

## Freedom of Information request 355-23

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### Request

1. In 2023, on how many occasions so far have GDPR rules been breached by this health board? Please also provide data for each calendar year since 2018.
2. In relation to question 1, could you group these breaches into categories. E.g. Sent patient data to wrong individual etc.

### Response

1. The number of occasions that GDPR has been breached within NHS Borders is:

<b>2018</b>	169
<b>2019</b>	129
<b>2020</b>	104
<b>2021</b>	123
<b>2022</b>	83
<b>2323</b>	29

2. Please find attached the breach categories:



FOI 355-23 Response  
Data.xlsx

If you are not satisfied with the way your request has been handled or the decision given, you may ask NHS Borders to review its actions and the decision. If you would like to request a review please apply in writing to, Freedom of Information Review, NHS Borders, Room 2EC3, Education Centre, Borders General Hospital, Melrose, TD6 9BS or [foi.enquiries@borders.scot.nhs.uk](mailto:foi.enquiries@borders.scot.nhs.uk).

The request for a review should include your name and address for correspondence, the request for information to which the request relates and the issue which you wish to be reviewed. Please state the reference number **355-23** on this request. Your request should be made within 40 working days from receipt of this letter.

If following this review, you remain dissatisfied with the outcome, you may appeal to the Scottish Information Commissioner and request an investigation of your complaint. Your request to the Scottish Information Commissioner should be in writing (or other permanent form), stating your name and an address for correspondence. You should provide the details of the request and your reasons for dissatisfaction with both the original response by NHS Borders and your reasons for dissatisfaction with the outcome of the internal review. Your application for an investigation by the Scottish Information Commissioner must be made within six months of your receipt of the response with which you are dissatisfied. The address for the Office of the Scottish Information Commissioner is, Office of the Scottish Information Commissioner, Kinburn Castle, Doubledykes Road, St Andrews, Fife.