

GDPR FINES NEWSLETTER

GDPR Fines Overview

The General Data Protection Regulation 2016/679 is a regulation in EU law on data protection and privacy in the European Union and the European Economic Area.

530 fines have been given out until today. The overall cumulative total of data protection fines now stands at **275 187 314€**.

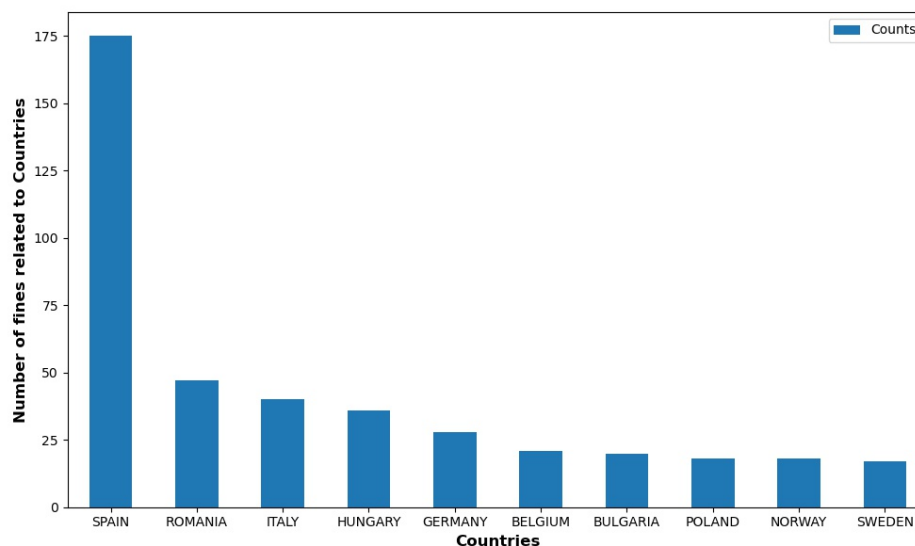


Figure 1. Top 10 EU Countries with the highest number of fines

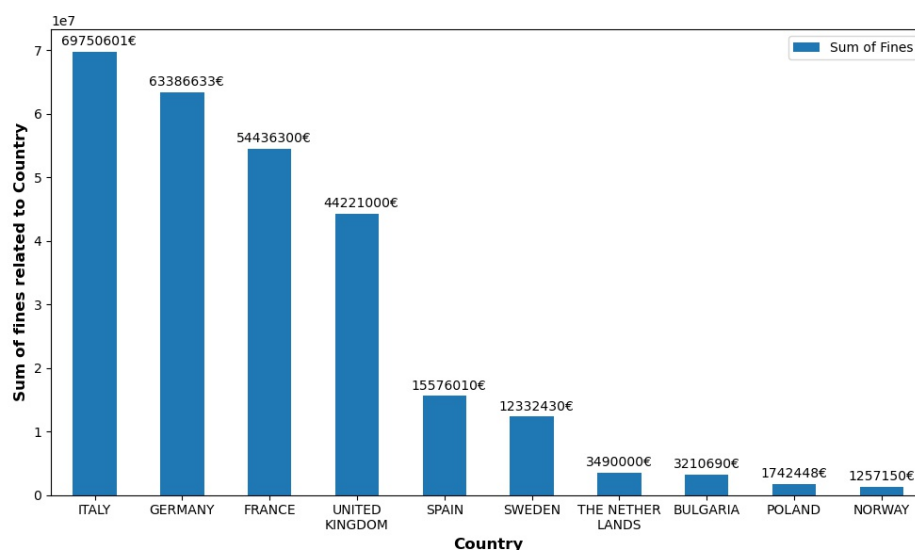


Figure 2. Top 10 EU Countries with the highest sum of fines

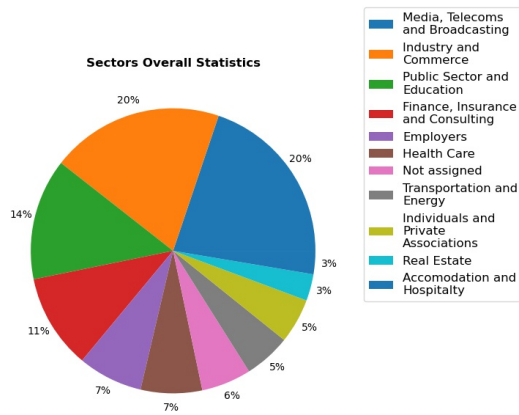


Figure 3. Top 10 Sectors on piechart with the highest number of fines

Overall sum of fines per sector	
Sector	Sum of Fines (€)
Media, Telecoms and Broadcasting	119004365
Industry and Commerce	6855822
Public Sector and Education	4424063
Finance, Insurance and Consulting	16033935
Employers	47796477
Health Care	8921521
Not assigned	910858
Transportation and Energy	34499400
Individuals and Private Associations	849596
Real Estate	14956270
Accommodation and Hospitality	20935007

Figure 4. Top 10 Sectors with the highest amount of fines

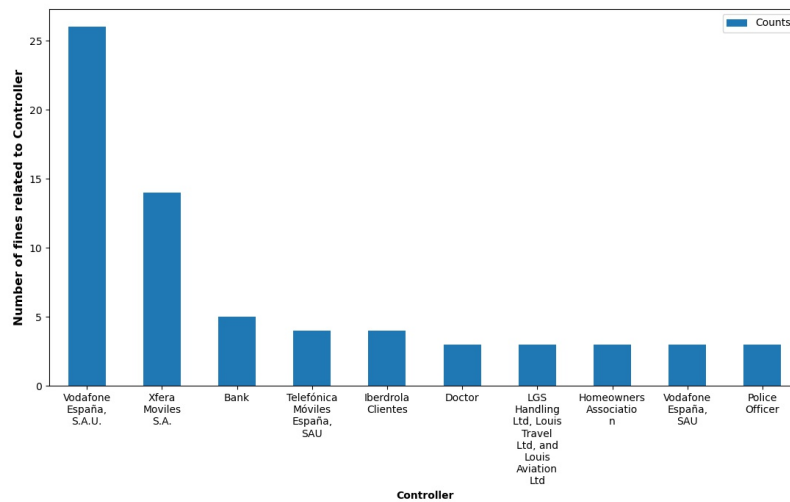


Figure 5. Top 10 Companies with the highest number of fines

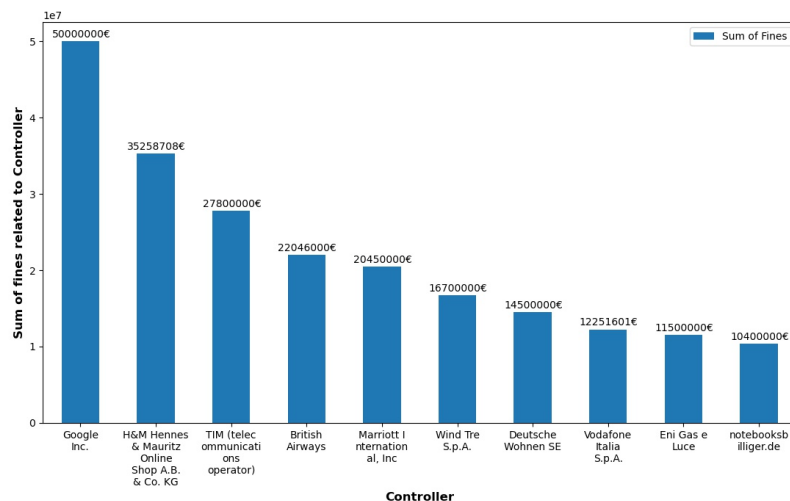


Figure 6. Top 10 Companies with the highest amount of fines

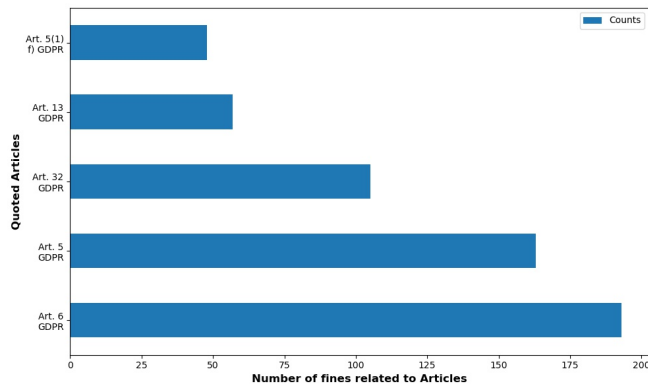


Figure 7. Top 5 Quoted Articles with the highest number of fines

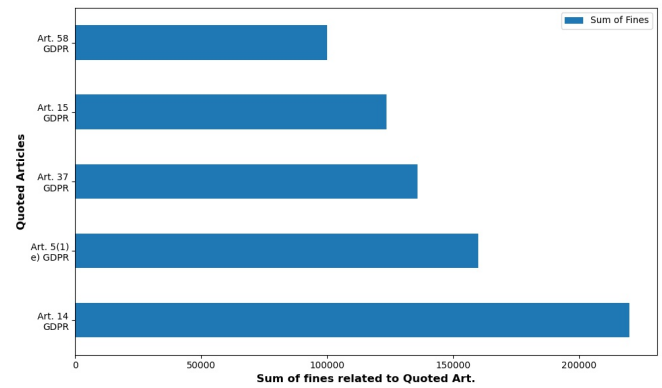


Figure 8. Top 5 Quoted Articles with the highest amount of fines

Analysis on GDPR enforcement over years

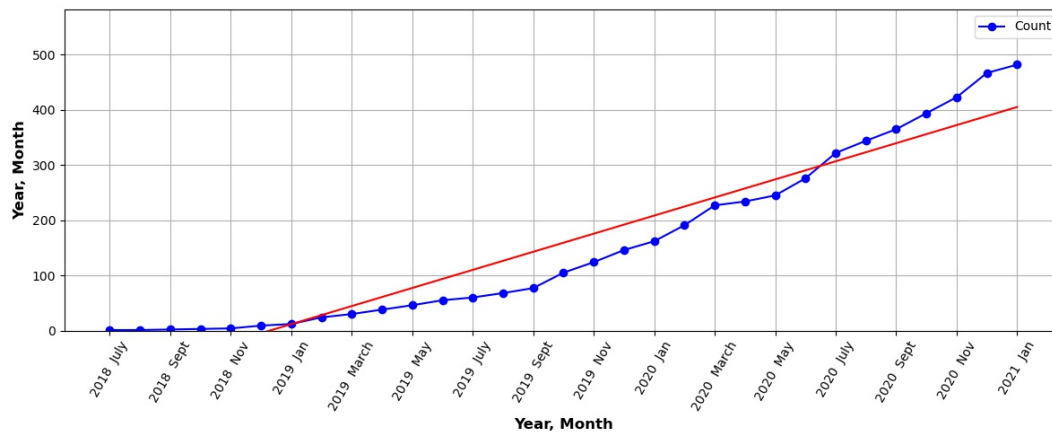


Figure 9. Overall Number of Fines (cumulative)

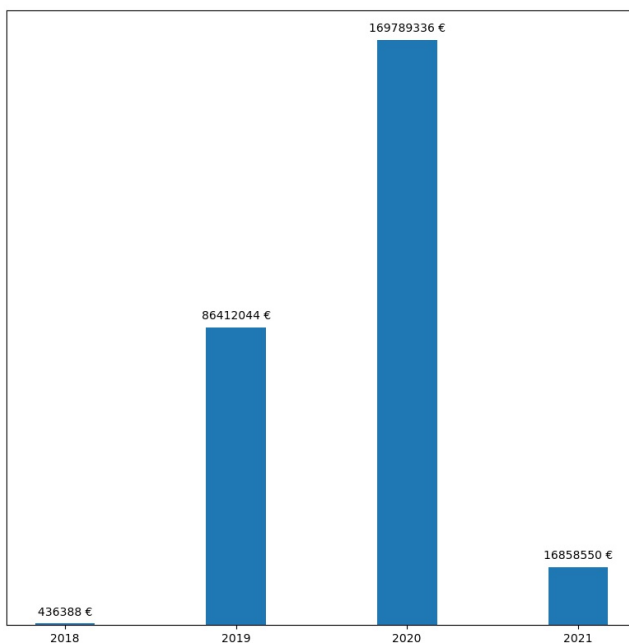


Figure 10. Overall Amount of Fines per year

GDPR enforcement has accelerated since the first few years, both on the number of enforcement cases as well as the sum of fines. Public awareness and media coverage on privacy and data protection have increased over the years too. However, GDPR is at the risk of failing. According to a research from Brave, this is due to the Data Protection Authorities(DPA) not giving enough human and financial resources to perform their tasks. Only 6 national DPAs have more than 10 specialist tech investigation staff. Half of all national DPAs receive small (€5 million or less) annual budgets from their governments.

GDPR fines overview in 2018

In 2018, there have been **12** fines. The cumulative total of data protection fines for 2018 now stands at **458 688€**.

Nb of cases	12
Total Amount of Fine	458 688€

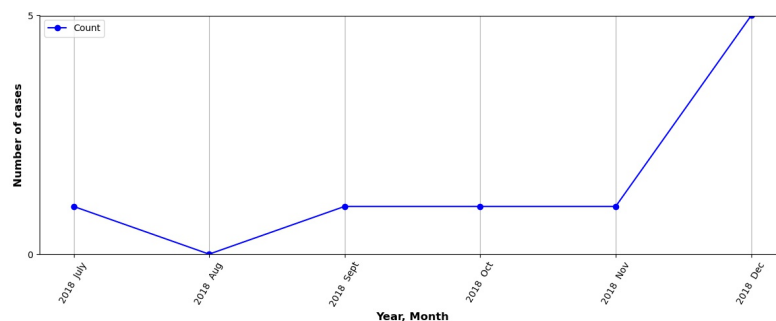


Figure 11. Small Overview over months in 2018

The GDPR fines for 2018 break down for each months as follow :

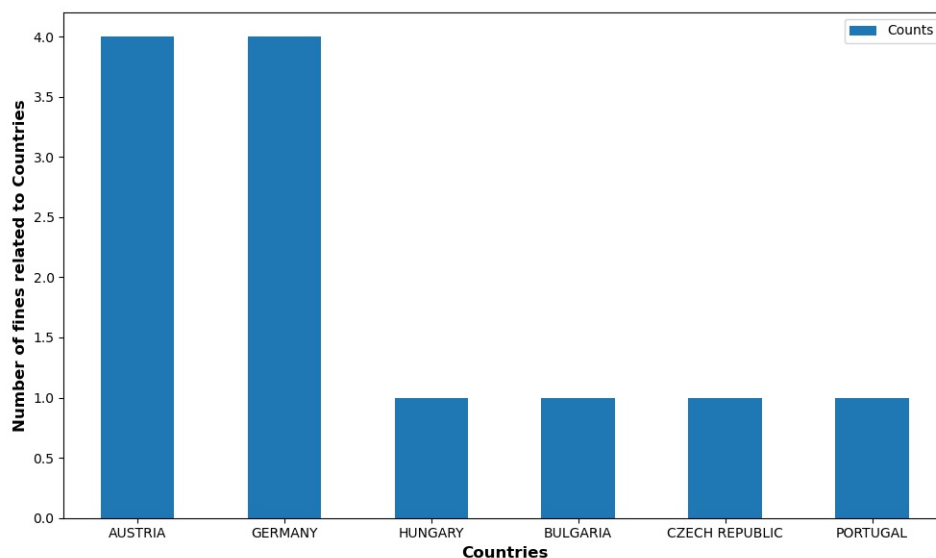


Figure 12. Top 10 EU Countries with the highest number of fines in 2018

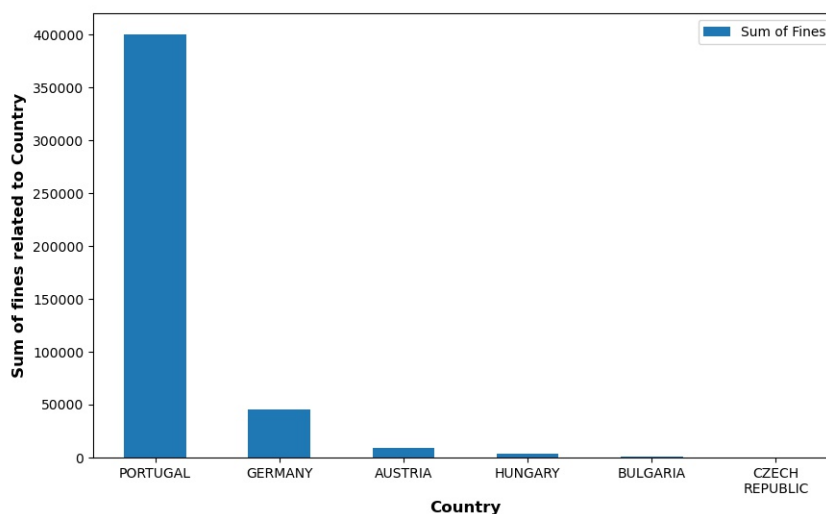


Figure 13. Top 10 EU Countries with the highest sum of fines in 2018

3 most recent fines in 2018

— **2018-12-20**

2,200€ fine issued in AUSTRIA to Private person.

The fine was imposed against a private person who was using CCTV at his home. The video surveillance covered areas which are intended for the general use of the residents of the multi-party residential complex, namely : parking lots, sidewalks, courtyard, garden and access areas to the residential complex ; in addition, the video surveillance covered garden areas of an adjacent property. The video surveillance subject of the proceedings is therefore not limited to areas which are under the exclusive power of control of the controller. Video surveillance is therefore not proportionate to the purpose and not limited to what is necessary. The video surveillance records the hallway of the house and films residents entering and leaving the surrounding apartments, thereby intervening in their highly personal areas of life without the consent to record their image data. The video surveillance was not properly indicated.

[More Info](#)

— **2018-12-18**

3,200€ fine issued in HUNGARY to Unknown.

The fine was imposed for (i) not providing a data subject with CCTV recordings, (ii) not retaining recordings for further use by the data subject, and (iii) not informing the data subject about his right to lodge a complaint to the supervisory authority.

[More Info](#)

— **2018-12-17**

5,000€ fine issued in GERMANY to Kolibri ImageRegina und Dirk Maass GbR

Please note : According to our information this fine has been withdrawn in the meantime. Kolibri Image had send a request to the Data Protection Authority of Hessen asking how to deal with a service provider who does not want to sign a processing agreement. After not answering Kolibri Image in more detail, the case was forwarded to the locally responsible Data Protection Authority of Hamburg. This Authority then fined Kolibri Image as controller for not having a processing agreement with the service provider. Kolibri Image has stated that they will challenge the decision in front of court since they are of the opinion that the service provider does not act as a processor.

[More Info](#)

Notable fines in 2018

- The **largest** fine of 2018 - **400000 €** - was issued in PORTUGAL to Public Hospital.
Summary : Investigation revealed that the hospital's staff, psychologists, dietitians and other professionals had access to patient data through false profiles. The profile management system appeared deficient – the hospital had 985 registered doctor profiles while only having 296 doc-

tors. Moreover, doctors had unrestricted access to all patient files, regardless of the doctor's specialty.

[More info](#)

- The **lowest** fine of 2018 - **300 €** - was issued in to Private car owner.

Summary : A Dashcam was unlawfully used.

[More info](#)

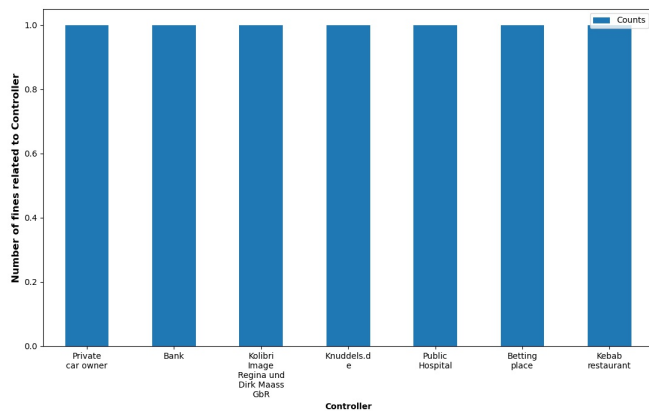


Figure 14. Top 10 Companies with the highest number of fines in 2018

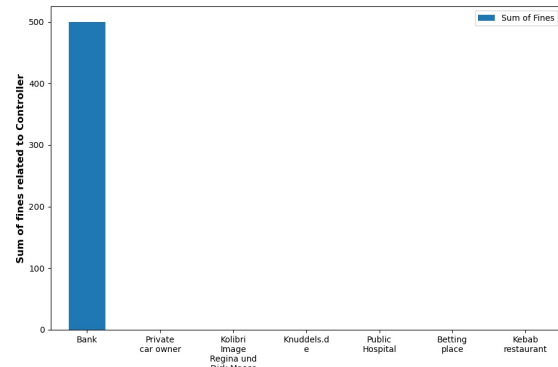


Figure 15. Top 10 Companies with the highest amount of fines in 2018

Overall sum of fines per sector	
Sector	Sum of Fines (€)
Not assigned	24088
Individuals and Private Associations	2500
Industry and Commerce	9800
Media, Telecoms and Broadcasting	20000
Accommodation and Hospitality	0
Health Care	400000
Public Sector and Education	500

Figure 16. Top 10 Sectors on piechart with the highest number of fines in 2018

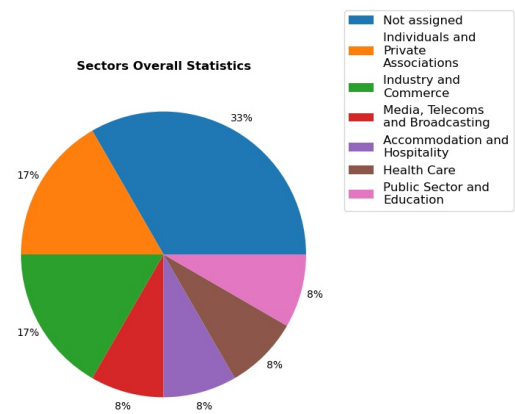


Figure 17. Top 10 Sectors with the highest amount of fines in 2018

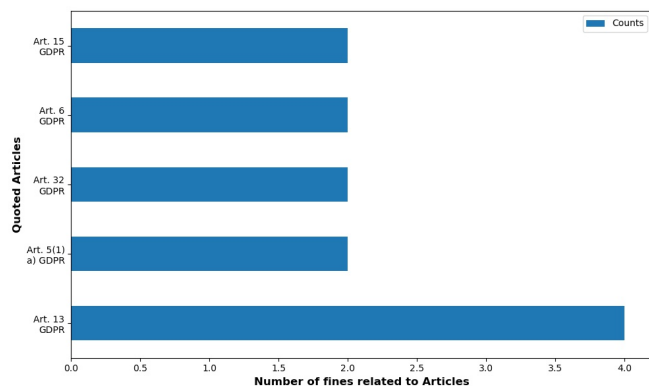


Figure 18. Top 10 Quoted Article with the highest number of fines in 2018

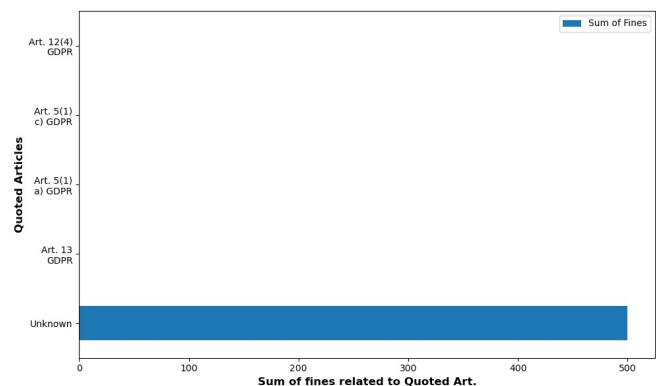


Figure 19. Top 10 Quoted Article with the highest amount of fines in 2018

References :

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