

Summary Final Decision Art 60

Legal obligation

No violation

EDPBI:DEBE:D:2020:136

Background information

Date of final decision:	4 September 2020
Date of broadcast:	8 September 2020
LSA:	DEBE
CSAs:	AT, DE, DE, DE, FR, HU, IT, PL, PT, RO
Controller:	Apassionata World GmbH
Legal Reference:	Personal data breach (Article 33, 34)
Decision:	No violation
Key words:	Personal data breach, phishing, technical and organisational measures

Summary of the Decision

Origin of the case

This case was initiated, after unauthorized persons gained access to a Microsoft Office 365 account and manipulated settings. It was not possible to clarify the way that the unauthorised persons obtained access. It is possible that the cause was the receipt of a phishing email of the same type, which was later sent by the account that was also affected, requesting the user to enter login data for Office 365.

Findings

The supervisory authority found that the controller has reset the password for the affected account, removed the manipulated rules for deleting incoming emails and checked the end devices used. Furthermore, the supervisory authority found that the controller had informed all data subjects concerned without undue delay in written form. If the controller had used stronger user authentication (e.g., two-factor authentication), such attacks could be made considerably more difficult. However, since it is not apparent that a particularly high number or special types of personal data were affected, the supervisory authority did not consider a corresponding requirement to be appropriate.

Decision

The supervisory authority, decided to close the case as no violations beyond Articles 33 and 34 GDPR have been identified.