

GDPR ONE YEAR IN: BY THE NUMBERS

Happy Birthday GDPR! It's been one year since the GDPR came into effect (May 25, 2018) and there have been significant learnings over the last year as companies work to achieve compliance. With numerous complaints and investigations, Data Protection Authorities (DPAs) have proven willing to issue sanctions.

To mark this milestone, we looked at the numbers on how GDPR compliance and enforcement has progressed.



25 EU Member States have adapted their national legislation to ensure compliance with the GDPR, as well as non-EU Member States Switzerland, Norway, Iceland, and Liechtenstein. 3 Member States (Greece, Slovenia and Portugal) have not fully implemented GDPR so far.

The global impact of the GDPR cannot be understated as several jurisdictions have implemented or are planning to pass GDPR influenced legislation in the next 12 months including California, Brazil, South Korea, India and countries in Africa and South East Asia.

GDPR COMPLIANCE

In a survey by Cisco Systems, **60% of organisations** reported they are meeting all or most requirements of GDPR compliance. **Almost a third of companies (29%)** expect to be able to meet most requirements within a year. However almost **10% of companies** believe it will take more than one year to achieve compliance.¹



Rise of the Data Protection Officer

Faced with the task of addressing up to 55 compliance requirements, most CEOs have appeared to have acted. According to the latest IAPP-EY Annual Privacy Governance Report, 89% of EU respondents have appointed a Data Protection Officer in response to the GDPR.²



\$500,000

The impact of compliance is directly related to cost to business. In the same report, **only 37% of GDPR-ready companies** experienced a data breach costing more than \$500,000, compared with **64% of the least GDPR-ready companies**.



Over **200,000 (281,088)³** cases have been reported by SAs from **31 EEA countries** in three major categories.⁴

CROSS-BORDER

30 different EEA SAs have registered a total amount of at least 446 cases with a cross-border component.⁵



DATA BREACH

More than **64,000⁶ personal data breaches** were notified to regulators. These ranged from minor breaches, such as errant emails sent to the wrong recipient, to major cyberhacks affecting millions of individuals and making front-page headlines.⁷

€55,955,871

in total fines imposed by Supervisory Authorities from **11 European Economic Area countries** to date (the bulk of which is represented by **€50 million from France** in relation to the processing of personal data for advertising purposes without valid authorization).⁹

HIGHEST INDIVIDUAL FINE BY COUNTRY



€50 MILLION



The Netherlands, Germany and the UK had the most data breaches notified to supervisory authorities. When the results are weighted to consider country population, the Netherlands leads as the country with the most breaches notified per capita, which can be explained by the fact the Netherlands' breach notification law already entered into force on 1 January 2016.⁸



Fines aren't the only issue organisations in breach of GDPR should be worried about. There have also been examples of DPAs sanctioning temporary or indefinite suspension of processing for organisations failing to comply¹¹ and the first public compliance order has been issued in Finland.¹²

¹ Cisco 2019 Data Privacy Benchmark Study
² IAPP-EY Annual Privacy Governance Report
³ European Data Protection Board (https://edpb.europa.eu/news/news/2019/1-year-gdpr-taking-stock_en)
⁴ First Overview on the Implementation of the GDPR and the Roles and Means of the National Supervisory Authorities, European Data Protection Board
⁵ GDPR One Year Anniversary (https://iapp.org/media/pdf/resource_center/GDPR_Anniversary_Infographic_2019.pdf)
⁶ GDPR Data Breach Survey, DLA Piper
⁷ First GDPR fine issued in Italy, GamingTechLaw
⁸ First fine imposed by the President of the Personal Data Protection Office (https://edpb.europa.eu/news/national-news/2019/first-fine-imposed-president-personal-data-protection-office_en)

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