

NHS Lanarkshire
16th December 2020

Lanarkshire NHS Board
NHS Board
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SUBJECT: EU WITHDRAWAL RISK REGISTER

1. PURPOSE

This paper is coming to the Board:

For assurance	<input checked="" type="checkbox"/>	For endorsement	<input type="checkbox"/>	To note	<input checked="" type="checkbox"/>
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Mr Martin Gordon, Resilience Manager, will attend for this item, given his specialist subject knowledge. In addition, because this is a fast moving and fluid situation, he will provide an update on the latest position on Wednesday 16 December 2020.

2. ROUTE TO BOARD

This paper has been:

Prepared	<input checked="" type="checkbox"/>	Reviewed	<input type="checkbox"/>	Endorsed	<input type="checkbox"/>
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By the Corporate Risk Manager, on behalf of the Corporate Management Team.

3. BACKGROUND & SUMMARY OF KEY ISSUES

The UK ceased to be a member of the European Union on 31 January 2020. Effective from then, there has been a period of transition to allow for negotiations and agreement over the continuing relationship with the EU, and to enable organisations to make their own arrangements. At the time of preparing this report, there is still no trade agreement and even if there is one agreed in this very short window, it is likely that there will be some challenges for health and social care.

Immediate border disruptions are likely to occur due to the imposition of customs controls, impacting on category 1 goods, e.g. the supply of medicines, medical devices and clinical consumables (MDCC), as well as other critical supplies, such as food. The border systems have been subject to change and new processes will be required as modelled and planned for by the UK Government. The modelling and planning has taken these category 1 goods into consideration strengthened by the planning through the 4 nations Covid-19 pandemic response.

NHS Lanarkshire has continued to oversee the EU Withdrawal risks within the year through the Corporate Management Team (CMT), receiving a quarterly report on the outputs from

the scheduled reviews. The Strategic Command for EU Withdrawal was in 'live' suspension from the early transition period and has been re-enacted from November 2020, where risk reports are now received.

The recent review of the risks undertaken in November/December was integrated with resilience work on worst case scenarios led by the Head of Resilience with the Corporate Risk Manager and each Tactical Lead.

This resilience and risk review was set against a set of twenty (20) of the most relevant reasonable worst case scenarios as considered by the SG. This work was concluded and reported through the Strategic Command on 2nd December, with further work undertaken to update the EU Withdrawal risk register.

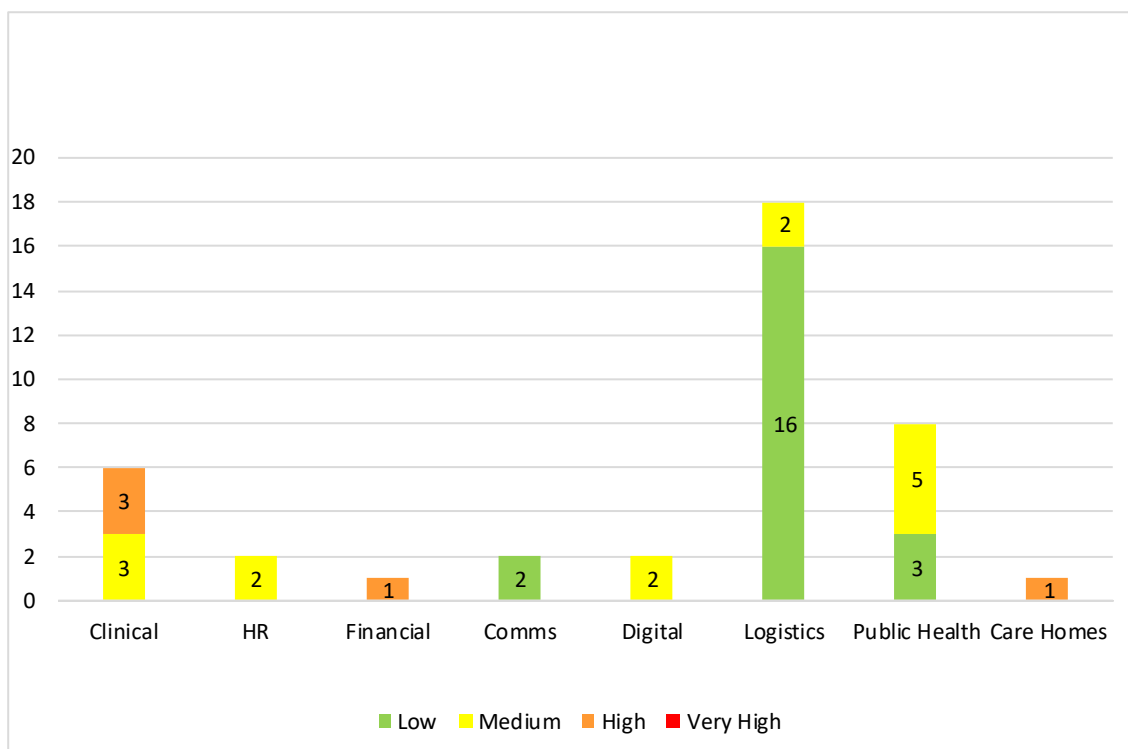
This risk report will:

- i) Set –out the EU Withdrawal risk profile by number, severity and category, accurate as at 8th December 2020
- ii) Provide assurance of the continuous oversight and review of the EU Withdrawal risks through the Strategic Command structure

This report will also facilitate reference to the 40 risks set out in the NHSL EU Withdrawal risk register, accurate as at 8th December 2020 in appendix 1

i) NHSL EU Withdrawal Risk Register Profile as at 8th December 2020

There is now 40 risks recorded on the EU Withdrawal risk register. The most recent new risk being set out to reflect the potential for public disorder and the consequences for NHSL (Risk ID CL/01).



ii) Assurance and Oversight

During the transition period, the EU Withdrawal risk register has been subject to continuous review through the Corporate Management Team as the Strategic Command was in 'live' suspension. In November, the EU Withdrawal Strategic Command was re-enacted and a risk report is prepared for every Strategic meeting. The risk register is now considered as part of the agenda as the EU Withdrawal tactical business has re-commenced.

4. STRATEGIC CONTEXT

This paper links to the following:

Corporate Objectives	X	LDP		Government Policy	
Government Directive	X	Statutory Requirement		AHF/Local Policy	
Urgent Operational Issue		Other: Corporate Governance	X		

5. CONTRIBUTION TO QUALITY

This paper aligns to the following elements of safety and quality improvement:

Three Quality Ambitions:

Safe	x	Effective	x	Person Centred	x
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Six Quality Outcomes:

Everyone has the best start in life and is able to live longer healthier lives; (Effective)	
People are able to live well at home or in the community; (Person Centred)	
Everyone has a positive experience of healthcare; (Person Centred)	
Staff feel supported and engaged; (Effective)	
Healthcare is safe for every person, every time; (Safe)	x
Best use is made of available resources. (Effective)	x

6. MEASURES FOR IMPROVEMENT

In 2018, there was the development and implementation of a NHSL Major Incident Procedure and Toolkit, including the risk register process. This method was applied to the EU Withdrawal register when it was declared a major incident.

In responding to the Covid-19 pandemic it was recognised that some improvements were required for the overall risk process and the opportunity was taken to transfer the EU Withdrawal risk register to align with the developing Covid-19 requirements.

The risk toolkit within the NHSL Major Incident Procedure document has been updated and during Covid-19 evaluated well through a de-briefing exercise.

7. FINANCIAL IMPLICATIONS

The financial impact remains uncertain as to the nature of how or where the highest level of impact is likely to be and difficult to quantify at this stage.

8. RISK ASSESSMENT/MANAGEMENT IMPLICATIONS

An EU Withdrawal risk has featured on the NHSL Corporate Risk Register since July 2018 and is currently graded as Very High taking into consideration the continuing uncertainty around the delay in the trade deal negotiations. The risk register in Appendix 1 sets out the details of the potential clinical, workforce, digital, public health, logistics, communication and third party organisation impact(s).

9. FIT WITH BEST VALUE CRITERIA

This paper aligns to the following best value criteria:

Vision and leadership	x	Effective partnerships		Governance and accountability	x
Use of resources		Performance management	x	Equality	
Sustainability	x				

10. EQUALITY AND DIVERSITY IMPACT ASSESSMENT

An Equality and Diversity Impact Assessment is not required for this paper as the risks apply equally across NHS Lanarkshire.

11. CONSULTATION AND ENGAGEMENT

The risks expressed and quantified within the register have been subject to discussion and have been reviewed at least quarterly throughout the period of transition.

12. ACTIONS FOR THE BOARD

Board Members are asked to:

Approval		Endorse	x	Identify further actions	
Note	x	Accept the risk identified		Ask for a further report	

Specifically noting:

- the EU Withdrawal risk profile by number, severity and category
- the detailed risks in Appendix 1
- re-enactment of the EU Withdrawal Strategic Command
- the continuous review through the Strategic Command and/or CMT
- the integrated risk review with the resilience lead in reviewing risks / threats against relevant worst case scenarios

13. FURTHER INFORMATION

For further information about any aspect of this paper, please contact:

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