



GDPR's First Year: the lull before the 2019 storm?

Darren Wray – July 10, 2019

GDPR One Year On: The Fines

UK ICO

“The first year of enforcement will be a soft landing.” – Elizabeth Denham Oct 17, 2017

The first fine was issued to BA for a data breach/ theft in 2018.

£183m or 1.5% of global annual revenue.

EU Authorities

€56m in fines have been issued by other DPAs.

Google was fined €50m / £44m by CNIL in France.

Top DPA 1998 Fines

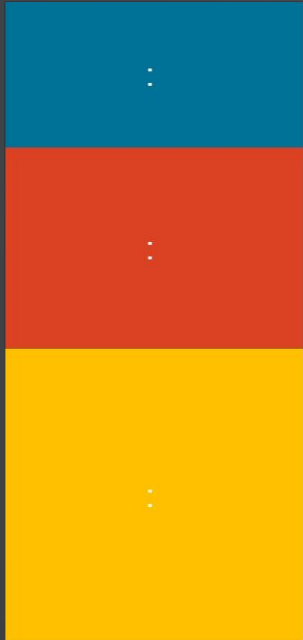
#1 Facebook £500k Oct 2018

#2 Equifax £500k Sep 2018

#3 Bounty UK £400k Apr 2019

GDPR One Year On: The Cases

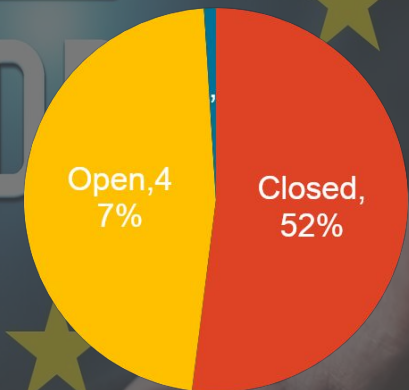
2018 Cases



Reported Cases

- 206,326 cases reported through-out the EU in 2018
- 52% Closed, 47% Ongoing 1% Appealed

2018 Case Status



Source: EDPB – https://www.europarl.Europa.eu/meetdocs/2014_2019/plmrep/COMMITTEES/LIBE/DV/2019/02-25/9_EDPB_report_EN.pdf

GDPR Impact on the London Market

SARs (Subject Access Requests)

These are a challenge to many clients. Employee or former-employees make up the bulk. Causing challenges for IT and HR depts. Redaction is a real challenge.

Still in Progress

For some firms GDPR is still a work in progress. Some lack the knowledge or bandwidth, some still think that all/some of it doesn't apply.

GDPR was a Project

Many firms ran GDPR as a project – Some of those are yet to transition it to business processes.

DPO or not to DPO

Not all firms need a Data Protection Officer. It is however increasingly evident that the market doesn't have the natural skills or the bandwidth. Fifth Step can provide or augment your DPO requirements.

Top Risks to Data Privacy and Cybersecurity – From the FCA

Top 3 Root Causes

#1 Risks from 3rd Parties
(Vendor management failure)

#2 Hardware/Software
(IT project management failure)

#3 Change Management
(IT governance failure)

Mitigated Risk

- Ransomware
- Malware
- DDOS Attacks

Incidents are down but don't be complacent.

Source: FOI request <https://www.bbc.co.uk/news/technology-48841809>



Data Protection in the USA

CCPA

California is the first US state to pass an act that requires companies and employers to comply with enhanced data privacy and protection requirements. Enforcement begins in **January 2020**.

Data Security Requirements

Arkansas, Connecticut, Florida, Indiana, Maryland, Massachusetts, Nevada, Oregon, Rhode Island, Texas and Utah - have imposed broader data security requirements.

More to Come

New York state and other – Potential for a Federal legal requirement?

Thoughts for your 2020 Budget

Vendor Management

Are your 3rd parties your greatest risk?

Continual Improvement

Remember GDPR is not a One and Done project. Your processes and procedures need to be tested and audited on at least an annual basis. Or they offer you only limited protection.

Training

Are your staff cyber and DP aware?
Are they a cyber asset or a liability?

Projects

Are your projects weakening your data privacy position?

Thoughts for your 2020 Budget

Know your Exposures

You're not fully protected with out of data information. Ensure that your systems are audited and risk assessments are performed on at least an annual basis.

International Exposure

Do you need to comply with the CCPA or requirements in other regions?

Are you Breach Ready?

You never know when a breach is coming; the best defence is to be breach ready today – When was your data privacy or cybersecurity breach plan last updated?

Speak with Fifth Step

We can help prioritise and help you deliver.

Do Get In Touch



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Shameless Plug...



Darren's Books

- The CIO Navigator
- The Little Book of GDPR
- The Brexit Readiness Guide

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