



[Redacted]

by email to [Redacted]

Your ref: Fol/2021/3
6 July 2021

Dear [Redacted]

Thank you for your email of 1 July 2021 to the Scottish Fiscal Commission requesting information under the Freedom of Information (Scotland) Act 2002. The information which you requested is as follows:

1. A yearly (2018/2019/2020/2021) breakdown of the number of data protection breaches under GDPR recorded by the organisation since 1 April 2018.

Since GDPR came into effect in the UK on 25 May 2018, there have been no GDPR data breaches recorded by the Scottish Fiscal Commission.

2. A yearly breakdown of the number of data protection breaches under GDPR reported to the Information Commissioner's Office by the organisation since April 1, 2018.

One data breach was reported on 18 May 2018 to the Information Commissioner's Office relating to a breach which had taken place in 2017 (prior to implementation of GDPR) but which did not come to light until 23 April 2018.

3. For each year, please provide the number of data protection breaches which took longer than 72 hours to be reported to the Information Commissioner's Office.

Year	Breaches Reported
1 April 2018 - 31 March 2019	1 ¹
1 April 2019 - 31 March 2020	0
1 April 2020 - 31 March 2021	0
1 April 2021 - date	0

4. A yearly breakdown of the number of each type of data protection breach, described as a ‘Confidentiality breach’ – where there is an unauthorised or accidental disclosure of, or access to, personal data; an ‘Availability breach’ – where there is an accidental or unauthorised loss of access to, or destruction of, personal data, which could be permanent or temporary; or an ‘Integrity breach’ – where there is an unauthorised or accidental alteration of personal data as described by the Law Society of Scotland.

Year	Confidentiality Breach	Availability Breach	Integrity Breach
1 April 2018 - 31 March 2019	1	0	0
1 April 2019 - 31 March 2020	0	0	0
1 April 2020 - 31 March 2021	0	0	0
1 April 2021 - date	0	0	0

If you are unhappy with this response to your request under the Freedom of Information (Scotland) Act 2002, you may ask us to carry out an internal review of the response, by writing to: Mr John Ireland, Chief Executive, Scottish Fiscal Commission, Governor’s House, Regent Road, Edinburgh, EH1 3DE, email FOIrequests@fiscalcommission.scot.

Your review request should explain why you are dissatisfied with this response, and should be made within 40 working days from the date when you received this letter. We will complete the review and tell you the result, within 20 working days from the date when we receive your review request.

If you are not satisfied with the result of the review, you then have the right to appeal to the Scottish Information Commissioner. More detailed information on your appeal rights is available on the Commissioner’s website at: www.itspublicknowledge.info/YourRights/Unhappywiththeresponse/AppealingtoCommissioner.aspx.

Yours sincerely



James H White
Governance Manager

¹ A public declaration of this breach was included in the Commission’s Annual Report and Accounts for the year ending 31 March 2018 on page 20 ([link](#))