

Privacy and data protection case study

4 – AT THE BEACH



You are spending your holidays at the beach with friends and family. After having verified with the competent authorities that the use of drone with a camera is authorised on the beach, you capture footage of the ocean and the people surrounding you (surfers, swimmers, people sunbathing and your children playing with other children). You also use your thermal camera to capture the water temperature. Your camera also captures bodily features and bodily temperatures of the other beach-goers. At some point, your drone captures images of the nudist section of the beach which is separated from the greater public and only accessible via a signed path.

Once your drone has landed, you start making a short film of the family's holidays to be shared with friends and family via social media and on your family holiday blog. When you edit the footage and audio, you select a series of scenes showcasing the body temperatures of people sun-bathing. Furthermore, you prepare a video that focuses on your children interacting with other children to

Privacy

Privacy of location and space: This right may be infringed as the nudist section of the beach is secluded from the greater public area of the beach. This area may be considered a semi-private space.

TIPS - *Before using a drone, consider your surroundings and the impact of your operation on others. This is particularly important when you fly your drone in areas where people expect their privacy to be respected (such as in their garden or on nudist beaches).*

Bodily privacy: People at the beach (surfers, swimmers, etc.) have the right to keep their bodily characteristics and body functions private. Using a camera (and thermal sensors) to record people may infringe upon this right. The same applies when capturing footage of nudist people. While they intend to bathe nude, they may have an expectation of not being filmed, especially as this section of the beach is separate from the greater public beach.

Privacy of association: Any footage and audio recording of other people interacting with each other (on the beach or somewhere else) may infringe their right to freely associate with other persons of their choice without detection.

Data Protection

Data protection: Publishing targeted images of children playing on the beach over a period of time may be in breach of aspects of European data protection laws. This is because the children can be easily identified by people who know them when such footage is published on the family's blog, via the internet. Publishing online makes the data public, even when it is not intended to be.

TIPS - *Think before sharing: do not share any footage on social media that can lead to the people in it being identified (either directly or indirectly), without their permission to do so. To avoid any problem, always ask for people's permission before taking any picture or video and before sharing it.*