

# Summary Final Decision Art 60

Complaint

No violation

EDPBI:DEHE:OSS:D:2020:162

## Background information

Date of final decision:	11 November 2020
Date of broadcast:	11 November 2020
LSA:	DEHE
CSAs:	All SAs
Legal Reference:	Security of processing (Article 32), Notification of a personal data breach to supervisory authority (Article 33), Communication of a personal data breach to the data subject (Article 34)
Decision:	No violation
Key words:	Data security, Hacker attack, User account, Definition of personal data

## Summary of the Decision

### Origin of the case

The data subject lodged a complaint with the CSA. The complaint reported a possible security breach in the authorisation process of certain servers of the controller, through the ethical hacker program. According to the complaint, certain personal data, for example, “friends’ lists”, was affected by the breach.

### Findings

The LSA found that the possible breach concerned a server that due to limited functionality contains only very limited data, i.e. region/time zone, skill level of the user and dynamic IP addresses. The controller did not request any clear names and did not use selected user names (nicknames). The IP addresses were only available in real time and were not stored in the server at issue. The third parties lacked the legal and factual means to identify a natural person behind the user.

The controller discovered the weakness in user authentication and took the steps in order to prevent the server being prone to corresponding hacker attacks.

The LSA found that the personal data of the users of the service of the controller was not concerned and therefore the incident did not constitute a personal data breach within the meaning of Articles 33 and 34 GDPR. The LSA concluded that the incident had only minor (not data protection related) impact and had been adequately resolved.

### Decision

As the complainant had withdrawn the complaint and no violation was found, the LSA concluded the proceedings.