### **NIPEC Corporate Risk Register 2023-24**

### 1. Purpose of this report

The purpose of this report is to provide Audit and Risk Committee with an update of the Corporate Risk Register 2023-24.

Risks 1, 2, 3 and 5 have been updated.

### 2. Action Required

NIPEC Audit and Risk Committee are asked to note the changes and approve Version 8 of the 2023-24 Corporate Risk Register.



RISK 1	NIPEC is unable to	fully achieve its	business objectives as stated	d in the NIPEC Busines	ss Plan 2023-24.
Impact Score	3 (Moderate)	Risk Owner(s)	Chief Executive/SMT	Date Added to Register	2 <sup>nd</sup> May 2023
Likelihood Score	3 (Possible)	Risk Appetite	Cautious	Target Date Action Completion	March 2024
Current Classification	Medium	Category	Performance	Target Score/ Classification	Low
	follows:  - At Business a - Professional workplan obje - Audit & Risk providing ass - A RAG rated each Council  - The Chief Executiveeks; - NIPEC report pro	and Professional To & Business Comm ectives and providing Committee are rest surance to Council professional works I meeting; utive monitors programments	eam meetings every 6 weeks; ittee are responsible for monitoring assurance to Council on ach ponsible for monitoring progres that these are being met; olan and corporate governance ress on individual objectives at es at Sponsor Branch, Ground (	<ul> <li>At Business and Professional Team meetings every 6 weeks;</li> <li>Professional &amp; Business Committee are responsible for monitoring progress on professional rag rated workplan objectives and providing assurance to Council on achievement of professional objectives;</li> <li>Audit &amp; Risk Committee are responsible for monitoring progress on corporate governance objectives and providing assurance to Council that these are being met;</li> <li>A RAG rated professional workplan and corporate governance objectives update are presented to each Council meeting;</li> <li>The Chief Executive monitors progress on individual objectives at 1:1 meetings which take place every 6 weeks;</li> <li>NIPEC report progress on objectives at Sponsor Branch, Ground Clearing and Accountability meetings;</li> </ul>	



Less uptake than anticipated by Associates to support projects;
Continued recruitment challenges which will impact on projected spend for the year;
Inability to appoint staff due to the uncertainty over amount of slippage;
External factors, for example further reduction in allocation.
Annual Report and Accounts;
Mid-year Assurance report and Assurance Maps;
Annual Quality report;
Performance Reports to NIPEC Council and Committees.
None identified.
Business Objective: Governance & Performance Failure to achieve objectives in the current climate may result in NIPEC being unable to demonstrate value for money and our added value to the HSC system. It may also limit opportunities to participate in other areas of work.
April 2023 to January 2024:
<ul> <li>Senior planning days held to break down the objectives into phases and agree timelines for completion of each stage;</li> </ul>
Available resources discussed and allocated to project leads;      Professional workshop took place in May with Council to provide accurance on appual workshop delivery;
Professional workshop took place in May with Council to provide assurance on annual workplan delivery;      June 2022: Completion of Senior Team's appreciate and personal development plans:
<ul> <li>June 2023: Completion of Senior Team's appraisals and personal development plans;</li> <li>NIPEC senior team had Business Planning days on 25<sup>th</sup> October, 7<sup>th</sup> November and 15<sup>th</sup> December 2023 to discuss the Corporate Plan and workplan. All staff were updated at the Staff meeting in January 2024;</li> <li>Chief Executive and HoCS attended Ground Clearing meeting with CNO and officials on 5<sup>th</sup> December;</li> <li>Monitoring BSO SLA and involvement in development of revised SLA templates during 2023-24.</li> </ul>



## RISK 1

NIPEC is unable to fully achieve its business objectives as stated in the NIPEC Business Plan 2023-24.

### **Future Actions**

### February and March 2024:

- Monitoring of progress on corporate and professional objectives at Business and Professional Teammeetings, and Council, A&RC and Professional & Business Committee meetings – CEX report, KPIs and Workplan:
- Draft Business Plan 2024-25 and Draft Corporate Plan 2024-28 to be presented to Professional & Business Committee in February 2024 for review and Council in March 2024 for approval;
- Chief Executive to monitor progress of individual objectives at senior team 1:1 meeting;
- Reporting of progress to Sponsor Branch, Ground Clearing & Accountability meetings.
- Presentation of individual NIPEC projects to Council meeting remains a standing agenda item;
- Working together to increase capacity within current budget;
- Seek to strengthen external partnerships with stakeholders;
- Promote NIPEC as an attractive place to work through the Health and Wellbeing Committee and flexible working policies;
- Create promotional opportunities for staff to support staff retention;
- Permanent band 4 Project Support Officer posts to be recruited.



RISK 2	Risk to NIPEC's ab	Risk to NIPEC's ability to achieve financial breakeven due to a reduction in NIPEC's financial allocation for 2023-24			
Impact Score	3 (Moderate)	Risk Owner(s)	Chief Executive/SMT	Date Added to Register	2 <sup>nd</sup> May 2023
Likelihood Score	2 (Unlikely)	Risk Appetite	Cautious	Target Date Action Completion	March 2023
Current Classification	Medium (6)	Category	Performance & Reputational	Target Score/ Classification	Low (4)
Controls	<ul> <li>NIPEC prepared a 2023-24 budget inclusive of plans for a 5% reduction and presented to NIPEC Council in March 2023;</li> <li>Monthly budget monitoring meetings with BSO to track expenditure;</li> <li>Submission of monthly Financial Monitoring Return (FMR) to DoH Finance;</li> <li>Close scrutiny / limiting use of NIPEC's bank list subject to funds being available;</li> <li>BSO Annual Finance SLA.</li> </ul>				
Gaps in Control	<ul> <li>Financial savings in the 2023-24 financial year;</li> <li>Slippage incurred by delays in filling vacancies presents challenges with use of any surplus funds;</li> <li>Ability to recruit and persuade applicants that NIPEC is a good place to work.</li> </ul>				
Sources of Assurance	<ul> <li>Presentation of Annual Report and Accounts to Audit &amp; Risk Committee;</li> <li>Reporting of financial position to Business Team, A&amp;RC and Council;</li> <li>'Clean' Annual Accounts for 2023-24;</li> <li>Annual Financial Management Internal Audit and achievement of Satisfactory Assurance;</li> <li>Quarterly assurance from BSO Finance that all objectives in SLA carried out.</li> </ul>				
Gaps in Assurance	None identified.				



RISK 2	Risk to NIPEC's ability to achieve financial breakeven due to a reduction in NIPEC's financial allocation for 2023-24
Impact of Risk	Business Objective: Finance & Governance Failure to achieve financial breakeven may impact NIPEC's ability to deliver objectives, both from a financial and recruitment perspective. As financial breakeven is a mandatory requirement, failure to achieve it may damage NIPEC's reputation.
Actions taken to date	<ul> <li>March 2023:</li> <li>Preparation of a 2023-24 draft budget with implications of various savings scenarios included;</li> <li>Draft budget approved by NIPEC Council at its March 2023 meeting.</li> <li>April 2023:</li> <li>NIPEC received an opening allocation letter outlining a 5% reduction (£75k) in the opening allocation. In addition, as a result of indicative funding being less than anticipated for HSC, a further £50k have been sought and the allocation reduced accordingly.</li> <li>May 2023:</li> <li>Month 1 FMR submitted to DoH Finance with a projected breakeven position;</li> <li>Financial position included on agenda of Ground Clearing meeting.</li> <li>June 2023:</li> <li>Head of Corporate Services attended DoH quarterly Finance Forum to receive an update on the HSC budget position;</li> <li>Sign off of Annual Report and Accounts by Chair and Chief Executive.</li> <li>July 2023</li> <li>Meeting with NIPEC's senior team to discuss and agree spend for associates with available funds.</li> <li>August 2023</li> <li>Meeting with NIPEC's senior team took place and spend agreed for 2023/24 associates.</li> </ul>



RI	IS	K	2

Risk to NIPEC's ability to achieve financial breakeven due to a reduction in NIPEC's financial allocation for 2023-24

### November 2023

 NIPEC requested a £45k retraction to bring the organisation back into a breakeven position. This was accepted and a revised Allocation letter issued.

### May to November 2023

Submission of FMR to DoH for Months 2-7.

### January 2024

- Preparation of a draft budget 2024-25 and response to request from DoH Finance for financial efficiencies for the year ahead.
- Submission of FMR for Month 9 and request for retraction of funds mainly relating to accrual for senior executive pay award.

### **Future Actions**

### February and March 2024:

- Monthly budget meetings scheduled to take place with BSO Finance to monitor expenditure;
- Submission of monthly FMR to DoH Finance;
- Financial reports to be presented to Business Team, A&RC and Council meetings;
- Use of NIPEC Associates to be monitored to ensure that NIPEC's budget does not become over/undercommitted:
- Promote NIPEC as an attractive place to work through organisational pathways of development and health and wellbeing opportunities.
- Meeting with DoH Finance and Sponsor Branch to be held in February in relation to NIPEC's 2024-25 budget allocation.



RISK 3	Failure by NIPEC to have a sufficiently tested organisational Business Continuity Plan in place to suppoongoing delivery of services, including in the event of a cyber-security attack that results in the unavailability of systems that facilitate HSC services.				
Impact Score	3 (Moderate)	Risk Owner(s)	Chief Executive/SMT	Date Added to Register	2 <sup>nd</sup> May 2023
Likelihood Score	2 (Unlikely)	Risk Appetite	Cautious	Target Date Action Completion	March 2024
Current Classification	Medium (6)	Category	Performance & Reputational	Target Score/ Classification	Low (4)
	<ul> <li>A Council approved Business Continuity Plan is in place. It is a 'live' document and is reviewed at least annually;</li> <li>NIPEC Chief Executive and Head of Corporate Services have a hard copy list of contacts in order that they can contact Council members and staff in the event of a cyber-attack and keep them up to date;</li> <li>All NIPEC staff have remote access and can work from home in the event that James House offices become unavailable;</li> <li>Cyber-security training provided by BSO ITS to Council members and staff;</li> <li>All staff are required to complete Cyber-security e-learning programme;</li> <li>NIPEC/Regional ALBs continue to be represented on regional Cyber Programme by Head of ITS;</li> <li>To mitigate potential absence which may impact achievement of objectives, two Senior Professional Officers nominated for significant professional projects, one as the lead and one to shadow.</li> </ul>				
Gaps in Control	<ul> <li>Personal contact details for key NIPEC staff maintained by BSO not up to date;</li> <li>Training not attended or up to date;</li> <li>Potential delays in communication by BSO ITS.</li> </ul>				



RISK 3	Failure by NIPEC to have a sufficiently tested organisational Business Continuity Plan in place to support ongoing delivery of services, including in the event of a cyber-security attack that results in the unavailability of systems that facilitate HSC services.
Sources of Assurance	<ul> <li>BSO ITS SLA including Cyber-security;</li> <li>Internal Audits of Business Continuity Planning;</li> <li>BSO Annual Governance Statement;</li> <li>Testing of NIPEC Business Continuity Plan.</li> </ul>
Gaps in Assurance	<ul> <li>Testing of NIPEC's Business Continuity Plan not completed in James House;</li> <li>Report on testing of BSO Business Continuity Plan to Council.</li> </ul>
Impact of Risk	Business Objective: Finance & Governance Inability to deliver an appropriate level of service to our service users in the event of any disruption resulting in potential performance issues and reputational damage.
Actions taken to date	<ul> <li>January 2023:</li> <li>Personal contact details sought from Council members and staff and saved in hard copy for the Chief Executive and Head of Corporate Services for use in the event of a cyber-attack on HSC.</li> <li>August 2023</li> <li>Personal contact details of Council members and staff updated.</li> <li>September/October 2023:</li> <li>NIPEC participated in review of the BSO SLA and service offering going forward.</li> <li>Ensure most recent ITS emergency response plan included in NIPEC Business Continuity Plan December 2023:</li> <li>Business Continuity Plan ratified by Business Team and Council.</li> </ul>



## RISK 3

Failure by NIPEC to have a sufficiently tested organisational Business Continuity Plan in place to support ongoing delivery of services, including in the event of a cyber-security attack that results in the unavailability of systems that facilitate HSC services.

### **Future Actions**

### February and March 2024

- Desk top test of the Business Continuity Plan to be completed in James House:
- Assurance to be sought from BSO that they hold personal contact details for NIPEC in the event of a cyberattack so that information can be shared as to how staff will be paid, invoices paid and other key services will operate;
- NIPEC to seek an assurance report from BSO on Business Continuity testing;
- Business Continuity Training scheduled for Council members and staff on 7<sup>th</sup> March 2024.

### **Ongoing:**

• NIPEC Business Continuity Plan remains a 'live' document and will continue to be updated when required.



RISK 4	Risk to the HSC network and organisations in the event of a cyberattack on HSC or a supplier/partner or organisation resulting in the compromise of the HSC network and systems or the disablement of ICT connections and services to protect the HSC and its data. The impact and residual risk on the ability of NIPEC to continue to deliver services may result in the inability to deliver the corporate objectives set down by sponsor branch.  N.B. Note that this is a regional risk adopted by all HSC organisations.				
Impact Score	4 (Major)	Risk Owner(s)	Chief Executive/SMT	Date Added to Register	1 <sup>st</sup> April 2021
Likelihood Score	4 (Likely)	Risk Appetite	Cautious	Target Date Action Completion	March 2024
Current Classification	High (16)	Category	Performance & Reputational	Target Score/ Classification	Medium (9)
Controls	<ul> <li>Regional Cyber Boards chaired by BSO;</li> <li>HSC Cyber programme Board NIPEC represented by head of ITS;</li> <li>DOH led Information Governance Advisory Group;</li> <li>Risk Management Framework;</li> <li>Information Governance Processes &amp; monitoring;</li> <li>Emergency Planning &amp; Service Business Continuity Plans;</li> <li>BSO ITS Disaster Recovery Plan;</li> <li>Change Control processes;</li> <li>Data Protection legislation.</li> </ul>				
Gaps in Control	<ul> <li>Regular cyber security reports from BSO;</li> <li>NIPEC reliant on BSO ITS for management of cyber security.</li> </ul>				



RISK 4	Risk to the HSC network and organisations in the event of a cyberattack on HSC or a supplier/partner or organisation resulting in the compromise of the HSC network and systems or the disablement of ICT connections and services to protect the HSC and its data. The impact and residual risk on the ability of NIPEC to continue to deliver services may result in the inability to deliver the corporate objectives set down by sponsor branch.  N.B Note that this is a regional risk adopted by all HSC organisations.
	Clarity on cyber security provision from BSO via the annual SLA.
Sources of Assurance	<ul> <li>Contract Management and Reviews;</li> <li>Data Access Agreements/Memoranda of Understanding;</li> <li>Supplier / Partner Frameworks;</li> <li>DoH Information Governance Advisory Group;</li> <li>HSC Cyber programme Board - NIPEC represented by head of ITS;</li> <li>BSO Annual Governance Statement;</li> <li>Regional cyber security training;</li> <li>ALB Forum briefings by Head of Cyber Security.</li> </ul>
Gaps in Assurance	Regular written reporting from BSO ITS on cyber security developments at ALB forum by cyber security programme manager.
Impact of Risk	Business Objective Governance & Performance Causing disruption to services.  Unauthorised access to NIPEC information resulting in a breach of regulatory compliance, statutory obligations, and the potential for fines in addition to resulting reputational damage.



RISK 4	Risk to the HSC network and organisations in the event of a cyberattack on HSC or a supplier/partner or organisation resulting in the compromise of the HSC network and systems or the disablement of ICT connections and services to protect the HSC and its data. The impact and residual risk on the ability of NIPEC to continue to deliver services may result in the inability to deliver the corporate objectives set down by sponsor branch.  N.B. Note that this is a regional risk adopted by all HSC organisations.
Actions taken to date	Service Continuity Plans reviewed, updated and tested against the impact of a cyber incident;
to date	HSC wide Incident Response test in June 2023 -60 people in attendance (ALB's represented by BSO);
	HSC Cyber Security Team rolled out on-line training in 2022-23 for all HSC staff. Continues 2023-24.
Future Actions	DoH Information Governance Advisory Group to develop an IG management plan in the event of a Cyber incident;
	<ul> <li>DoH Regional IG working group to be established to take forward the review of data flows from HSC/Partner organisations;</li> </ul>
	<ul> <li>Supplier frameworks to include Security and IG clauses, risk assessment and security management plans completed and approved by BSO Programme Board;</li> </ul>
	<ul> <li>Consider development and use of legally binding arrangements;</li> <li>Identify actions to support Partner/ Supplier Cyber Incident Recovery Planning (draft protocol paper shared with NIPEC)- Seek written, evidenced assurances from supplier / partner on the secure transfer and storage of HSC data.</li> </ul>



RISK 5		NIPEC is unable to give assurance of full compliance with the legislative requirements of Public Sector Bodies Websites and Mobile Applications (No. 2) Accessibility Regulations 2018.			
Impact Score	3 (Moderate)	Risk Owner(s)	Chief Executive/SMT	Date Added to Register	2 <sup>nd</sup> May 2023
Likelihood Score	3 (Possible)	Risk Appetite	Cautious	Target Date Action Completion	March 2024
Current Classification	Medium (9)	Category	Performance & Reputational	Target Score/ Classification	Low (4)
Controls	<ul> <li>BSO ITS SLA;</li> <li>Hosting of NIPEC Corporate Website on WordPress Framework;</li> <li>BSO ITS audit of WordPress Framework;</li> <li>Accessibility Statement on websites;</li> <li>Website Governance Group.</li> </ul>				
Gaps in Control	The Careers' Website is currently managed by a 3 <sup>rd</sup> party supplier who do not use the WordPress Framework. This may lead to a 2-tier standard of Accessibility compliance.				
Sources of Assurance	<ul> <li>BSO ITS SLA;</li> <li>Internal Audit report and implementation of recommendations – progress reported to A&amp;RC.</li> </ul>				
Gaps in Assurance	Audit of websites to ensure full compliance of Accessibility Legislation 2018.				



RISK 5	NIPEC is unable to give assurance of full compliance with the legislative requirements of Public Sector Bodies Websites and Mobile Applications (No. 2) Accessibility Regulations 2018.
Impact of Risk	Business Objective Governance & Performance  NIPEC would not meet its legislative obligations within the Accessibility Regulations and Disability Discrimination  Act. This could impact on NIPEC's ability to show good public governance.
Actions taken to date	<ul> <li>February 2023:</li> <li>NIPEC Business Team considered a report prepared by HSC Leadership Centre outlining recommendations for the way forward in hosting the Careers' Website;</li> <li>It was agreed that the site should be transferred to a BSO WordPress framework at the earliest opportunity;</li> <li>NIPEC included an action in the Draft Disability and Equality Action Plans to carry out an accessibility audit of the two websites;</li> <li>May 2023:</li> <li>Head of Corporate Services issued commissioning letter to BSO ITS to request transfer of Careers Website to a BSO Word Press framework.</li> <li>June 2023:</li> <li>Head of Corporate Services met with Internal Audit to agree date for 2-day advisory assignment on work completed and any gaps from the 2020-21 IT/Website audit.</li> <li>September/October 2023:</li> <li>Final date to be agreed with BSO ITS to transfer the Careers' Website to BSO WordPress Framework;</li> <li>3rd Party supplier to be informed of the decision and SLA not renewed;</li> <li>Appointment of Communications Manager on 6th October to take forward work on NIPEC website and social media channels;</li> <li>Internal Website Governance Group re-established, renamed to Website &amp; Media Group, charged with taking this work forward.</li> </ul>



## **Future Actions**

### February and March 2024:

- Transfer of Careers' Website to BSO ITS WordPress framework to be completed by end January 2024;
- Draft Terms of Reference for new Website & Media Group, change management form and roles and responsibilities for accessing/managing the website to be agreed by BTM in March 2024;
- Accessibility audit of NIPEC's websites to be initiated;
- Final recommendations from 2021-22 Internal Audit to be completed;
- Internal Audit to carry out a 2-day advisory assignment on the implementation of the IT & Websites audit 2021-22.



## Appendix A

### HSC Regional Risk Matrix - with effect from April 2013

(updated June 2016 and August 2018)

Risk Likelihood Scoring Table							
Likelihood Scoring Descriptors	Score	Frequency (How often might it/does it happen?)	Time framed Descriptions of Frequency				
Almost certain	5	Will undoubtedly happen/recur on a frequent basis	Expected to occur at least daily				
Likely	4	Will probably happen/recur, but it is not a persisting issue/circumstances	Expected to occur at least weekly				
Possible	3	Might happen or recur occasionally	Expected to occur at least monthly				
Unlikely	2	Do not expect it to happen/recur but it may do so	Expected to occur at least annually				
Rare	1	This will probably never happen/recur	Not expected to occur for years				



	Impact (Consequence) Levels						
Likelihood Scoring Descriptors	Insignificant (1)	Minor (2)	Moderate (3)	Major (4)	Catastrophic (5)		
Almost Certain (5)	Medium	Medium	High	Extreme	Extreme		
Likely (4)	Low	Medium	Medium	High	Extreme		
Possible (3)	Low	Low	Medium	High	Extreme		
Unlikely (2)	Low	Low	Medium	High	High		
Rare (1)	Low	Low	Medium	High	High		

### Appendix B

### **Setting the Risk Appetite**

Risk appetite can be defined as the "amount and type of risk that an organisation is prepared to seek, accept or tolerate." ISO defines risk appetite as an "organisation's approach to assess and eventually pursue, retain, take or turn away from risk". The Senior Management Team is responsible for setting the organisational attitude regarding risk and the Council is responsible for determining whether the risk attitude is aligned with the best interests of the organisation. NIPEC defines the risk appetite of the organisation as the extent of exposure to risk that is judged tolerable for it. Risk Appetite can be classified in five common classifications:<sup>1</sup>

- AVERSE: Avoidance of risk and uncertainty is a key objective;
- **MINIMALIST**: Preference for ultra-safe business delivery options that have a low degree of inherent risk and may only have potential for limited reward;
- CAUTIOUS: Preference for safe delivery options that have a low degree of inherent risk and may only have limited potential for reward;
- OPEN: Willing to consider all options and choose the one that is most likely to result in successful delivery while also providing
  on acceptable level of reward;
- HUNGRY: Eager to be innovative and to choose options based on potential higher rewards (despite greater inherent risk).

<sup>&</sup>lt;sup>1</sup> Adapted from *Managing your Risk Appetite – a Practitioner's Guide*, HM Treasury 2006



### **Appendix C**

### Types of risk

NIPEC has identified four types of risk that could affect the strategic business objectives of the organisation:

**Financial**: the risk that the budget agreed may be exceeded; and/or that there is poor value for money. Also,

consideration of risks in regard to regularity and propriety of public funds;

**Performance**: the risk that the outcomes for an agreed programme may not be achieved;

**Reputational:** the risk that unwanted actions of a provider may bring themselves, the programme or NIPEC into disrepute;

**Opportunity**: the risk that NIPEC or the provider, because they have not assessed risks accurately and are risk averse,

decide not to take a business opportunity and so damage their effectiveness.