

Freedom of Information request 84-23

Request

1. Does your organisation currently have cyber insurance or plan to invest in cyber insurance in the next 12 months?
2. If you have cyber insurance who is the policy with?
3. If you have cyber insurance when does the policy come up for renewal?
4. If you have cyber insurance what is the cost of your current policy or renewal?

Response

We are withholding this information under Section 24 (1) (National Security) of the Freedom of Information Act and Section 31(1) (a) of the Act (law enforcement) which covers all aspects of the prevention and detection of crime.

Both section 24 and 31 are qualified exemptions, which means they are subject to a public interest test.

Under Section 24 (1) we consider that disclosure would not be in the interest of the Boards' security. Disclosing details about Cyber resilience and response policies could allow individuals to assess the strength of our defenses. The public interest argument against disclosure under Section 31 (1) (a) are that any attempt to hack into an IT system is a criminal offence. Disclosing this information could aid, and indeed encourage, a criminal who was intent on launching an attack on the organisations ICT systems and could expose the Board to potential threats such as targeted e-crime.

We acknowledge the public interest in openness and transparency. We also appreciate that disclosure of this information would provide information on the scale of threat posed by cyber-attacks. However, for the reasons outlined we have concluded that the balance of public interest favours withholding this information.

If you are not satisfied with the way your request has been handled or the decision given, you may ask NHS Borders to review its actions and the decision. If you would like to request a review please apply in writing to, Freedom of Information Review, NHS Borders, Room 2EC3, Education Centre, Borders General Hospital, Melrose, TD6 9BS or foi.enquiries@borders.scot.nhs.uk.

The request for a review should include your name and address for correspondence, the request for information to which the request relates and the issue which you wish to be reviewed. Please state the reference number **84-23** on this request. Your request should be made within 40 working days from receipt of this letter.

If following this review, you remain dissatisfied with the outcome, you may appeal to the Scottish Information Commissioner and request an investigation of your complaint. Your request to the Scottish Information Commissioner should be in writing (or other permanent form), stating your name and an address for correspondence. You should provide the details of the request and your reasons for dissatisfaction with both the original response by NHS Borders and your reasons for dissatisfaction with the outcome of the internal review. Your application for an investigation by the Scottish Information Commissioner must be made within six months of your receipt of the response with which you are dissatisfied. The address for the Office of the Scottish Information Commissioner is, Office of the Scottish Information Commissioner, Kinburn Castle, Doubledykes Road, St Andrews, Fife.