VII.   **Annex**

A.   Flowchart showing notification requirements

```
┌─────────────────────────────────┐          ┌────────────────────────────────┐
│  Controller detects/is made     │          │ The controller becomes "aware" │
│  aware of a security incident    │  ───────>│ of a personal data breach and  │
│  and establishes if personal     │          │ assesses risk to individuals.  │
│  data beach has occurred.        │          │                                │
└─────────────────────────────────┘          └────────────────────────────────┘
```

```
        ┌─────────────────┐
        │ Is the breach   │      ┌──────┐      ┌──────────────────────────────────┐
        │ likely to result│─────>│  No  │─────>│ No requirement to notify         │
        │ in a risk to    │      └──────┘      │ supervisory authority or         │
        │ individuals'    │                    │ individuals.                     │
        │ rights and      │                    └──────────────────────────────────┘
        │ freedoms?       │
        └─────────────────┘
```

```
        ┌──────┐      ┌──────────────────────────────────────────────┐
        │ Yes  │─────>│ Notify competent supervisory authority.       │
        └──────┘      │                                               │
                      │ If the breach affects individuals in more     │
                      │ than one Member State, notify each competent  │
                      │ supervisory authority accordingly.            │
                      └──────────────────────────────────────────────┘
```

```
        ┌─────────────────┐
        │ Is the breach   │
        │ likely to result│
        │ in a high risk  │
        │ to individuals' │
        │ rights and      │
        │ freedoms?       │
        └─────────────────┘
          │            │
        ┌──────┐    ┌──────┐      ┌──────────────────────────────┐
        │ Yes  │    │  No  │─────>│ No requirement to notify      │
        └──────┘    └──────┘      │ individuals.                  │
          │                       └──────────────────────────────┘
```

```
┌──────────────────────────────────────────────────────────┐
│ Notify affected individuals and, where required, provide  │
│ information on steps they can take to protect themselves   │
│ from consequences of the breach.                           │
└──────────────────────────────────────────────────────────┘
```

```
┌──────────────────────────────────────────────────────────────────┐
│ All breaches recordable under Article 33(5). Breach should be     │
│ documented and record maintained by the controller.               │
└──────────────────────────────────────────────────────────────────┘
```