



# Datatilsynet

Norwegian Data Protection Authority



*Unntatt offentlighet:  
Offl. § 13, jf. personopplysningsloven §  
24 første ledd 2. punktum*

Your reference

[Click here to enter text.](#)

Our reference

20/02345-11

Date

07.12.2023

## Rejection of complaint and closure of case – Tesla Norway AS

Datatilsynet refers to your complaint dated 7 May 2020 regarding the exercise of your right of access against Tesla Norway AS, and Datatilsynet's last letter to you dated 29 June 2020 with information about the status of the case.

### Background

We informed you on 29 June 2020 that this is a so-called cross-border case. The case is cross border because Tesla Norway AS is an establishment of Tesla International B.V., which is established in more than one EEA country and the processing in question takes place in the context of the activities of such establishments. To ensure uniform application of the GDPR in the EEA, data protection authorities across the EEA must cooperate in the handling of cross-border cases.

The Dutch Data Protection Authority has acted as lead supervisory authority in the handling of your complaint. Datatilsynet, and all other data protection authorities in the EEA, have been involved as concerned supervisory authorities.

The lead supervisory authority has investigated the matter based on your complaint and concluded that your complaint should be rejected and that the case be closed. The lead supervisory authority has investigated the subject matter of your complaint to the extent appropriate in accordance with Article 57(1)(f) GDPR and, based on such investigation, they have not found any infringement of the GDPR. All concerned supervisory authorities, including Datatilsynet, agree with such conclusion.

Please find attached a letter from the lead supervisory authority. The letter explains how your complaint has been handled and the reason as to why your complaint was rejected.

As your complaint is to be rejected, the supervisory authority that received your complaint – in this case Datatilsynet – is the one which will adopt the final decision pursuant to Article 60(8) GDPR.

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## **Decision**

We therefore adopt the following decision in this case:

*The complaint with reference number 20/02345 is rejected.*

## **Ability to appeal**

This decision has been adopted by Datatilsynet in accordance with Article 56 and Chapter VII of the GDPR, and can therefore not be appealed to the Norwegian Privacy Appeals Board pursuant to Section 22(2) of the Norwegian Personal Data Act (*in Norwegian: personopplysningsloven*). This decision can nevertheless be challenged before Norwegian courts in accordance with Article 78(1) GDPR.

## **Duty of Confidentiality**

Parties to this matter have a duty of confidentiality under Section 13(b) of the Norwegian Public Administration Act regarding the information they receive about the complainant's identity, personal matters and other identifying information, and such information can only be used to the extent necessary to safeguard their interests in this case. Any breach of this duty of confidentiality can be punished pursuant to Section 209 of the Norwegian Penal Code.

In light of the above, we have now closed our case on this matter.

Kind regards

Tobias Judin  
Head of Section

Sebastian Forbes  
Senior Legal Adviser

*This document is electronically approved and therefore does not require a handwritten signature.*

Copy to: Tesla Norway AS

Attachment: Conclusion of the lead supervisory authority