

Second Study Commission

Civil Law and Procedure

63rd Annual Meeting of the IAJ – San José (Costa Rica)

Questionnaire 2020

HOW DATA PROTECTION RULES ARE IMPACTING ON CIVIL LITIGATION

1. Do you store digital data in your jurisdiction?

Yes, Georgian Courts store digital data on electronic case management program.

2. How is it stored and for how long?

It is regulated by Data protection law of Georgia and decision of High Council of Justice on “Storage of cases completed by common courts on the approval of the rule”. Case materials are store at court during 5 years . Afterwards, cases are transferred for the storage to the Common Court’s Department.

3. Who has access to the digital data in your jurisdiction?

Court decisions are published electronically on the website of the court for the accessibility of public. However, access on electronic case materials has assigned judge, who hears the case and the parties of the case.

4. Are there digital data protection rules in place in your jurisdiction?

Yes, Data Protection Law regulates processing personal data that was adopted by the parliament of Georgia in 2011. The Independent data protection inspector was appointed in 2014, who is responsible to monitor the supervision of the provisions of the law.

5. Who covers the costs relating to the storage and protection of the digital data in your jurisdiction?

The budget of the Common Courts.