

Step-by-step approach to calculate GDPR fines.

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- Identify the relevant processing operations in the case and evaluate the application of Article 83(3) GDPR.
 - Identify the starting point for further calculation of the amount of the fine by evaluating
 - → the classification of the infringement in Article 83(4)–(6) GDPR
 - → the seriousness of the infringement considering the circumstances of the case pursuant to Article 83(2)(a), (b) and (g) GDPR
 - → the turnover of the undertaking as one relevant element to take into consideration with a view to imposing an effective, dissuasive and proportionate fine, pursuant to Article 83(1) GDPR
- Evaluate aggravating and mitigating circumstances related to past or present behaviour of the controller/processor and increasing or decreasing the fine accordingly.
 - Identify the relevant legal maximums for the different infringements.
 Increases applied in previous or next steps cannot exceed this maximum amount.
 - Analyse whether the final amount of the calculated fine meets the requirements of effectiveness, dissuasiveness, and proportionality, as required by Article 83(1) GDPR, and increasing or decreasing the fine accordingly.