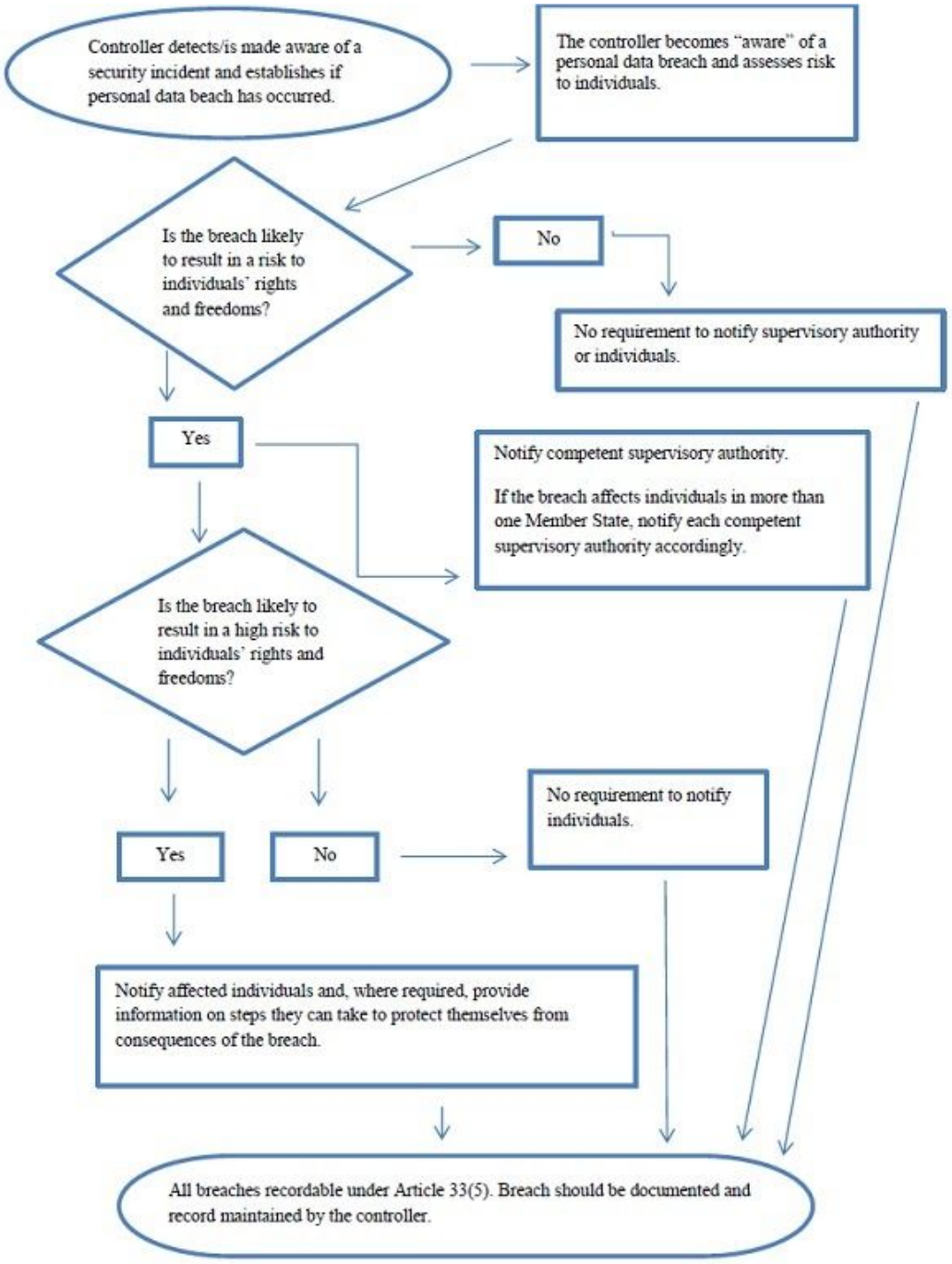
Controller detects/is made aware of a security incident and establishes if personal data beach has occurred.
The controller becomes "aware" of a personal data breach and assesses risk to individuals.
Is the breach likely to result in a risk to individuals' rights and freedoms?
No
No requirement to notify supervisory authority or individuals.
Yes
Notify competent supervisory authority.
If the breach affects individuals in more than one Member State, notify each competent supervisory authority accordingly.
Is the breach likely to result in a high risk to individuals' rights and freedoms?
Yes
No
No requirement to notify individuals.
Notify affected individuals and, where required, provide information on steps they can take to protect themselves from consequences of the breach.
All breaches recordable under Article 33(5). Breach should be documented and record maintained by the controller.