

# Summary Final Decision Art 60

Personal data breach notification

No sanction

EDPBI:DEBE:OSS:D:2020:103

## Background information

Date of final decision:	30 April 2020
Date of broadcast:	30 April 2020
LSA:	DEBE
CSAs:	AT, BG SA, DEBY, FI, FR, NO, SE
Controller:	Delivery Hero SE
Legal Reference:	Security of processing (Article 32), Notification of a personal data breach to the supervisory authority (Article 33), Communication of a personal data breach to the data subject (Article 34)
Decision:	No sanction
Key words:	Personal data breach, Data security

## Summary of the Decision

### Origin of the case

A token for the controller's in-house communication platform was published on the Internet due to a faulty configuration of the development environment by an employee. The publication of the token caused that personal data of the employees' login credentials for the in-house communication platform were publicly accessible for a short time. The data breach affected 1446 employees in the EEA. The data controller notified the breach to the LSA and to the data subjects concerned.

### Findings

After the breach became known, the token in question was immediately revoked, rendering the contents of the token no longer accessible. Furthermore, all security measures were reviewed, and no further vulnerabilities in the settings could be identified.

The controller assigned a follow-up data protection and information security training course to the responsible department the week after the breach, and analysed random samples of the data

published on the Internet. The LSA considered these measures efficient and sufficient to remedy the breach caused by the technical fault and prevent future breaches.

The LSA found that the breach was a minor violation that was not expected to have serious consequences for the data subjects concerned as the temporary publication of the information could only have resulted in third parties gaining knowledge of who works for the controller. The LSA sustained that further damage was not foreseeable for the time being, or could only be achieved with additional effort. No unlawful processing of personal data had taken place, since the token itself does not represent personal data, but can only provide access to this data like a key.

## Decision

The LSA decided to close the case on the ground that the breach did not point to a structural defect or a problem that is likely to reoccur. Moreover, the LSA came to the conclusion that there was no urgent need for action and that the breach was not serious enough to warrant the imposition of a fine.