Abstract

The thesis "Selected issues of the current legal regulation of protection of personal data in the European Union" is focused on describing the development of personal data in the European Union and on current changes in this field of European law.

The first chapter is focused on the historical development of the personal data protection on the European continent with the specific aim of looking at the development in the European Union. This chapter describes the progressive development of the right to the protection of personal data which was formed within the right to privacy because of technological developments. The first chapter also talks about personal data protection in primary and secondary legislation which became the foundation for the further development.

The second chapter is devoted to the comparison of the former EU regulation of the personal data protection in the directive 95/46/ES with the new regulation in GDPR. The most important changes were chosen for the comparison together with the ones which were often discussed prior to GDPR coming into effect. The interim goal of this chapter is to explain to the reader the extent of changes which GDPR brings to the field of personal data protection.

The third chapter is focused on the institute of the data protection officer which is a new institute in European law. The institute of the data protection officer is analyzed and compared in detail with the German federative regulation which has long-time experience with this institute.

The final fourth chapter talks about the institute of data protection impact assessment. The reader is familiarized with this institute in this chapter together with the concept of carrying out the assessment which is not sufficiently described in GDPR. Methodology of the German data protection authority was used for the purposes of describing the implementation. This methodology was made not just for the use of the German federative regulation but also for the purposes of GDPR and it is therefore a great base for a better understanding of the implementation.

The closing part is devoted to the overall assessment of the formal regulation in relation to GDPR. It concludes the necessity of harmonization of this field in the European Union but at the same time it points out that GDPR is not revolutionary in the field of personal data protection regarding its content.