



národní  
úložiště  
šedé  
literatury

## **Ochrana soukromí a anonymizace osobních údajů u repozitářů šedé literatury**

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# Privacy and anonymization in repositories of grey literature

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# Google vs. Spain

- Spanish citizen, Mr. Gonzalez sued newspaper for posting his personal information online
- The information was truthful and article did not breach any rules at the time of publishing
- The article was old, the information damaged mrg. Gonzalez in the long run
- Google indexed contested decision via google search engine
- The newspaper and google are now forced to remove the content form the website and indexing

Right to be forgotten if the information is

Inaccurate

Inadequate

Irrelevant

Excessive

# THE COURT SAID THAT.....

- **finding information published or placed on the internet by third parties,**
- **indexing it automatically,**
- **storing it temporarily**
- **making it available to internet users according to a particular order of preference must be classified as ‘processing of personal data’**

**... is data processing**

# Consequences for grey literature ?

Repository

Search engine

# Is there any personal data in grey literature?

- Mainly accidental
  - Annual reports, contact information,
  - Websites and blogs
  - Databases
  - Poorly anonymized research data
  - Diploma theses'
  - Photographies
  - Biographies,

**WHAT WOULD YOU DO,  
IF SOMEONE ASKED YOU TO REMOVE DOCUMENT  
FROM YOUR REPOSITORY ???**



Would you:

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Remove the document ?

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Anonymize the information ?

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Remove keywords form search tool ?

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Justify your right to publish the information ?

# Basic rule

- European charter of human rights:
  - must be processed fairly for specified purposes
  - on the basis of the consent of the person concerned or some other legitimate basis
  - Everyone has the right of access to data which has been collected concerning him or her,
  - Everyone has the right to have it rectified.

# When to:

Remove the document

- Completely excessive for the purpose of the repository

Anonymize the information

- The document is relevant, but the personal information is inadequate, inaccurate or irrelevant

Remove as a keyword from the search site

- Personal information excessive, the document can be still indexed but not found under certain keyword

Justify the use

- See next slide

# Justification

the data subject has unambiguously given his consent

- can be taken back

processing is necessary for the performance of a task carried out in the public interest

- Library? University?

processing is necessary for the purposes of the legitimate interests pursued by the controller,

# Liability for DP violation

## The author of the document

- always

## Repository

- Can be protected if it was uploaded by third party

# Recommendations

- Establish data removal (privacy) policy
  - Full institution information
  - Contact person
  - Format of request
  - Define the purpose of the database/search tool
  - Indicate public interest
  - Indicate your sources

Thank you for Your attention