

15 November 2024

**Case reference: IC-339104-Z0R5**

We are now in a position to respond to your information request of 21 October.

**Request**

"Under the NIS regime, operators of digital services have a duty to notify you as a competent authority in the case of a network and information systems incident.

Please can you provide to me:

(1) The total number of NIS incidents reported to you per year since the law came into effect.

(2) If there were other incidents reported to you which did not meet the threshold for mandatory reporting under the NIS, the total number of these incidents reported to you per year over the same time period."

We have handled your request for recorded information under the Freedom of Information Act 2000 (FOIA).

**Our response**

We can confirm we hold information within scope of your request. Please find below the information in response to your requests.

1. The total number of NIS incidents reported to you per year since the law came into effect.

There have been 37 incidents reported to the ICO as NIS incidents. These are provided below by calendar year. This includes incidents that were not NIS incidents or did not necessarily meet the mandatory threshold following our assessment.

2020 - 2  
2021 - 3  
2022 - 4  
2023 - 19  
2024 YTD - 9

2. If there were other incidents reported to you which did not meet the threshold for mandatory reporting under the NIS, the total number of these incidents reported to you per year over the same time period.

Out of the 37 incidents reported to the ICO, there were 18 incidents that we **did** consider were NIS incidents.

Included in the below breakdown are 2 incidents that we assessed were NIS incidents but did not meet the threshold for the mandatory reporting requirement. These were reported in 2020 and 2021.

The 18 figure also includes an incident reported in 2023 which was a NIS incident but was incorrectly reported to the ICO. This was also reported to the correct competent authority. It has therefore been removed from 2023 figure below to avoid central duplication as the correct competent authority is likely to hold this information. This makes a total of 17.

The breakdown by calendar year is as follows.

2020 - 1  
2021 - 2  
2022 - 2  
2023 - 8  
2024 - 4 YTD

The number of incidents reported that we **did not** consider were NIS incidents was 19. The breakdown by calendar year is as follows.

2020 - 1  
2021 - 1  
2022 - 2  
2023 - 10  
2024 - 5 YTD

You can find further information about NIS incident reporting on our website [here](#).

We have also provided information about NIS incidents in response to previous FOI requests which you may find useful. The relevant links are provided below.

[IC-295648-J7Z5](#)  
[IC-241463-Z7C7](#)

This concludes our response to your request. We hope you found this information helpful.

### **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 sets out [your rights](#). Our [Retention and disposal policy](#) details how long we keep information.

Yours sincerely



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