

Article 34 – Communication of a personal data breach to the individual

Where there is a data breach with a risk to the rights and freedoms of the individual, we shall communicate the breach to the person without undue delay.

There may be exemptions:

- There was an adequate security and management control to protect the information all along.
- Adequate measures have since been implemented that would prevent similar data breaches happening again.
- Where giving notice would require a disproportionate effort. In that case, a public message will be required so that all people affected are informed in an equally effective manner.

This should be done in line with the NHS Policy of Duty of Candour.