



Azure Data Protection Consultants LLP

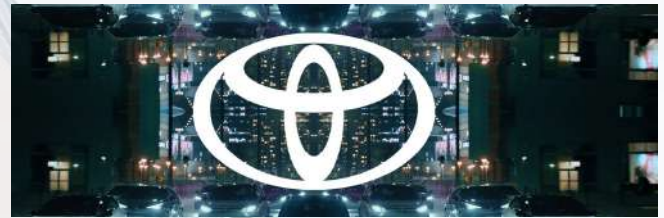


PRIVACY DIGEST

October 2022

JAPANESE AUTOMAKER SUFFERS DATA LEAKAGE

OCTOBER 7, 2022



Japanese automaker Toyota suffered a breach of customer records after a hacker obtained credentials for one of its servers from source code published on GitHub by a website development subcontractor. The third party “mistakenly uploaded part of the source code to their GitHub account while it was set to be public”, the company said. As a result, the company said that email addresses and customer management numbers of as many as 300,000 customers were leaked. The source code on GitHub was exposed for five years, between December 2017 and September 15, 2022.

VIDEO GAME COMPANY SUFFERS DATA BREACH

OCTOBER 7, 2022

Video game company 2k reported it was breached in September, which compromised the personal information of an “unknown number” of users and recommended they change their passwords stored online. The company has issued a warning to users to be cognizant of “suspicious activity” on their accounts.

STATE BAR OF GEORGIA SUFFERS DATA BREACH FOLLOWING RANSOMWARE ATTACK

OCTOBER 10, 2022



The State Bar of Georgia was hit by a ransomware attack earlier this year in April and the organization has now confirmed that member and employee information was compromised.

TATA POWER SUFFERS DATA BREACH DUE TO HACKER ATTACK

OCTOBER 25, 2022

Tata Power said that its IT infrastructure has been hit by a cyberattack and some of its systems were affected as a result of it. Hive group, which is a ransomware group claimed responsibility for the cyberattack and began to release the hacked data on their dark web forum. The leaked personal data includes bank accounts, employees data, bank statements, Aadhar numbers, address information, phone numbers and Company's internal data.

DATA BREACHES

RANSOMWARE GROUP CLAIMS ACCESS OF INSURANCE COMPANY DATA

OCTOBER 18, 2022

Ransomware group LockBit claims they obtained 1.4 terabytes of data from U.K. insurance company Kingfisher Insurance and one of its brands First Insurance. The group says the stolen data includes personal employee and customer information as well as contacts and corporate mail archives.

ONLINE RETAILER'S CUSTOMER DETAILS EXPOSED

OCTOBER 18, 2022

Online retailer MyDeal, a subsidiary of Australian company Woolworths Group, said 2.2 million customers' names, email addresses, phone numbers and delivery addresses were exposed in a breach of its customer relationship management system.

RANSOMWARE ATTACK BREACHES WHITWORTH UNIVERSITY DATA

OCTOBER 18, 2022

Whitworth University in Washington said a July ransomware attack may have affected thousands of former and current students and staff. Whitworth said the breach may have affected 5,182 residents of Washington state.



VERIZON SUFFERS DATA BREACH

OCTOBER 18, 2022

Verizon said the accounts of an undisclosed number of prepaid customers were breached and credit card data may have been used to process unauthorized SIM card changes. The company said names, phone numbers, addresses and other service-related data may have also been compromised.

MEDIBANK SUFFERS DATA BREACH

OCTOBER 26, 2022

Australian health insurer Medibank said a data breach in which 200 gigabytes of data was stolen compromised data of all its nearly 4 million customers. The company said compromised information includes personal data and "significant amounts" of customers' health claims data.

COLORADO PRIVACY ACT DRAFT REGULATIONS PUBLISHED BY ATTORNEY GENERAL

OCTOBER 1, 2022



The Colorado attorney general's office published draft regulations for the Colorado Privacy Act. The draft rules include clarity around the definition of biometric information, responses to data subject requests, disclosure requirements for customer loyalty programs and privacy notice updates. The draft rules also add a category for sensitive data inferences which is a step ahead in the direction of privacy. The effective date of the act is July 1, 2023.



NEW VOLUNTARY FINES BY SINGAPORE PDPC TAKES EFFECT

OCTOBER 1, 2022

The amendments to enforcement of the PDPA take effect on 1 October 2022. The Commission's power has been enhanced to accept voluntary undertakings as part of its enforcement regime. Additionally, the financial penalty cap which may be imposed on organisations for breaches under the PDPA has increased from the previously fixed \$1 million, to 10% of the organisation's annual turnover in Singapore for organisations with annual local turnover exceeding \$10 million, whichever is higher..



DATA ACCESS AGREEMENT TAKES EFFECT BETWEEN UK AND US

OCTOBER 3, 2022

The U.S. Department of Justice announced the Data Access Agreement concerning criminal data sharing between the U.K. and the U.S. entered into force Oct. 3. The two countries will share data under "qualifying, lawful orders for electronic data issued by the other country, without fear of running afoul of restrictions on cross-border disclosures." The DOJ added that the agreement brings "more timely and efficient access to electronic data required in fast-moving investigations through the use of orders covered."

NEW APPOINTMENTS / NEW LAWS

PRESIDENT JOE BIDEN'S EXECUTIVE ORDER IMPLEMENTS THE EU-U.S. DATA PRIVACY FRAMEWORK.

OCTOBER 7, 2022

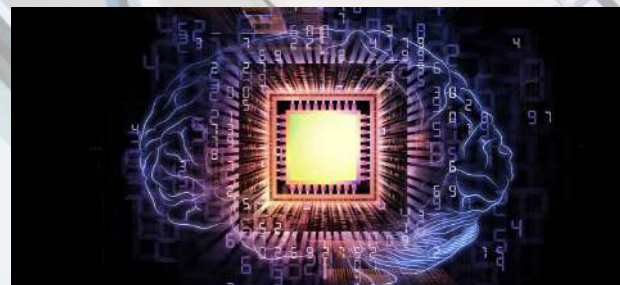
US President Biden and EC President von der Leyen issued Executive Order on Enhancing Safeguards for United States Signals Intelligence Activities which facilitates the implementation of the EU-US Data Privacy Framework.



RIPD PUBLISHED GUIDELINES FOR INTERNATIONAL DATA TRANSFERS

OCTOBER 3, 2022

The Ibero-American Data Protection Network (RIPD), released guidance documents for implementing standard contractual clauses for international data transfers and transfer agreements. The guidelines basic aim is to outline how and when SCCs should be used, as well as why the clauses are necessary and appropriate. Additionally, the guidelines explain principles for responsibility when transferring data to a third country without adequate data protection measures.



WHITE HOUSE OSTP RELEASES 'BLUEPRINT FOR AN AI BILL OF RIGHTS'

OCTOBER 4, 2022

The White House Office of Science and Technology Policy published "Blueprint for an AI Bill of Rights," which provides design, development and deployment guidelines for artificial intelligence technologies. Data privacy, algorithmic discrimination protections and user choice principles are among the OTSP's "five common sense protections to which everyone in America should be entitled."

NEW APPOINTMENTS / NEW LAWS

UK ICO PUBLISHES GUIDANCE FOR LIVE DIRECT MARKETING



E-Mail - October 21, 2022 - It details what is needed to comply with the Privacy and Electronic Communications Regulations 2003, including what electronic mail marketing is and how to comply with rules on direct marketing. It also discusses the relationship between the PECR and data protection regulations, and what those rules mean for electronic mail marketing, as well as what happens in the event of noncompliance.

Live marketing calls - October 5, 2022 - The guidelines cover required and suggested best practices for how marketers can comply with the Privacy and Electronic Communications Regulations 2003. Included is an overview of what direct marketing calls are, what's provided under the PECR and considerations businesses should take into account with live calls.

NIGERIA PUBLISHES DATA PROTECTION BILL DRAFT

OCTOBER 11, 2022



Nigeria released its draft Data Protection Bill, 2022 which provides framework for the protection of the data and establish the Nigeria Data Protection Commission for the regulation of the processing of personal data and related matters. The new bill also provides for the provisions regarding lawful basis and governing of processing of personal data, the rights of a data subject, data security, cross-border transfer of personal data, how the legislation will be enforced, as well as issues on legal proceedings. Offences can lead up to ten million naira (approximately US\$23,000) and imprisonment for up to five years.

NEW APPOINTMENTS / NEW LAWS

DIGITAL SERVICES ACT RELEASED ON OFFICIAL JOURNAL OF EU

OCTOBER 27, 2022



The Digital Services Act was published in the Official Journal of the European Union Oct. 27. The DSA, which harmonizes conditions for the provision of intermediary services and increases transparency requirements for online intermediaries, will enter into force Nov. 16.



CFPB LAUNCHES PERSONAL FINANCIAL DATA RIGHTS RULEMAKING

OCTOBER 27, 2022

The U.S. Consumer Financial Protection Bureau launched a financial data rights rulemaking seeking to strengthen access and control for customers over their financial data. The proposed rule would implement section 1033 of the Dodd-Frank Act, which states consumers have the right to access information about their financial accounts.



OECD RELEASES REPORT ON DARK COMMERCIAL PATTERNS

OCTOBER 27, 2022

The Organisation for Economic Co-operation and Development published a report titled “Dark Commercial Patterns.” The report cited “mounting concern that dark commercial patterns may cause substantial consumer detriment” and proposed a working definition of the term, “sets out evidence of their prevalence, effectiveness and harms, and identifies possible policy and enforcement responses to assist consumer policy makers and authorities in addressing them.” It also states mitigation approaches that can be taken by consumers and businesses.

NEW APPOINTMENTS / NEW LAWS

ARIZONA AG SETTLES 85M\$ WITH GOOGLE FOR LOCATION PRIVACY**OCTOBER 5, 2022**

Arizona Attorney General announced an \$85 million settlement with Google related to alleged user tracking via location data. The attorney general's office opened its investigation in 2018 following consumer claims that Google collected and used location data from smartphones despite users disabling the tracking settings. Most of the funds from the settlement will go to the state's general fund.



**LIFEBRIDGE HEALTH
SETTLED DATA BREACH
LAWSUIT FOR 9.5M\$
OCTOBER 11, 2022**

LifeBridge Health agreed to a \$9.5 million settlement in a class-action lawsuit over a 2018 data breach that compromised personal data of more than 500,000 patients. Under the settlement, an \$800,000 fund will cover claims from class members who said their personal data was exposed to identity thieves and LifeBridge Health will allocate \$7.9 million to security improvements, including data encryption and multifactor authentication.



**DUTCH COURT FINES FLORIDA
BASED COMPANY 75K EUROS
FOR WEBCAM MONITORING
OCTOBER 11, 2022**

A Dutch court ordered a Florida-based software development company to pay 75,000 euros to a former employee who refused to leave their webcam on. The Netherlands resident said that the company's screen-sharing and webcam workday requirements were "an invasion" of privacy and violated data privacy regulations. "Instruction to leave the camera on is contrary to the employee's right to respect for his private life," the court said.

**CONSTRUCTION COMPANY FINED 4.4M GBP BY ICO
OCTOBER 24, 2022**

The U.K. Information Commissioner's Office fined construction company Interserve Group 4.4 million GBP over alleged employee data protection issues. The ICO found insufficient security measures that left 113,000 Interserve employees exposed to a phishing scheme that affected contact information, national insurance numbers, and bank account information.

ZOETOP AGREES TO PAY 1.9M\$ PENALTIES FOR DATA BREACH

OCTOBER 12, 2022



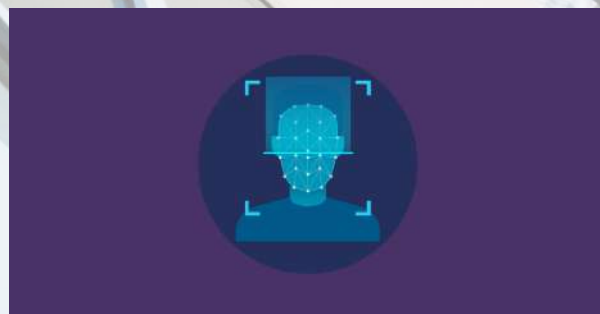
Zoetop, owner of online fashion retailers SHEIN and ROMWE, will pay \$1.9 million in penalties to the state of New York following a 2018 data breach that impacted more than 800,000 New Yorkers. Under the agreement, Zoetop will also strengthen cybersecurity measures, including hashing customer passwords and implementing network monitoring and incident response policies with timely investigations, consumer notice and password resets.



NEW YORK DFS REACHES SETTLEMENT OF 4.5M\$ WITH EYEMED VISION LLC

OCTOBER 18, 2022

New York's Department of Financial Services reached a \$4.5 million settlement with EyeMed Vision Care over Cybersecurity Regulation violations that led to a July 2020 breach. The DFS found EyeMed's failure to conduct adequate risk assessments, implement multifactor authentication, and limit user access privileges enabled a threat actor to access its email mailbox containing more than six years of consumers' sensitive and personal health data. Under the settlement, EyeMed will conduct a cybersecurity risk assessment and develop a plan to address identified risks.



CLEARVIEW FINED 20M EUROS BY CNIL

OCTOBER 20, 2022

France's data protection authority, the Commission nationale de l'informatique et des libertés, issued a 20 million euro fine to Clearview AI for alleged breaches of the EU General Data Protection Regulation. With the fine, the CNIL also ordered Clearview to halt processing activities and delete previously collected data associated with GDPR violations.

FINES AND SETTLEMENTS



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