



**PERSONAL INFORMATION PROTECTION ACT**  
**Breach Notification Decision**

<b>Organization providing notice under section 34.1 of PIPA</b>	Bunge Canada, c/o Bunge North America (Organization)
<b>Decision number (file number)</b>	P2021-ND-257 (File #021049)
<b>Date notice received by OIPC</b>	March 17, 2021
<b>Date Organization last provided information</b>	March 17, 2021
<b>Date of decision</b>	January 31, 2022
<b>Summary of decision</b>	There is a real risk of significant harm to the individuals affected by this incident. The Organization is required to notify the individuals pursuant to section 37.1 of the <i>Personal Information Protection Act</i> (PIPA).
<b>JURISDICTION</b>	
<b>Section 1(1)(i) of PIPA “organization”</b>	The Organization is an “organization” as defined in section 1(1)(i) of PIPA.
<b>Section 1(1)(k) of PIPA “personal information”</b>	<p>The incident involved T4 slips with the following information:</p> <ul style="list-style-type: none"><li>• name,</li><li>• address,</li><li>• pay information, and</li><li>• social insurance number.</li></ul> <p>This information is about identifiable individuals and is “personal information” as defined in section 1(1)(k) of PIPA.</p>
<b>DESCRIPTION OF INCIDENT</b>	
<input checked="" type="checkbox"/> loss <input type="checkbox"/> unauthorized access <input type="checkbox"/> unauthorized disclosure	
<b>Description of incident</b>	<ul style="list-style-type: none"><li>• The Organization reported that “a shipment of documents containing personal information was aboard a courier delivery vehicle that was stolen”.</li><li>• The incident occurred on March 11, 2021.</li><li>• The courier company reported the incident to the Organization and advised that it is working with law enforcement to retrieve the package.</li></ul>

<b>Affected individuals</b>	The incident affected 21 individuals.
<b>Steps taken to reduce risk of harm to individuals</b>	<ul style="list-style-type: none"> <li>• Offered affected individuals complimentary credit and internet monitoring services.</li> <li>• Provided additional resources for individuals to review in order to further reduce the risks of identity theft and fraud.</li> <li>• Reviewing internal inter-office procedures.</li> <li>• Considering moving towards secure electronic delivery of confidential or sensitive documents.</li> </ul>
<b>Steps taken to notify individuals of the incident</b>	The affected individuals were notified by letter on March 18, 2021.
<b>REAL RISK OF SIGNIFICANT HARM ANALYSIS</b>	
<p><b>Harm</b> Some damage or detriment or injury that could be caused to affected individuals as a result of the incident. The harm must also be “significant.” It must be important, meaningful, and with non-trivial consequences or effects.</p>	<p>The Organization reported, “The possible harms that may occur as a result of the breach include identity theft and fraud.”</p> <p>In my view, a reasonable person would consider the contact, identity and tax information at issue could be used to cause the significant harms of identity theft, fraud, and financial loss.</p>
<p><b>Real Risk</b> The likelihood that the significant harm will result must be more than mere speculation or conjecture. There must be a cause and effect relationship between the incident and the possible harm.</p>	<p>The Organization reported</p> <p><i>The organization assesses the likelihood of harm as low to medium. There is a high probability that the courier delivery vehicle was stolen to convert items of more obvious value such as large boxed packages or the vehicle itself (sic). It is less likely that smaller packages or envelopes enclosing documents and correspondence will attract the same level of criminal interest in the circumstances and are more likely to be discarded. Moreover, the courier company has indicated that it is continuing to attempt recovery of the vehicle. If the vehicle is recovered with the organization's sealed shipment, then the likelihood of harm is reduced to zero. Notwithstanding (sic) the foregoing, the organization is proceeding cautiously in recognition of the sensitivity (sic) of information contained within T4 statements.</i></p> <p>In my view, a reasonable person would consider that the likelihood of harm resulting from this incident is increased because the breach resulted from malicious action (theft). The Organization can only speculate as to the motives of the thieves. The information has not been recovered to date.</p>

**DECISION UNDER SECTION 37.1(1) OF PIPA**

Based on the information provided by the Organization and given the circumstances of the incident, I have decided that there is a real risk of significant harm to the affected individuals.

A reasonable person would consider the contact, identity and tax information at issue could be used to cause the significant harms of identity theft, fraud, and financial loss. The likelihood of harm resulting from this incident is increased because the breach resulted from malicious action (theft). The Organization can only speculate as to the motives of the thieves. The information has not been recovered to date.

I require the Organization to notify the affected individuals in accordance with section 19.1 of the *Personal Information Protection Act Regulation* (Regulation).

I understand the affected individuals were notified by letter on March 18, 2021, in accordance with the Regulation. The Organization is not required to notify the individuals again.

Jill Clayton  
Information and Privacy Commissioner