



Your latest monthly update from The Office of the Data Protection Authority.

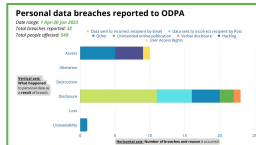
## Highlights...

### We're hiring: Registrations Administrator



### [Come and work with us!](#)

We are looking for a friendly and proactive Registrations Administrator with strong skills in customer service and project management.



### [Q2 breach statistics published](#)

Read our latest personal data breach statistics. Thirty two breaches were reported from April to June 2023, affecting 549 people.

### UK law enforcement adequacy decision welcomed



### [UK law enforcement adequacy decision welcomed](#)

Find out what the UK Home Office's law enforcement adequacy decision to the Bailiwick means and why we welcome it.

## This month's update from our Commissioner, Emma Martins

"I was writing the book recommendation for this month's newsletter on the day that saw two very significant data breaches reported ([Electoral Commission](#) and [PSNI](#)).

'Breached!' by Daniel Solove and Woodrow Hartzog makes the eye-catching and rather startling claim that the laws we have around data security are failing.

In the midst of what often feels like a continuous stream of stories about data security failures of some description, it is quite hard to dispute this assertion.

I have often worried about the normalisation of such stories but the scale and impact of the two incidents mentioned above are proof that these things still have the capacity to shock. And we need to be shocked because the harms are very real, and they are also long lasting.

We have a very clear and deliberate approach to data breaches at the ODDPA. From the outset we worked hard to encourage accountability and trust between us and our regulated community. If we want reports of breaches to be made to us, we need organisations to have confidence in what we are doing and why we are doing it.

We have always been proactive about publishing numbers of reported breaches and have encouraged learnings from patterns we are seeing. The reason this relationship and this openness is so important is because it is, in my view, the only way we are going to have any chance of getting better - both at preventing breaches and dealing with them.

It may mean that our breach stats give the impression that the Bailiwick is the 'worst offender' but impressions are just that, impressions. The reality is that we are simply being mature, open and honest about the risks, their impacts and what we all need to do to reduce them.

That means transparency and accountability when things go wrong, and proactive support and learning in the aftermath. I am proud that, as a jurisdiction, we have embraced all of these things and that, rather than building a culture of blame, we have built a culture of accountability, learning and improvement.

This month we have signed an MoU with the [Alderney Gambling Commission](#) with a view to enhancing cooperation. There is increasing regulatory overlap in the world of data so it is important for the individuals whose data are being processed, and for the organisations with responsibility for that processing, that the regulatory landscape is efficient, effective and consistent. We are very grateful to the Commission for their support.

To finish, you may well have seen an update from our office in recent weeks which talks of the [legal action planned](#) for those who fail to register. We have never made a secret of the fact that this is not something we want to spend time, effort and money on.

Our job is to regulate data protection, not chase debts. However, we cannot do what we do without funding and the law is clear - if you are processing personal data you must [register](#) and pay the relevant fee on an annual basis. Failure to do so will have consequences.

Effective data protection regulation is important for us all as individuals, it is also important for our economy. The Bailiwick is stronger for having an effective regulatory framework in place.

We take our responsibilities seriously both in respect of oversight of the law, and ensuring we have the highest standards of governance around our expenditure. Whilst it is a great shame that we have a small minority of people who seem intent on disregarding their statutory duties, we also recognise that the vast majority do what is required of them.

Registration is the first step towards compliance. Non-compliance matters financially, and it matters because it indicates a wider disregard for the laws of our islands. Our job is to ensure the law is complied with without fear or favour and we will continue to do just that.

Before I sign off, I want to mention a very exciting launch coming this autumn. It is part of [Project Bijou Seeds](#). Bringing children into conversations about our data driven, digital world is very important to us. Doing that well is undeniably a challenge and we need to be imaginative and creative if those conversations are to be meaningful and relevant for them.

The talented team who support comms and outreach at our office have come up with the most wonderful idea. It is imaginative, it is creative and it is coming very soon...

Wishing you all a wonderful summer."

Emma Martins  
Data Protection Commissioner  
Bailiwick of Guernsey

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## Headlines...

## ODPA to pursue legal action for failure to register



### Tougher sanctions for non-compliance

Read about our decision to pursue the most serious cases of registration non-compliance through the Magistrate's Court Petty Debt process. Engaging and educating the regulated community about the benefits of treating people's data well is at the heart of the ODPa's strategy. Predicting and preventing harm by encouraging the responsible use of personal information is vital to achieve the best possible outcomes in our society.

## Guernsey and Alderney regulators pledge closer co-operation



### Bailiwick regulators pledge closer co-operation

The Bailiwick's Data Protection Authority has signed a Memorandum of Understanding (MoU) with the Alderney Gambling Control Commission. This establishes a framework to make it easier for the two regulators to co-operate and share information to perform their statutory functions.

## News in brief...

### ODPA blog posts



#### **Read all about it!**

Catch up with the latest thought-provoking blog posts written by our Commissioner Emma Martins: [Raising the bar](#) and [Law and \(dis\)order](#).

#### Beyond our shores

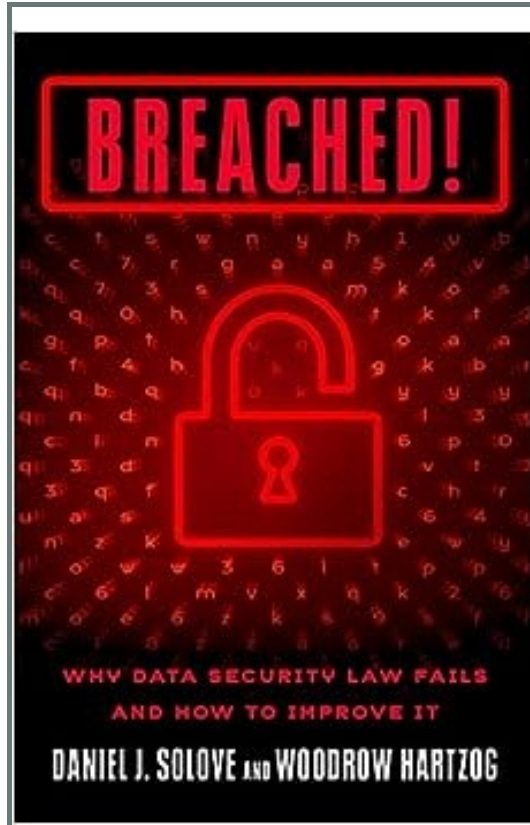
High profile data breaches have dominated the headlines

**Beyond  
our  
shores**



recently. Find out more with our monthly round-up of recent data-related developments from around the world.

## Reading recommendation...



**Breached! Why Data Security Law Fails and How to Improve It**  
**by**  
**Daniel Solove and Woodrow Hartzog**

In this book, Solove and Hartzog call for us to rethink the foundations of our current approach and focus more on the role we as humans play in data security. They argue that only by having a more holistic vision of data security, designed with people at the heart, can we hope to get ourselves out of this endless loop of every year being “the year of the data breach”; a problem they describe as “spiralling out of control”.

## Coming soon...

**Data Protection for Charities**

In partnership  
with



**Drop-in session for the third sector**

We are partnering with the Association of Guernsey Charities to offer an informal drop-in session at Cobo Community Centre to help charities navigate their legal obligations. Please email [development@charity.org.gg](mailto:development@charity.org.gg) if you wish to attend.

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