

27 June 2023

IC-237191-G0T9

Request

You asked us:

"On 23rd May 2022, the Information Commissioner's Office acting under its powers under Article 83 of the GDPR and the UK GDPR, and s. 155 DPA 2018 issued a fine to Clearview AI Inc of 99 Wall Street, #5730 New York, N.Y. 10005, United States of America in the sum of £7,552,800.

Has this penalty been paid in whole or in part? If in part, what partial sum has been paid?"

We have handled your request under the Freedom of Information Act 2000 (the FOIA).

Our response

Clearview AI Inc (Clearview) has exercised its right of appeal against the monetary penalty notice issued by the Information Commissioner dated 18 May 2022. Payment of the penalty is stayed pending the outcome of the appeal.

This matter was listed before the First Tier Tribunal (Information Rights) for a hearing in November 2022. The hearing dealt solely with the preliminary issue of jurisdiction: whether Clearview's processing falls within Article 3(2)(b) of the GDPR / UK GDPR and the ICO therefore has jurisdiction over it. The parties are currently awaiting the preliminary decision from the First Tier Tribunal.

You may be interested to view the relevant [Notices issued to Clearview](#) by the ICO, which are published on our website. You can also find our previous disclosures on this topic under references [IC-147483-S2G3](#), [IC-171870-Q2S1](#) and [IC-176509-P2Z3](#), which are published in our [disclosure log](#).

Next steps

You can ask us to review our response. Please let us know in writing if you want us to carry out a review. Please do so within 40 working days.

You can read a copy of our full review procedure [here](#).

If we perform a review but you are still dissatisfied, you can complain to the ICO as regulator of the FOIA. This complaint will be handled just like a complaint made to the ICO about any other public authority.

You can [raise a complaint through our website](#).

Your information

Our [Privacy notice](#) explains what we do with the personal data you provide to us, and set out your rights. Our retention schedule can be found [here](#).

Yours sincerely



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