



Privacy Breaches: Taking a risk-based approach

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Speaker Biography

Mark Humphreys has over 20 years of experience encompassing logic mapping, strategic, operational and project risk, liability and insurable risk management with blue chip companies in the UK, and across the Australian private and public sectors. Mark has been a Board Director, and is a graduate and member of the Australian Institute of Company Directors. In addition, he is a *'Certified Insurance Professional'* (CIP) and *'Fellow'* of the Australian and New Zealand Institute of Insurance & Finance, a *'Certified Practising Risk Manager'* (CPRM) and former National Director of the *'Risk Management Institution of Australasia'*, a *'Chartered Member'* (CMIOSH) of the Institution of Occupational Safety and a *'Member & Approved Trainer'* (MBCI) for the Business Continuity Institute.

Mark holds an MSc *'Insurance and Risk Management'* and an MSc in *'Emergency Management'* majoring in risk and business continuity management.

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RISK



Top 10 threats

1st Cyber attack



2nd Data breach



3rd Unplanned IT and telecom outages



4th Security incident



5th Adverse weather



6th Interruption to utility supply



7th Act of terrorism



8th Supply chain disruption



9th Availability of talents/key skills



10th New laws or regulations



Source: Business Continuity Institute, Horizon Scan 2017

What is *Risk & Risk Management*?

It is concerned with those risks which can **impact** any or all aspects of operations:

People / Safety & Health
Reputation & Image
Performance
Service Delivery
Interruptions to Service
Compliance
Financial Loss
Etc.....

The management of risk is about **understanding and responding to uncertainty** that could substantively impact an organisation's ability to create or preserve value for stakeholders over the short, medium or long term.

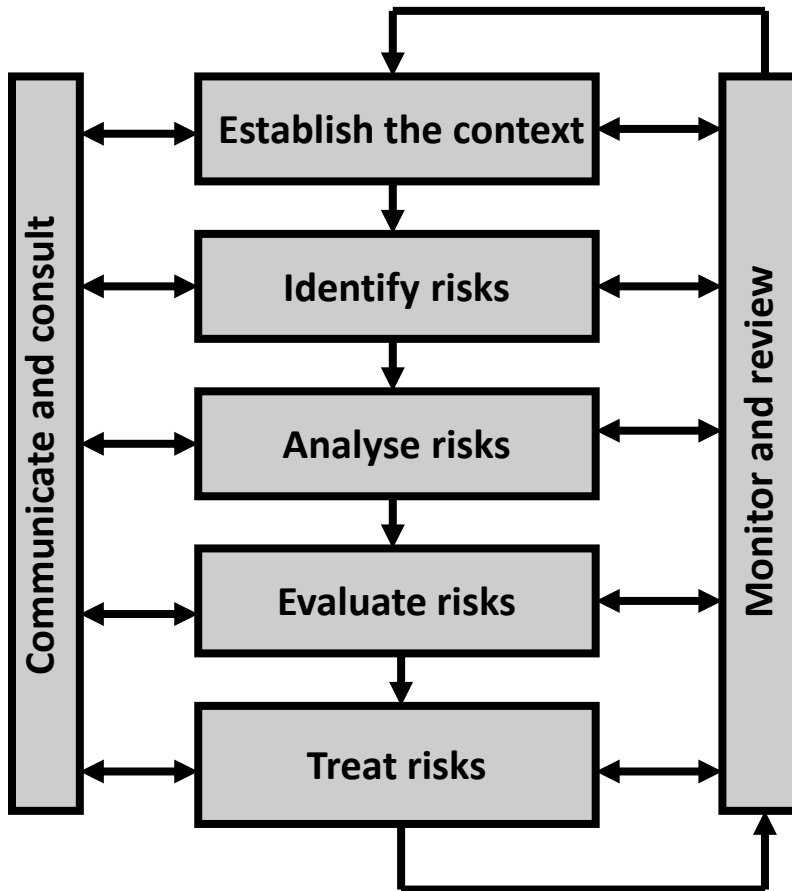
Based on Corporate Governance Principles and Recommendations, 3rd Edition, ASX Corporate Governance Council. Definition of material risk.

“the systematic application of management to the activities of communicating and consulting, establishing the context, identifying, analysing, evaluating, treating, monitoring and reviewing risk”

What does our activity involve?
In what internal and external context is it happening?

What will be critical to its success?

What could go wrong?



How might that happen / what will cause it?

How are we going to manage it to make sure it doesn't happen?

But, if it happens what will result?

What is the consequence level if it happens?

How likely is it to happen with that consequence level?

Is that level of risk acceptable to us?

If not what else are we going to do about it?

Source: WA State Government RM Guidelines (July 2016)

**Are we
taking the
appropriate
amount of
risk?**

Risk Measurement Criteria /
Risk Reference Tables

Defined risk tolerance and
appetite statements

'Precautionary' and *'As Low As
Reasonably Practicable'*
principles

Clear Maximum Possible &
Probable Losses

**What is
'reasonable' ?**

What are the potential consequences of actions/inactions/decisions?
What is the likelihood of such consequences?
What is the burden of preventative/mitigative controls?

**What
happens
if it goes
*'pear
shaped'*?**

Crisis Management Plans
Business Continuity Plans
Contingency Plans
Data Breach Response
Plans

What factors should I consider in identifying and assessing *privacy* risks?

Type of activity

Scope

Venue or location

People involved

Duration of activity

Technology involved

Am I using the *right* risk tools and techniques?



**Where will I
obtain the
information I
need?**

Past records/history

Committees and teams

Legal – compliance findings
and expert judgements

Experience – yours and other
organisations

Reports & Guides

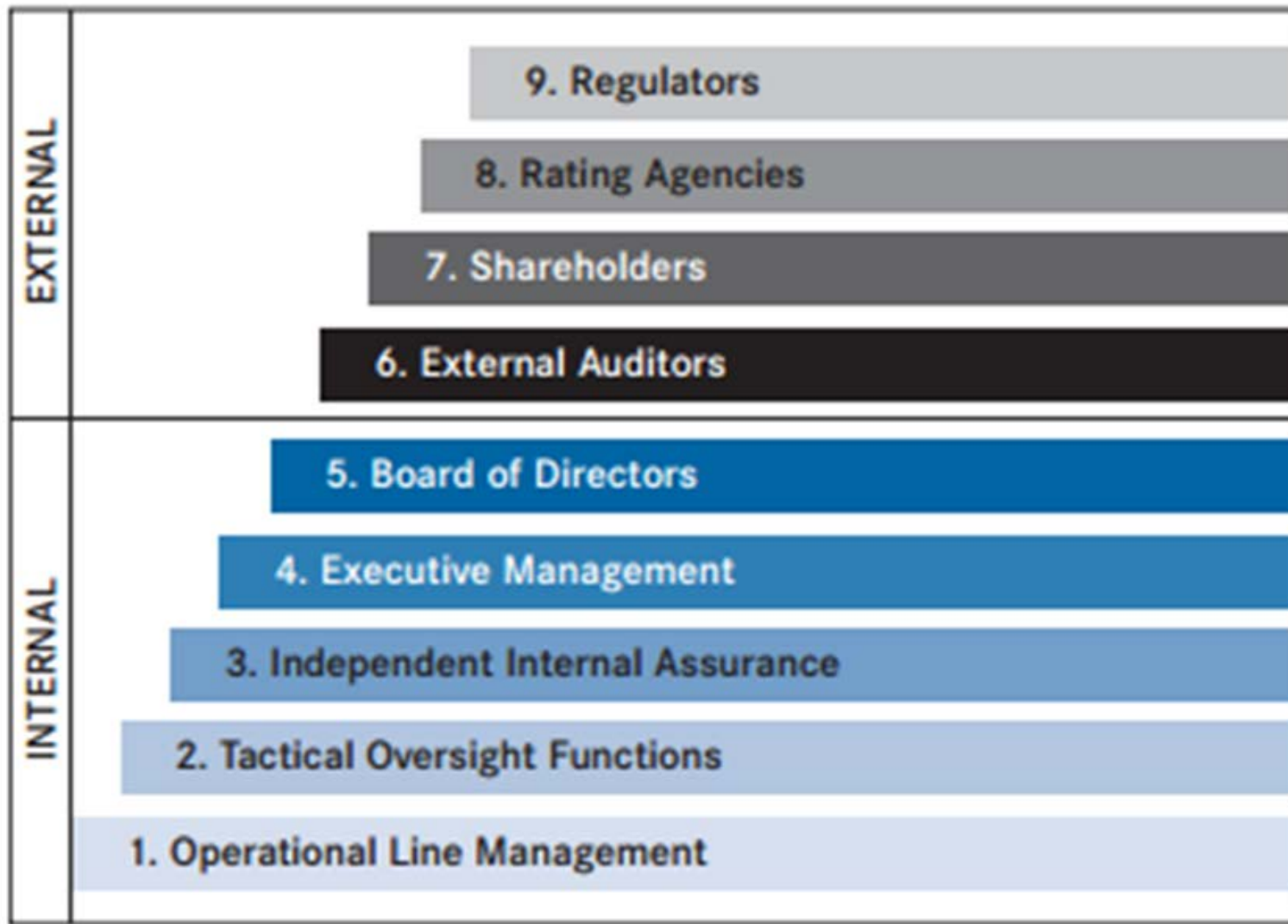
Brokers & Insurers

Stakeholders

How do we
know that
we are
doing all
things
reasonable?

Controls identification
– *‘Hierarchy of
Control’* principle
Lines of Defence
– Oversight

...is there enough oversight?



Source: Extract from 'Corporate Oversight & Stakeholder Lines of Defense – S Lyons (2011)

Thank You