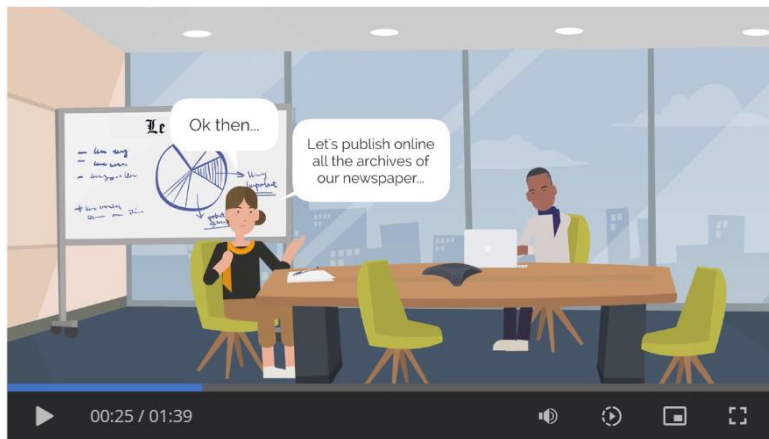
[See details](#)

[Facts of the case](#)

[Legal summary](#)

[Link to the case](#)

# Videos explaining facts



# Interactive exercises

*Click on the 4 personal data elements in the text.*

Mr Smith claims that on or about 26 August 2016, while he was attending a working meeting at his employer's premises he tripped and fell.

...

Mr Smith claims that he suffered severe personal injuries etc. Following the incident, Mr Smith received an authorisation under s.14 of the Personal Injuries Assessment Board Acts against the defendant, further to which a personal injury summons was issued and filed on 10 May 2019.

...

The personal injury summons was drafted by Mr Smith's wife, a nurse, and is deficient in a number of respects.

Exercise

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*Click on the 10 items of personal data before activating the next button*

Indicate which information in the hypothetical judgment of a national court shall be replaced (redacted from the text that will be published online) in order to avoid re-identification of the persons involved in the case.

“Interesting news” is a private company that owns a major Internet news portal in Ganuria, point.gu (“Point”). On 30 February 2020 on this portal Point an article on former Ganuria’s president, Mr Brun, was published based on a story shared at the beginning of the month on Facebook by Alex McGreen, a journalist, former editor-in-chief of Ganuria Morning.