

Communication of a personal data breach to the data subject (Article 34 of the Regulation and Article 41 of the Act)

Where the personal data breach is likely to result in a high risk to the rights and freedoms of natural persons, EUSTREAM shall communicate the personal data breach to the data subject without undue delay.

The communication to the data subject shall describe in clear and plain language the nature of the personal data breach and contain at least the following information and measures:

- name and contact details of the data protection officer or other contact point where more information can be obtained;
- description of the likely consequences of the personal data breach;
- description of the measures taken or proposed to be taken by the controller to address the personal data breach, including, where appropriate, measures to mitigate its possible adverse effects.

The communication to the data subject shall not be required if:

- EUSTREAM has implemented appropriate technical and organisational protection measures, and those measures were applied to the personal data affected by the personal data breach;
- EUSTREAM has taken subsequent measures which ensure that the high risk to the rights and freedoms of data subjects is no longer likely to materialise;
- it would involve disproportionate effort (in such case EUSTREAM shall issue a public communication or adopt a similar measure to ensure that the data subjects are informed in an equally effective manner).