

The right of access and how it is exercised

Article 12 of Law no. 1.565 of December 3, 2024 grants **anyone who can prove his or her identity** the right to obtain **confirmation from the data controller as to whether or not his or her data are being processed**, and if so, to have them **communicated to him or her in a readable and comprehensible form**.

This is known as the **right of access**.

This right is generally exercised **directly** with the data controller, but it can also be exercised **indirectly**. In the case of processing carried out **for the purposes of preventing, detecting, investigating and prosecuting criminal offences, or for the enforcement of penalties**, the data subject **must submit a request to the APDP** to check whether his or her data are being processed.

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