Law | GDPR:Data Subjects' Rights

DSR.06 Prosecution of Legal Claims

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Three data subjects' rights of the GDPR contain exemptions in favour of the person asserting legal claims:

> ***Art. 17 III e:*** *"Paragraphs 1 and 2 [right to erasure] shall not apply to the extent that processing is necessary for the establishment, exercise or defence of legal claims."*

> ***Art. 18 II:*** *"Where processing has been restricted under paragraph 1, such personal data shall […] only be processed […] for the establishment, exercise or defence of legal claims […]."*

> ***Art. 21 I 2:*** *"The controller shall no longer process the personal data unless […] for the establishment, exercise or defence of legal claims."*