

10. THE CONTROL AUTHORITY AND THE SYSTEM OF GUARANTEES OF THE RIGHT TO PERSONAL DATA PROTECTION

In case of breach of the duties imposed by the European Data Protection Regulation or the recognized rights to all individuals, a complaint may be filed with the competent Control Authority.

Regarding the sanctioning regime, the [RGPD](#) establishes two lists of infractions, which can be sanctioned with fines of a maximum of 10 or 20 million euros or, in the case of a company, an amount equivalent to 2% or 4%, at most, of the total annual total turnover of the previous year, and between the two options the one with the highest amount must be chosen.

However, the GDPR opens the door for Member States' legal systems to rule out the imposition of administrative fines.

On the other hand, if a person suffers damage or injury, material or immaterial (such as moral damages) as a result of a violation of the European Regulation, he or she is entitled to receive **compensation** from the Data Controller or Data Processor for the damages caused.