



4		20	Non labelling information for third parties	Notification to the relevant authority of processing judged as 'risky'; Based on stakeholder feedback submitted in public consultations, the cost of notification is estimated at 700 euro per notification, comprising work from a FTE for 4 hours and legal validation work for 2 hours.	Data controllers engaged in 'risky' processing of personal data	€ 700	1	700	1,0	16 000	16 000	0	0	€ 11 200 000	0%	€ 11 200 000	100%		
5			National Transpositions of Directive 95/46/EC	Directive 95/46/EC currently leaves large room for manoeuvre to Member States, which has led to legal fragmentation across the EU	Familiarising with the information obligation; this calculation estimates the costs of legal fragmentation in data protection rules within the EU internal market. It includes 10 hours of legal validation work incurred by data controllers processing data in more than one additional MS (10xEUR250), 10 hours of clerical work (10xEUR50) and EUR2000 for translation of information materials for data subjects). The total sum is therefore estimated to be on average EUR5000 per data controller	Data Controllers processing personal data in one additional Member State from their own	€5 000	1	5 000	0,2	88 217	17 643	0	0	€ 88 217 000	0%	€ 88 217 000	25%	75%
6			National Transpositions of Directive 95/46/EC	Directive 95/46/EC currently leaves large room for manoeuvre to Member States, which has led to legal fragmentation across the EU	Familiarising with the information obligation; this calculation estimates the costs of legal fragmentation in data protection rules within the EU internal market. It includes 10 hours of legal validation work incurred by data controllers processing data in more than one additional MS (10xEUR250), 10 hours of clerical work (10xEUR50) and EUR2000 for translation of information materials for data subjects), per MS. The total sum is therefore estimated to be on average EUR10,000 per data controller	Data Controllers processing personal data in two additional Member State from their own	€10 000	1	10 000	0,2	264 649	52 930	0	0	€ 529 298 000	0%	€ 529 298 000	25%	75%
7			National Transpositions of Directive 95/46/EC	Directive 95/46/EC currently leaves large room for manoeuvre to Member States, which has led to legal fragmentation across the EU	Familiarising with the information obligation; this calculation estimates the costs of legal fragmentation in data protection rules within the EU internal market. It includes 10 hours of legal validation work incurred by data controllers processing data in more than one additional MS (10xEUR250), 10 hours of clerical work (10xEUR50) and EUR2000 for translation of information materials for data subjects), per MS. The total sum is therefore estimated to be on average EUR20,000 per data controller	Data Controllers processing personal data in four additional Member State from their own	€20 000	1	20 000	0,2	573 407	114 681	0	0	€ 2 293 628 000	0%	€ 2 293 628 000	25%	75%
<b>TOTAL FRAGMENTATION :</b>														<b>€2 911 143 000</b>					

Current situation: Total administrative costs per annum (€) €5 257 752 500  
 Total administrative burden per annum (€) €5 257 752 000



PREFERRED OPTION - ADMINISTRATIVE COSTS (net changes from Baseline Scenario)					Tariff (€ per hour)	Time	Price (per action)	Freq (per year)	Nbr of entities	Total number of actions	Equipment costs (per entity & per year)	Outsourcing costs (per entity & per year)	Total Administrative Costs	Business As Usual Costs (% of AC)	Total Administrative Burdens (AC - BAU)	Regulatory origin (%)			
No.	Art.	Orig. Art.	Type of obligation	Description of required action(s)	Target group											Int	EU	Nat	Reg
1			Introduce an explicit principle of transparency which would ensure that data processing is "transparent" to data subjects. Require data controllers to provide: intelligible information , using clear and plain language	Other; one-off administrative cost of providing information on how the controller is applying the principle. This is estimated to include two hours of a clerical full-time employee's (FTE) work.	All data controllers	€ 100	1,00	€ 100,00	0,2	8 821 638	1 764 328	0	0	€ 176 432 760	0%	€ 176 432 760	100%		
2			Extend provisions currently applying to data controllers to data processors	All information obligations would be already carried out by data controllers, therefore in order to avoid double counting it can be assumed that this would not be carried out more than once	All data processors	€ 0	0,00	€ 0,00	0	0	0	0	0	€ 0	0%	€ 0	100%		
3			Abolish the existing generalised system of obligations to notify processing activities to DPAs	Notification of information to the relevant authority; recurrent saving per annum for every data controller	All data controllers	-€ 200	1,00	-€ 200,00	1	650 000	650 000			-€ 130 000 000	0%	-€ 130 000 000	100%		
4			Introduce a general obligation for data controllers to demonstrate compliance with data protection law (including through evidence that data subjects' consent was sought and obtained wherever necessary, as well as DP Impact Assessments and Data Protection Officers, where applicable)	Other; cost of producing and updating evidence of compliance is estimated to be required every three years, involving 4 hours of a FTE's work.	All data controllers	€ 200	1,00	€ 200,00	0,3	8 821 638	2 911 141			€ 582 228 108	0%	€ 582 228 108	100%		
5			To extend the requirement of data breach notifications to all sectors	Other; from stakeholder feedback the cost of each data breach is estimated at EUR20,000	All data controllers	€ 20 000	1,00	€ 20 000,00	1	1 000	1 000			€ 20 000 000	0%	€ 20 000 000	100%		

6	National Transpositions of Directive 95/46/EC	The preferred option removes the large room for manoeuvre that Directive 95/46/EC currently leaves to Member States, which has lead to legal fragmentation across the EU	Familiarising with the information obligation; this calculation estimates the costs of legal fragmentation in data protection rules within the EU internal market. It includes 10 hours of legal validation work incurred by data controllers processing data in more than one additional MS (10xEUR250), 10 hours of clerical work (10xEUR50) and EUR2000 for translation of information materials for data subjects). The total sum is therefore estimated to be on average EUR5000 per data controller	Data Controllers processing personal data in additional Member States from their own	From Baseline Scenario Calculation:	-€2 911 143 000	0%	-€2 911 143 000	100%	0%	
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Net change, administrative costs per annum (€) -€2 262 482 132  
Total administrative burden per annum (€) -€2 262 482 132

## Data Controller Notifications to the National Data Protection Authority, 2009

<b>Member State</b>	<b>Number of Notifications</b>	<b>Number of authorisations (prior checks)</b>
<b>DE</b>	N/A	N/A
<b>FR</b>	68883	5619
<b>UK</b>	339398	N/A
<b>AT</b>	7569	3977
<b>BE</b>	11269	334
<b>BG</b>	86664	1432
<b>CY</b>	222	N/A
<b>CZ</b>	4037	64
<b>DK</b>	2660	N/A
<b>EE</b>	468	N/A
<b>EL</b>	759	63
<b>FI</b>	284	N/A
<b>IE</b>	5000	N/A
<b>IT</b>	1197	10
<b>LT</b>	760	204
<b>LU</b>	310	483
<b>MT</b>	184	4
<b>NL</b>	3720	642
<b>PL</b>	9921	1650
<b>RO</b>	8956	1
<b>SE</b>	289	344
<b>SK</b>	40	0
<b>SL</b>	250	25
<b>TOTALS</b>	<b>552 840</b>	<b>14852</b>

Source: DPAs' Annual Reports to the Commission, 2009