

22 April 2024

Case Reference IC-295648-J7Z5

Request

Please can you provide me with the numbers of:

a) NIS cyber security incidents reported to the ICO for each of the last 5 years?

b) Other (non-NIS) cyber security incidents reported to the ICO for each of the last 5 years?

Please could this be in a format

NIS - 2019 = n, 2020 = n, 2021 = n, 2022 = n, 2023 = n, 2024 = n

Other (non-NIS) - 2019 = n, 2020 = n, 2021 = n, 2022 = n, 2023 = n, 2024 = n

We received your request on 21 March 2024.

Your request has been handled under the Freedom of Information Act 2000 (the FOIA).

Our response

We do hold information within the scope of your request.

Not all incidents reported to the ICO that purport to be NIS incidents are, on analysis, actually NIS incidents. Having carried out an assessment of incidents reported to us, we can confirm the following incidents met the mandatory reporting requirements for NIS incidents:

- 2019: 0
- 2020: 1
- 2021: 2
- 2022: 2
- 2023: 8
- 2024 (YTD): 0

Information in relation to our non-NIS cyber data security incidents reported to the ICO can be found on our website.

We proactively publish details of our completed casework on our website on the following link [Complaints and concerns data sets](#). These include data sets about [Personal data breach \(PDB\) cases](#), which can be filtered by incident type (cyber or non-cyber), and by decision, which indicates if personal data was accidentally or unlawfully destroyed, lost, altered, made unavailable, disclosed, or accessed ('Breach recorded') or not ('Not PDB').

Some PDB reports are referred to our Cyber Investigations team, and these are recorded separately in our [Cyber investigations](#) data sets. These show the organisations involved and the outcome.

The data sets currently on our website cover the period from January 2021 (Q4 2020/21) until the end of December 2023 (Q3 2023/24).

Please note that information is deleted in line with our [Retention and Disposal Policy](#) so these figures represent the cases we still currently hold.

However, The National Archives has an 'internet memory' section within their own published records in which you can see a snapshot of the ICO's website at various stages dating back to 2006. These snapshots are mostly still searchable, but will not have the full functionality of the original ICO web page, but you will be able to search our datasets and any action we've taken.

[The National Archives](#) holds information held under the current domain of ico.org.uk from April 2013 and therefore you will be able to find the information you are seeking from 2019.

As the above information is publicly available, it is technically withheld in reliance on section 21 of the FOIA, further details of which can be found below.

Information withheld

FOIA section 21

This exempts information which is reasonably accessible through means other than a request under the FOIA. Section 21 states that we do not need to provide a copy of information when you already have access to it. However, we have provided the links above for your convenience.

Section 21 is an absolute exemption, which means it is not necessary for us to consider a public interest test.

This concludes our response to your information request.

Next steps

You can ask us to review our response. Please let us know in writing if you want us to carry out a review. Please do so within 40 working days.

You can read a copy of [our full review procedure](#) on our website.

If we perform a review but you are still dissatisfied, you can complain to the ICO as regulator of the FOIA. This complaint will be handled just like a complaint made to the ICO about any other public authority.

You can [raise a complaint through our website](#).

Your information

Our [Privacy notice](#) explains what we do with the personal data you provide to us, and set out your rights. Our retention schedule can be found [here](#).

Yours sincerely