#### **NON-CONFIDENTIAL**



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#### **AUDIT AND GOVERNANCE COMMITTEE**

23 October 2014

**Dear Councillor** 

A meeting of the Audit and Governance Committee will be held in **Committee Room 1 - Marmion House on Thursday, 30th October, 2014 at 6.00 pm.** Members of the Committee are requested to attend.

Yours faithfully

#### AGENDA

#### **NON CONFIDENTIAL**

- 1 Apologies for Absence
- 2 Minutes of the Previous Meeting (Pages 1 4)
- 3 Declarations of Interest

To receive any declarations of Members' interests (pecuniary and non-pecuniary) in any matters which are to be considered at this meeting.

When Members are declaring a pecuniary or non-pecuniary interest in respect of which they have dispensation, they should specify the nature of such interest. Members should leave the room if they have a pecuniary or non-pecuniary interest in respect of which they do not have a dispensation.

4 The Annual Audit Letter (Pages 5 - 12)

(Report of Grant Thornton (External Auditor))

5 Internal Audit Quarterly Report 2014/15 Quarter 2 (Pages 13 - 36)

(Report of the Head of Internal Audit Services)

6 Risk Management Quarterly Update (Pages 37 - 68)

(Report of the Head of Internal Audit Services)

**Regulation of Investigatory Powers Act 2000** (Pages 69 - 70)

(Report of the Solicitor to the Council and Monitoring Officer)

**8** Audit and Governance Committee Timetable (Pages 71 - 74)

(For Information Only)

People who have a disability and who would like to attend the meeting should contact Democratic Services on 01827 709264 or e-mail committees@tamworth.gov.uk preferably 24 hours prior to the meeting. We can then endeavour to ensure that any particular requirements you may have are catered for.

To Councillors: J Chesworth, M Couchman, J Faulkner, M Gant, R Kingstone, J Oates and P Seekings.



# MINUTES OF A MEETING OF THE AUDIT AND GOVERNANCE COMMITTEE HELD ON 25th SEPTEMBER 2014

PRESENT: Councillor M Gant (Chair), Councillors J Chesworth,

M Couchman, J Faulkner, R Kingstone and P Seekings

Officers John Wheatley (Executive Director Corporate Services),

Jane Hackett (Solicitor to the Council and Monitoring Officer), Stefan Garner (Director of Finance), Angela Struthers (Head of Internal Audit Services) and Lynne

Pugh (Directorate Accountant)

Visitors James Cook (Grant Thornton)

Joan Barnett (Grant Thornton)

#### 18 APOLOGIES FOR ABSENCE

None

#### 19 MINUTES OF THE PREVIOUS MEETING

The minutes of the meeting held on 26 June 2014 were approved and signed as a correct record.

(Moved by Councillor M Couchman and seconded by Councillor J Chesworth)

#### 20 DECLARATIONS OF INTEREST

There were no declarations of Interest.

#### 21 AUDIT FINDINGS REPORT 2013/14

The Report of Grant Thornton (External Auditor) was considered.

RESOLVED: The Annual Audit Letter for Tamworth Borough Council be

endorsed.

(Moved by Councillor M Gant and Seconded by Councillor J

Chesworth)

#### 22 ANNUAL STATEMENT OF ACCOUNTS & REPORT 2013/14

The Annual Statements of Accounts was considered

**RESOLVED**: That:

- the Annual Statement of Accounts and Report 2013/14 be approved, and;
- 2. the Committee thanked the staff for all work and preparation involved in the Annual Statement of Accounts.

(Moved by Councillor J Faulkner and seconded by Councillor M Couchman)

# 23 REVIEW OF THE TREASURY MANAGEMENT STRATEGY STATEMENT, MINIMUM REVENUE PROVISION POLICY STATEMENT AND ANNUAL INVESTMENT STATEMENT 2014/15 AND THE ANNUAL REPORT ON THE TREASURY MANAGEMENT SERVICE AND ACTUAL PRUDENTIAL INDICATORS 2013/14

The Report of the Executive Director Corporate Services to avail the Audit & Governance Committee the opportunity to scrutinise and review the Treasury Management Strategy Statement, Minimum Revenue Provision Statement and Annual Investment Statement 2014/15 and the Annual Report on the Treasury Management Service and Actual Prudential Indicators 2013/14 approved by Council on 25th February 2014 and 16th September 2014 respectively was considered.

**RESOLVED:** That the Committee endorsed the Treasury Management Report, as detailed within the statements and agreed that there were no changes for recommendation to Cabinet.

(Moved by Councillor M Gant and seconded by Councillor J Faulkner)

#### 24 FRAUD & CORRUPTION UPDATE REPORT 2014/15

The Report of the Head of Internal Audit Services to provide Members with an update of Counter Fraud work completed to date during the financial year 2014/15 was considered.

**RESOLVED:** That:

- 1. the updated Fighting Fraud Checklist for Governance;
- 2. the Counter Fraud Work Plan, and;
- the Fraud Risk Register all be endorsed. (Moved by Councillor M Gant and seconded by Councillor J Chesworth)

#### 25 **INTERNAL AUDIT QUARTER 1 REPORT 2014/15**

The Report of the Head of Internal Audit Services reporting on the outcome of Internal Audit's review of the internal control, risk management and governance framework in the 1st Quarter of 2014/15 and to provide members with assurance of the ongoing effective operation of an internal audit function and enable any particularly significant issues to be brought to the Committee's attention was considered.

RESOLVED: That the quarterly report be endorsed.

(Moved by Councillor J Faulkner and seconded by Councillor M Gant)

#### 26 LOCAL GOVERNMENT OMBUDSMAN - ANNUAL REVIEW AND REPORT

The Report of the Solicitor to the Council and Monitoring Officer advising the Committee of the views of the Local Government Ombudsman in relation to complaints against the Borough Council and providing an opportunity for members of the Committee to raise any issues they consider appropriate and consider the effectiveness of investigations relating to Tamworth Borough Council was considered.

RESOLVED: That the Annual Review Letter be endorsed subject to recognition that the statistics include not only complaints investigated by Tamworth Borough Council but also enquiries made to the Ombudsman's Office as noted in their systems and that the Chief Executive write to the Ombudsman office to raise concerns on their reporting mechanisms.

> (Moved by Councillor M Gant and seconded by Councillor M Couchman)

#### 27 **REGULATION OF INVESTIGATORY POWERS ACT 2000**

The Report of the Solicitor to the Council and Monitoring Officer informing Members of The Council's Code of Practice for carrying out surveillance under the Regulation of Investigatory Powers Act 2000 (RIPA) including quarterly reports to be taken to Audit & Governance Committee to demonstrate to elected members that the Council is complying with its own Code of Practice when using RIPA was considered.

**RESOLVED:** That the Committee

1. endorsed the Quarterly RIPA monitoring report, and;

2. noted the forthcoming visit from the Officer of Surveillance Commissioner.

(Moved by Councillor M Couchman and seconded by Councillor M Gant)

# 28 REVISED ARRANGEMENTS FOR DEALING WITH COMPLAINTS IN RELATION TO MEMBERS FOR AN ALLEGED BREACH OF THE CODE OF CONDUCT

The Report of the Solicitor to the Council and Monitoring Officer to inform members of The Localism Act 2011 and fundamental changes to the system of regulation of Standards of Conduct for Members. This report provides details of the revised arrangements for dealing with complaints in relation to Members for an alleged breach of the Code of Conduct and seeks the Committee's endorsement of the said arrangements was considered.

**RESOLVED:** That the revised arrangements for dealing with complaints in relation to Members for an alleged breach of the Code of Conduct be endorsed.

(Moved by Councillor M Gant and seconded by Councillor J Faulkner)

Chair



# The Annual Audit Letter for Tamworth Borough Council

#### Year ended 31 March 2014

October 2014

Page (

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James Cook Director and Engagement Lead

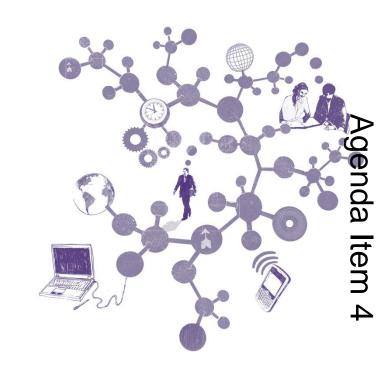
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# Contents

Section	Page
1. Key messages	3
Appendices	
A Summary of reports and audit fees	5

Page 6

# Key messages

Our Annual Audit Letter summarises the key findings arising from the work that we have carried out at Tamworth Borough Council ('the Council') for the year ended 31 March 2014.

The Letter is intended to communicate key messages to the Council and external stakeholders, including members of the public. Our annual work programme, which includes nationally prescribed and locally determined work, has been undertaken in accordance with the Audit Plan that we issued on 27 March 2014 and was conducted in accordance with the Audit Commission's Code of Audit Practice, International Standards on Auditing (UK and Ireland) and other guidance issued by the Audit Commission.

Financial statements audit (including audit opinion)  Page 7	We issued an unqualified opinion on the Council's 2013/14 financial statements on 25 September 2014, meeting the deadline set by the Department for Communities and Local Government. Our opinion confirms that the financial statements give a true and fair view of the Council's financial position and of the income and expenditure recorded by the Council.  We reported our findings arising from the audit of the financial statements in our Audit Findings Report on 25 September 2014 to the Audit and Governance Committee. The key messages reported were:  • The accounts presented for audit were good quality • We identified a small number of changes requires to disclosure notes, and requested a couple of adjustments to improve the presentation of the financial statements, particularly to simplify the Explanatory Foreword.
Value for Money (VfM) conclusion	We issued an unqualified VfM conclusion for 2013/14 on 25 September 2014.  Overall our work highlighted that:  The Council had effective arrangements in place which enabled it to deliver its challenging savings programme in 2013/14.  The Council is exploring further collaborative opportunities such as shared services opportunities with Lichfield District Council as part of its on-going savings programme.  Continued

# Key messages

Page & Whole of Government Accounts	<ul> <li>The Council approved a 3 year Medium Term Financial Strategy in February 2014. The strategy estimates that general fund reserve balances shall be £0.5m the minimum approved level, and HRA reserve balances £1.5m compared to the minimum approved level of £1.5m. Work is ongoing via the Sustainability Strategy to address future financial constraints. Workstreams have been identified to identify further savings.</li> <li>The Council faces even greater challenges in the future with the need to achieve substantial savings from 2017/18 onwards to deliver a balanced budget.</li> <li>Whilst the Council has effective arrangements for prioritising its resources, looking at new service delivery arrangements and working co-operatively with partners, the continued improvement of these arrangements will be crucial to meeting the significant financial challenges in the future.</li> <li>On the basis of our work, and having regard to the guidance on the specified criteria published by the Audit Commission, we are satisfied that in all significant respects the Council put in place proper arrangements to secure economy, efficiency and effectiveness in its use of resources for the year ending 31 March 2014.</li> <li>We reviewed the consolidation pack prepared by the Council to support the production of the Government's Whole of Government Accounts. In line with our instructions we reported that the Council was below the audit threshold level set by the National Audit Office and reviewed the worksheets specified for bodies below the audit threshold. We confirmed that the closing figures for property, plant &amp; equipment and pensions liabilities in the consolidation pack were consistent with those in the Council's financial statements on the 2 October 2014 in line with the deadline.</li> </ul>
	There were no matters arising from our work.
Certification of grant claims and returns	We certified the pooling of housing capital receipts return on 29 September 2014. No amendments were identified and the return was unqualified.  We are currently certifying the Housing Benefit grant claim and will issue our report on this after we have completed the work in accordance with the deadline for submission to the DWP at the end of November.
Audit fee	Our fee for 2013/14 was £66,450, excluding VAT but including an additional £900 in relation to extra work required on business rate appeals which was not included in the audit plan. Further detail is included within Appendix A.

# Appendix A: Reports issued and fees

We confirm below the fee charged for the audit.

#### **Fees**

	Per Audit plan £	Actual fees £
Audit Fee	65,550	66,450
Grant certification fee	16,400	TBC
Total fees	81,950	ТВС

There is an additional fee of £900 in respect of work on material business rates balances. This additional work was necessary as auditors are no longer required to carry out work to certify NDR3 claims, from which we were able gain certain assurances in prior years. The Audit Conmission has therefore given approval in principle for the variation for the additional work required. The additional fee will be applied nationally and is 50% of the average fee previously charged for NDR3 certifications for district councils. We will bill this once formal agreement from the Audit Commission has been received.

The grant certification fee is indicative and may vary dependent upon the final levels of audit required. We are still completing our grant certification work and will report upon the fee once it is completed.

#### Fees for other services

Service	Fees £
None	Nil

# Appendix A: Reports issued and fees

#### **Reports issued**

Report	Date issued
Audit Plan	27 March 2014
Audit Findings Report	25 September 2014
Certification plan	27 March 2014
Annual Audit Letter	October 2014

# Page 1

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#### **AUDIT & GOVERNANCE COMMITTEE**

#### 30<sup>TH</sup> October 2014

#### Report of the Head of Internal Audit Services

#### **INTERNAL AUDIT QUARTERLY REPORT 2014/15 QUARTER 2**

#### **EXEMPT INFORMATION**

None

#### **PURPOSE**

To report on the outcome of Internal Audit's review of the internal control, risk management and governance framework in the 2nd quarter of 2014/15 – to provide members with assurance of the ongoing effective operation of an internal audit function and enable any particularly significant issues to be brought to the Committee's attention.

#### RECOMMENDATION

That the Committee considers the attached quarterly report and raises any issue it deems appropriate.

#### **EXECUTIVE SUMMARY**

The Accounts and Audit Regulations 2011 (as amended) require each local authority to publish an Annual Governance Statement (AGS) with its Annual Statement of Accounts. The AGS is required to reflect the various arrangements within the Authority for providing assurance on the internal control, risk management and governance framework within the organisation, and their outcomes.

One of the sources of assurance featured in the AGS is the professional opinion of the Head of Internal Audit Services on the outcome of service reviews. Professional good practice recommends that this opinion be given periodically throughout the year to inform the Annual Governance Statement. This opinion is given on a quarterly basis to the Audit & Governance Committee.

The Head of Internal Audit Services' quarterly opinion statement for Jul – Sept 2014 (Qtr 2) is set out in the attached document, and the opinion is summarised below.

Based on the ongoing work carried out by and on behalf of Internal Audit and other sources of information and assurance, my overall opinion of the control environment for this quarter is that "reasonable assurance" can be given. Where significant deficiencies in internal control have been formally identified

by management, Internal Audit or by external audit or other agencies, management have given assurances that these have been or will be resolved in an appropriate manner. Such cases will continue to be monitored. Internal Audit's opinion is one of the sources of assurance for the Annual Governance Statement which is statutorily required to be presented with the annual Statement of Accounts.

#### Specific Issues

No specific issues have been highlighted through the work undertaken by Internal Audit during 2014/15.

#### RESOURCE IMPLICATIONS

None

#### LEGAL/RISK IMPLICATIONS

Failure to report would lead to non-compliance with the requirements of the Annual Governance Statement and the Public Sector Internal Audit Standards.

#### SUSTAINABILITY IMPLICATIONS

None

#### **BACKGROUND INFORMATION**

None

#### **REPORT AUTHOR**

Angela Struthers, Head of Internal Audit Services

#### LIST OF BACKGROUND PAPERS

None

#### **APPENDICES**

Appendix 1 Internal Audit Performance Report 2014/15 Quarter 2
Appendix 2 Percentage of Management Actions Agreed 2014/15
Quarter 2

**Appendix 3** Implementation of Agreed Management Actions 2014/15

#### INTERNAL AUDIT ANNUAL REPORT/QUARTERLY REPORT - Q2 - 2014/15

#### 1. INTRODUCTION

Internal Audit is an independent, objective assurance and consulting activity designed to add value and improve an organisation's operations. It helps an organisation accomplish its objectives by bringing a systematic, disciplined approach to evaluate and improve the effectiveness of risk management, control and governance processes. (Public Sector Internal Audit Standards).

Internal Audit's role is to provide independent assurance to the Council that systems are in place and are operating effectively.

Every local authority is statutorily required to provide for an adequate and effective internal audit function. The Internal Audit service provides this function at this Authority.

This brief report aims to ensure that Committee members are kept aware of the arrangements operated by the Internal Audit service to monitor the control environment within the services and functions of the authority, and the outcome of that monitoring. This is to contribute to corporate governance and assurance arrangements and ensure compliance with statutory and professional duties, as Internal Audit is required to provide periodic reports to "those charged with governance".

#### 2. PERFORMANCE AND PROGRESSION AGAINST AUDIT PLAN

The Internal Audit service aims as one of its main Performance Indicators (Pl's) to complete work on at least 90% of applicable planned audits by the end of the financial year, producing draft reports on these where possible/necessary. **Appendix 1** shows the progress at the end of quarter 2 of the work completed against the plan and highlights the work completed in the second quarter. At the end of the second quarter, internal audit have commenced 41 areas of work which equates to 56% of the total annual plan – which at this time includes 6 additional implementation reviews not originally identified. The report has been split to distinguish between audits and implementation reviews.

The service also reports quarterly on the percentage of draft reports issued within 15 working days of the completion of fieldwork. All (100%) of the draft reports issued in this quarter of the year were issued within this deadline.

#### 3. AUDIT REVIEWS COMPLETED QUARTER 2 2014/15

The audits finalised in the 2nd quarter of 2014/15 are shown in **Appendix 2** and this identifies the number of recommendations made. A total of 112 recommendations were made in the first quarter with 110 (98%) of the recommendations being accepted by management.

The service revisits areas it has audited around 6 months after agreeing a final report on the audit, to test and report to management on the extent to which agreed actions have been taken. Eighteen Implementation reviews were completed during the 2nd quarter of 2014/15. **Appendix 3** details the implementation progress to date for 2014/15 with 66 % of the agreed management actions implemented or partially implemented. Internal Audit is fairly satisfied with the progress made by management to reduce the level of risk and its commitment to progress the outstanding issues. As there are still a number of high priority actions still requiring to be completed, additional implementation reviews will be carried out to ensure the implementation of the actions is completed.

#### 4. INDEPENDENCE OF THE INTERNAL AUDIT ACTIVITY

Attribute Standards 1110 to 1130 in the Public Sector Internal Audit Standards require that Internal Audit have organisational and individual independence, and specifically state that the head of Internal Audit Services must confirm this to the Audit & Governance Committee at least annually. As performance is reported quarterly, this confirmation will be provided quarterly.

The Head of Internal Audit Services confirms that Internal Audit is operating independently of management and is objective in the performance of internal audit work.

#### 5 OVERALL CURRENT INTERNAL AUDIT OPINION

Based on the ongoing work carried out by and on behalf of Internal Audit and other sources of information and assurance, my overall opinion of the control environment at this time is that "reasonable assurance" can be given. Where significant deficiencies in internal control have been formally identified by management, Internal Audit or by external audit or other agencies, management have given assurances that these have been or will be resolved in an appropriate manner. Such cases will continue to be monitored. Internal Audit's opinion is one of the sources of assurance for the Annual Governance Statement which is statutorily required to be presented with the annual Statement of Accounts.

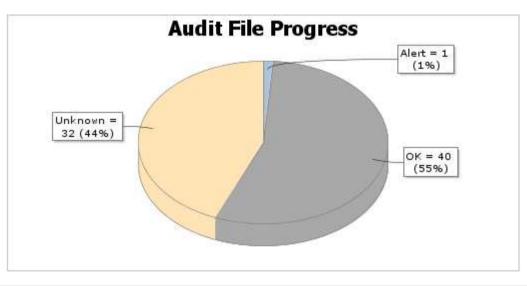
#### Specific issues:

There were no specific issues highlighted through the work of Internal Audit in the second quarter of the 2014/15 financial year

Angela Struthers, Head of Internal Audit Services

### Appendix 1

## **Internal Audit Performance report 1415 qtr 2**



Finalised Audit Reports Quarter 2					
Audit File	Audit File Progress Icon	Audit Assurance Type	Audit File Overall Opinion	Revised Audit Opinion	Audit Assurance Level
1415.TECH.09 Data Protection		Information Technology	It is with some concern that Audit have to report only limited assurance can be given that the system, process or activity will achieve its objectives safely and effectively as controls are in place but operating poorly, or controls in place are inadequate.		

Audit File	Audit File Progress Icon	Audit Assurance Type	Audit File Overall Opinion	Revised Audit Opinion	Audit Assurance Level
1415.FIN.05 Treasury Management Qtr 4 2013/14	<b>②</b>	Main financial system – interim	Audit are pleased to be able to report substantial assurance can be given that the system, process or activity should achieve its objectives safely and effectively and that controls are in place and operating satisfactorily.		
1415.FIN.02 Treasury Management Qtr 1 2014/15		Main financial system – interim	Audit are pleased to be able to report substantial assurance can be given that the system, process or activity should achieve its objectives safely and effectively and that controls are in place and operating satisfactorily.		
(Page 15.SCC.01 Pension Contributions		Transactional	Audit are pleased to be able to report reasonable assurance can be given that the system, process or activity should achieve its objectives safely and effectively however there are some control weaknesses but most key controls are in place and operating effectively.		
1415.TECH.11 Xpress Application review		Information Technology	It is with some concern that Audit have to report only limited assurance can be given that the system, process or activity will achieve its objectives safely and		

Finalised Audit Reports Quarter 2					
Audit File	Audit File Progress Icon	Audit Assurance Type	Audit File Overall Opinion	Revised Audit Opinion	Audit Assurance Level
			effectively as controls are in place but operating poorly, or controls in place are inadequate.		
1415.TECH.02 ISO20000		Information Technology	It is with some concern that Audit have to report only limited assurance can be given that the system, process or activity will achieve its objectives safely and effectively as controls are in place but operating poorly, or controls in place are inadequate.		
Tell 5.HH03 Sheltered  Susing  O  O		Risk based review	Audit are pleased to be able to report reasonable assurance can be given that the system, process or activity should achieve its objectives safely and effectively however there are some control weaknesses but most key controls are in place and operating effectively.		
1415.HH.04 Estate Caretaking		Risk Workshop			

Implementation reviews completed Quarter 2					
Audit File	Audit File Progress Icon	Audit Assurance Type	Audit File Overall Opinion	Revised Audit Opinion	Audit Assurance Level
1415.TCP06FIR Travel & Subsistence 3rd Implementation Review		Additional Implementation Review	The initial audit opinion was that only limited assurance can be given that the system, process or activity will achieve its objectives safely and effectively as controls are in place but operating poorly, or controls in place are inadequate.	The revised audit opinion is that reasonable assurance can be given that the system, process or activity should achieve its objectives safely and effectively however there are some control weaknesses but most key controls are in place and operating effectively.	
S.TechCP07 Data Quality & Records Management		Information Technology	The initial audit opinion was that only limited assurance can be given that the system, process or activity will achieve its objectives safely and effectively as controls are in place but operating poorly, or controls in place are inadequate.	that only limited assurance can be given that the system, process or activity will achieve its objectives	

1415.CPP05IR Community Leisure Implementation Review	Implementation Review	The initial audit opinion was that limited assurance can be given that the system, process or activity will achieve its objectives safely and effectively as controls are in place but operating poorly, or controls in place are inadequate.	The revised opinion is that limited assurance can be given that the system, process or activity will achieve its objectives safely and effectively as controls are in place but operating poorly, or controls in place are inadequate.	
1415.AE.10IR Public Protection – Food Safety  Page 21	Implementation Review	The initial audit opinion was that reasonable assurance can be given that the system, process or activity should achieve its objectives safely and effectively however there are some control weaknesses but most key controls are in place and operating effectively.	The revised audit opinion is that reasonable assurance can be given that the system, process or activity should achieve its objectives safely and effectively however there are some control weaknesses but most key controls are in place and operating effectively.	
1415.STTC02IR Legal Compliance	Implementation Review	The initial audit opinion was that limited assurance can be given that the system, process or activity will achieve its objectives safely and effectively as controls are in place but operating poorly, or controls in place are inadequate.	The revised audit opinion is that limited assurance can be given that the system, process or activity will achieve its objectives safely and effectively as controls are in place but operating poorly, or controls in place are inadequate.	

1415.STTC06FIR RIPA **Further Implementation** Review



Additional Implementation Review

The initial audit opinion was that Due to the lack of limited assurance can be given that the system, process or activity will achieve its objectives safely and effectively as controls are in place but operating poorly, or controls in place are inadequate.

There was no change in the assurance level when the first implementation review was carried out.

implementation of the recommendations and the priority assigned to them the revised audit opinion is that limited assurance can be given that the system, process or activity will achieve its objectives safely and effectively as controls are in place but operating poorly, or controls in place are inadequate.



T a O O 15.TCP07FIR Health & **\$≥**ety Further

Implementation Review



Additional Implementation Review

The initial audit opinion was that Due to the nature of the only limited assurance can be given that the system, process or recommendations, i.e. activity will achieve its objectives safely and effectively as controls are in place but operating poorly, or controls in place are inadequate.

outstanding policies not in place, outstanding and not being updated has meant that there has been no change in the audit assurance level of limited.





1415.TCP09IR Petty Cash Implementation Review	Implementation Review	The initial audit opinion was that limited assurance can be given that the system, process or activity will achieve its objectives safely and effectively as controls are in place but operating poorly, or controls in place are inadequate.	The revised audit opinion is that limited assurance can be given that the system, process or activity will achieve its objectives safely and effectively as controls are in place but operating poorly, or controls in place are inadequate.	
1415.TCP05FIR Building Security Further Implementation Review  Page 23	Additional Implementation Review	The initial audit opinion was that reasonable assurance can be given that the system, process or activity should achieve its objectives safely and effectively however there are some control weaknesses but most key controls are in place and operating effectively.	The revised audit opinion is that reasonable assurance can be given that the system, process or activity should achieve its objectives safely and effectively however there are some control weaknesses but most key controls are in place and operating effectively.	
1415.AE02IR Corporate Property Management Implementation Review	Implementation Review	The initial audit opinion was that reasonable assurance can be given that the system, process or activity should achieve its objectives safely and effectively however there are some control weaknesses but most key controls are in place and operating effectively.	The revised audit opinion is that substantial assurance can be given that the system, process or activity should achieve its objectives safely and effectively and that controls are in place and operating satisfactorily.	

1415.CPP04IR Tourism & Composition Centre Implementation Review	Implementation Review	The initial audit opinion was that limited assurance can be given that the system, process or activity will achieve its objectives safely and effectively as controls are in place but operating poorly, or controls in place are inadequate.	The revised opinion is that limited assurance can be given that the system, process or activity will achieve its objectives safely and effectively as controls are in place but operating poorly, or controls in place are inadequate.	
1415.CPP.04FIR Castle Further Implementation Review Page 24	Additional Implementation Review	The initial audit opinion was that reasonable assurance can be given that the system, process or activity should achieve its objectives safely and effectively however there are some control weaknesses but most key controls are in place and operating effectively.	The revised audit opinion is that reasonable assurance can be given that the system, process or activity should achieve its objectives safely and effectively however there are some control weaknesses but most key controls are in place and operating effectively.	
1415.STTC01FIR Standards & Declarations 3rd Implementation Review	Additional Implementation Review	The initial audit opinion was that only limited assurance can be given that the system, process or activity will achieve its objectives safely and effectively as controls are in place but operating poorly, or controls in place are inadequate.	The revised audit opinion is that substantial assurance can be given that the system, process or activity should achieve its objectives safely and effectively and that controls are in place and operating satisfactorily.	

1415.AE.13FIR Asbestos & Legionella Further, Further Implementation Review



Additional Implementation Review

The initial audit opinion was that The assurance level given no assurance can be given that the system, process or activity will achieve its objectives safely and effectively as controls are not limited. A review of the in place or are failing.

after testing during the previous two implementation reviews was number and priority of partially implemented and outstanding recommendations has led to there still being only limited assurance that the system, process or activity will achieve its objectives safely and effectively as controls are in place but operating poorly, or controls in place are inadequate.







N 1415.AE.03IR Commercial/ **Industrial Properties** Implementation Review



Implementation Review

The initial audit opinion was that limited assurance can be given that the system, process or activity will achieve its objectives safely and effectively as controls are in place but operating poorly, and effectively as controls or controls in place are inadequate.

The revised opinion is that limited assurance can be given that the system, process or activity will achieve its objectives safely are in place but operating poorly, or controls in place are inadequate.





1415.AE.02FIR Disabled Facilities Grants Further Implementation Review



Additional Implementation Review

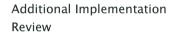
reasonable assurance can be given that the system, process or be given that the system, activity should achieve its objectives safely and effectively however there are some control weaknesses but most key controls are in place and operating effectively.

The initial audit opinion was that The revised opinion is that reasonable assurance can process or activity should achieve its objectives safely and effectively however there are some control weaknesses but most kev controls are in place and operating effectively.





1415.STTC05FIR Committee **Decisions & Reporting** Further Implementation eview O



The initial audit opinion was that The revised opinion, limited assurance can be given that the system, process or activity will achieve its objectives safely and effectively as controls are in place but operating poorly, or controls in place are inadequate.

following the initial implementation review, was that reasonable assurance can be given that the system, process or activity should achieve its objectives safely and effectively however there are some control weaknesses but most key controls are in place and operating effectively.

Following on from the further implementation review, the audit opinion has not changed due to the priority of the outstanding recommendation.

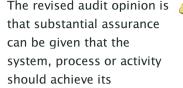




1415.STTC03IR Scheme of **Delegation Implementation** Review



The initial audit opinion was that The revised audit opinion is limited assurance can be given that the system, process or activity will achieve its objectives system, process or activity safely and effectively as controls are in place but operating poorly, objectives safely and or controls in place are inadequate.



effectively and that controls

are in place and operating

satisfactorily.



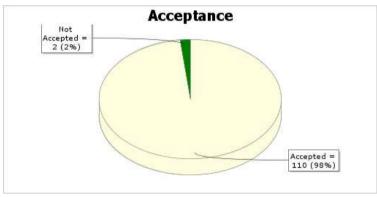




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## Percentage of Management Actions Agreed Qtr 2



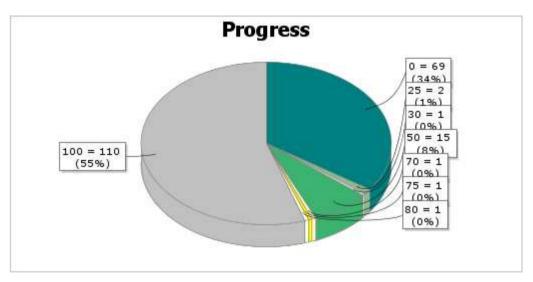


29		110 (98%)
Audit Recommendation Code & Title	Audit Recommendation Priority	Audit Recommendation Acceptance
1314 SAM 07 Formal Review	Medium Priority	No formal review is conducted on an annua regular basis to ensure the management obj

No formal review is conducted on an annual or more regular basis to ensure the management objectives of software asset management are being achieved. A review has been undertaken to identify the business need and is included on the business plan for 2014/15.

1314.GISGAZ01.1 Supplier/generic ID's	High Priority	Risk accepted by management

## **Implementation Reviews Quarter 2 201415**



Audit Recommendation Code & Title	Audit Recommendation Status Icon	Directorate	Audit Recommendation Priority	Audit Recommendation Progress Bar
1112 DQRM 3.1c Processes to remove old sensitive data	To be completed after Records  Management Policy approved	Tech CP	High Priority	0%
1112 DQRM 3.2a Scanning Facilities	Policy will be drafted in line with Records Management Policy	Tech CXP	High Priority	0%
1213 T&S 3.3 Documentation provided annually	Spreadsheet not yet fully developed	TCP	High Priority	0%

Audit Recommendation Code & Title	Audit Recommendation Status Icon	Directorate	Audit Recommendation Priority	Audit Recommendation Progress Bar
1314 Com&Ind06.1 a) Monitoring	Spreadsheet not yet fully developed	AE	High Priority	0%
1314 Com&Ind06.1 b) Monitoring	Revised date	AE	High Priority	0%
1314 Com&Ind09.3 a) Rent Reviews	Revised date	AE	High Priority	0%
1314 Com&Ind09.3 b) Rent Reviews	Revised date	AE	High Priority	0%
1314 ComAdmin9.8 Business Continuity	Revised date	AE	High Priority	0%
1314 Legal 01.1 Business Continuity	Revised date	STTC	High Priority	0%
1314 Legal 08.1 Legal Documents	Revised date	STTC	High Priority	0%
14 Legal 12.1 Risk Treatment Measures	Revised date	STTC	High Priority	0%
(3) 4 Legal 14.1 Segregation of Duties	Revised date - new staff	STTC	High Priority	0%
1314 Legal 17.2 Legislation Changes	Discussions to be had corporately to see if can be implemented	STTC	High Priority	0%
1314 Legal 17.3 Updates to CMT	Following above once decided	STTC	High Priority	0%
1314 Legal 19.1 Risk Register Review	Revised date	STTC	High Priority	0%
1314 RIPA 2.2 Identification of court representatives	Revised date	STTC	High Priority	0%
1314 RIPA 3.1 Policy	Revised date	STTC	High Priority	0%
1415 Com&Ind IR1 Invoice Coding	Additional recommendation	AE	High Priority	0%
1415 Com&Ind IR2 Notify NNDR Billing & Collections	Additional recommendation	AE	High Priority	0%

Audit Recommendation Code & Title	Audit Recommendation Status Icon	Directorate	Audit Recommendation Priority	Audit Recommendation Progress Bar
1112 DQRM 1.1 Policies and Procedures	Policies in draft	Tech CP	Medium Priority	0%
1112 DQRM 1.3 Review and update internet	One new policy – others need replacing	Tech CP	Medium Priority	0%
1112 DQRM 2.07b Destroyed Records	Waiting approval of policy	Tech CP	Medium Priority	0%
1112 DQRM 3.1b Guidance on attaching large files with emails	Waiting approval of policy	Tech CP	Medium Priority	0%
1112 DQRM 3.2b Co-ordinator for Data Quality and Records Management in each Service Area	Waiting approval of policy	Tech CP	Medium Priority	0%
1112 DQRM 3.2c Independent Reviews	Revised date	Tech CP	Medium Priority	0%
ມີ 12 DQRM 4.1 Data Quality and Records Management Training ຜ	To be included in Data Protection training	Tech CP	Medium Priority	0%
2 DQRM 4.2 Review of Staff Training	Revised date	Tech CP	Medium Priority	0%
1213 Castle 1.2 Updating of Plans	Recently implemented	CPP	Medium Priority	0%
1213 Castle 1.3 Maintenance Plan	Aligned to budget setting	CPP	Medium Priority	0%
1213 LC 1.2a Business Continuity	Revised date	STTC	Medium Priority	0%
1213 LC 1.2b Business Continuity	Revised date	STTC	Medium Priority	0%
1213 LC 8.1a Users	Revised date	STTC	Medium Priority	0%
1213 LC 8.1b Users	Revised date	STTC	Medium Priority	0%
1213 LC 8.2 System Parameter Checks	Revised date	STTC	Medium Priority	0%

Audit Recommendation Code & Title	Audit Recommendation Status Icon	Directorate	Audit Recommendation Priority	Audit Recommendation Progress Bar
1213 T&S 3.2 Insurance and other vehicle documentation	Will be completed as part of the implementation of Self Serve on ITrent system	ТСР	Medium Priority	0%
1213 T&S 4.3 Policy Updated	Revised date	TCP	Medium Priority	0%
1213 T&S 6.1 Car Sharing Policy	Revised date	TCP	Medium Priority	0%
1314 Com&Ind01.1 Procedures	Revised date	AE	Medium Priority	0%
1314 Com&Ind02.1 Title of Ownership	Revised date	AE	Medium Priority	0%
4 Com&Ind03.1 Insurance Recharges	Revised date	AE	Medium Priority	0%
14 Com&Ind03.3 Insurance Recharges	Revised date	AE	Medium Priority	0%
4 Com&Ind03.5 Insurance Recharges	Revised date	AE	Medium Priority	0%
1314 Com&Ind07.1 Asset Management Property Records	Other solution identified and work in progress	AE	Medium Priority	0%
1314 Com&Ind07.2 Asset Management Property Records	Revised date	AE	Medium Priority	0%
1314 Com&Ind07.2 Asset Management Property Records	Revised date	AE	Medium Priority	0%
1314 Com&Ind07.3 Asset Management Property Records	Waiting roll out of EDRMS	AE	Medium Priority	0%
1314 Com&Ind09.1 Rent Reviews	Revised date	AE	Medium Priority	0%
1314 Com&Ind09.2 Rent Reviews	Revised date	AE	Medium Priority	0%

Audit Recommendation Code & Title	Audit Recommendation Status Icon	Directorate	Audit Recommendation Priority	Audit Recommendation Progress Bar
1314 Com&Ind11.1 Lease Renewals	Revised date	AE	Medium Priority	0%
1314 Com&Ind11.2 Lease Renewal	Revised date	AE	Medium Priority	0%
1314 Com&Ind15.5 Temporary Licences	Revised date	AE	Medium Priority	0%
1314 Com&Ind8.12 Leases	Revised date	AE	Medium Priority	0%
1314 ComLeis 2.1 Regular Monitoring	Risk register to be revisited	СРР	Medium Priority	0%
1314 ComLeis 3.1 Sports Development Classes	SLA not finalised	CPP	Medium Priority	0%
1314 ComLeis 3.4 Invoices	To be completed on next invoice cycle	CPP	Medium Priority	0%
14 ComLeis 3.5 Invoices Raised Timely	To be completed on next invoice cycle	CPP	Medium Priority	0%
1314 ComLeis 8.1 Community Leisure Risk	Revised date	CPP	Medium Priority	0%
1314 DFG 1.01 DFG Risk Register	To be reviewed in line with the new contract	AE	Medium Priority	0%
1314 DFG 2.01 Publicise DFG	Deferred to new contract start date	AE	Medium Priority	0%
1314 Food 013 Lone working policy	Revised date	AE	Medium Priority	0%
1314 Legal 03.1 Training & Awareness	Revised date	STTC	Medium Priority	0%
1314 RIPA 2.1 HMCTS Contact	Revised date	STTC	Medium Priority	0%
1314 T&TC 013 Place Strategy	Revised date	СРР	Medium Priority	0%
1314 T&TC 013 Place Strategy	Revised date	СРР	Medium Priority	0%

Audit Recommendation Code & Title	Audit Recommendation Status Icon	Directorate	Audit Recommendation Priority	Audit Recommendation Progress Bar
1314 T&TC 1.1 Tourism and Town Centre Risk Register	Now completed	CPP	Medium Priority	0%
1314 T&TC 1.2 Review Risk Treatment Measures	Revised date	CPP	Medium Priority	0%
1415 Com&Ind IR3 Business Rates	Additional recommendation made at implementation review	AE	Medium Priority	0%
1415 Com&Ind IR4 Commercial & Industrial Properties Spreadsheet	Additional recommendation made at implementation review	AE	Medium Priority	0%



Revised implementation not reached

Revised implementation date exceeded implementation not confirmed

## Agenda Item 6

### **AUDIT AND GOVERNANCE COMMITTEE**

### **THURSDAY 30 OCTOBER 2014**

### REPORT OF THE HEAD OF INTERNAL AUDIT SERVICES

### **RISK MANAGEMENT UPDATE 2014/15**

**EXEMPT INFORMATION** 

None

### **PURPOSE**

To report on the Risk Management process and progress to date for the current financial year.

### **RECOMMENDATIONS**

That the Committee endorses this report and raises any issues it deems appropriate.

### **EXECUTIVE SUMMARY**

One of the functions of the Audit & Governance Committee is to monitor the effectiveness of the authority's risk management arrangements, including the actions taken to manage risks and to receive regular reports on risk management. Corporate risks are identified and managed and monitored by the Corporate Management Team (CMT) on a quarterly basis. Corporate risks have been assigned to relevant members of the Corporate Management Team. Through regular review, risks may be added or removed from the Corporate Risk Register.

Work is continually completed by Internal Audit with Service Units to ensure that the operational risk register entries are aligned to the corporate risks. This will also identify areas where operational risk registers need to be updated to ensure that operationally, the corporate risks are managed.

The Corporate Risk Register is attached as **Appendix 1** for information.

The Risk Management Action Plan for 2014/15 is attached as **Appendix 2** and shows status to date.

### **RESOURCE IMPLICATIONS**

None

LEGAL/RISK IMPLICATIONS BACKGROUND

None

SUSTAINABILITY IMPLICATIONS

None

**BACKGROUND INFORMATION** 

None

### **REPORT AUTHOR**

Angela Struthers, Head of Internal Audit Services ex 234

### LIST OF BACKGROUND PAPERS

None

### **APPENDICES**

Appendix 1 – Corporate Risk Register

**Appendix 2 – Risk Management Action Plan 2014/15** 

### Appendix 2

## **Corporate Risk Register 201415**

Generated on: 20 October 2014



Risk Code	CPR1415_01	Risk Title	Medium Term Financial Planning & Sustainability Strategy	Current Risk Status	
Description of Risk	Loss of Funding and Finan	cial Stability		Assigned To	Stefan Garner; John Wheatley
Gross Risk Matrix ນ	Dough Severity	Risk Treatment Measures Implemented		Current Risk Matrix	Pooduland
Goss Risk Score	12		eloped to address longer term funding shortfall	Current Risk Score	8
Gross Severity	4	identified - detailed work-st   programme(3)	tream deliverables including corporate change	Current Severity	4
ss Likelihood	3	Budget planning and monit		Current Likelihood	2
Gross Risk Review Date		Committee review (2) Treasury Management Stra regular monitoring (4) WRIEP support for efficience Grant income sourced when Developing benchmarking punderstand costs/performa reviewing high spend, annubenchmarking data (7) Performance setting (8) Procurement section, contra guidance updated / intrane Business case reviews (10) SCFOG/Networking / Active change agenda (11) Effective use of assets eg M Attendance at professional	re possible (6) process within the authority to evaluate and nce/outputs including CIPFA benchmarking, all internal audit review of audit commission acts register, quick quote process / Procurement t (9)	Last Risk Review Date	17-Oct-2014

	business rates & housing rent (14) Section 151 review of controls within key financial systems (15) Housing Regeneration Project Group established with key sub-groups for specific tasks (16) Council tax support scheme - legal advice, EIAs, sound consultation with public, claimants and other LAs to develop a local scheme based on an agreed Countywide framework (17) support provided for new/existing members from key officers and third parties (SOLACE) Peer Assessment identified clear recognition & communication of financial position to stakeholders Updating of HRA Business Plan Review of Healthier Housing Strategy Review of SPV feasibility
D ansequences 0 40	Cuts in front line service provision Quality of service decline partnership relationships become strained uncoordinated cuts/ reduction in service provision financial savings not achieved miss out on funding opportunities inability to meet on-going costs Significant impact on the economic health of the local community Budget overspends minimum reserves not maintained Budgets not balanced Potentially acting illegally Reputation issues Reduced income streams including car parks, golf course, planning, treasury, council tax & business rates
Vulnerabilities/causes	changes to political control (local/national) budget shortfall / funding gap increasing through austerity cuts - 3 year MTFS in place from 2013/14 (longer term shortfalls identified from 2016/17) CSR 2013 & LGFS identified further cuts from 2015/16 c.15% (1,2,3,9,10,12) Increased cost liabilities e.g. water course maintenance, land charges, legacy MMI claims, golf course (1,2,3,9,10,12) failure to manage budgets (1) failure to manage investments (4) missing key business funding opportunities (5, 6) Failure to maximise incentive funding (i.e. new homes bonus, council tax, benefits admin, RTB's one for one replacement) (6) Disabled Facilities Grants - increased demand / costs not in line with grant levels impacting on other funding sources (6) recession increase impact on services required (i.e. capacity, finance, recovery levels) (7,8,14) failure of an existing contractor (9) Technical reform of Council Tax and other welfare reform changes (Universal Credit, Housing Allowances etc) wef 1/4/13 and the potential impact on collection levels/write offs (14, 15) Business rates retention wef 1/4/13 - local collection levels will directly on the councils budget (14,15) Reduced income corporately due to welfare reform changes (including council tax support scheme) - impact on council tax, rent income etc (14, 15) HRA regeneration projects & impact on business plan / wider regeneration project including town centre, car parks etc (16)

	Council tax support scheme - legal challenge (17)
Risk Notes	Possibility of Fire Service taking Industrial action - review risk on a more regular basis - review set to weekly

Risk Code	CPR1415_02	Risk Title	Reputation	Current Risk Status		
Description of Risk	Damage to Reputation		•	Assigned To	Anica Goodwin; Tony Goodwin; Jane Hackett	
Gross Risk Matrix	Severity	Risk Treatment Measure	s Implemented	Current Risk Matrix	Severity	
Gross Risk Score	9	Monitoring Officer		<b>Current Risk Score</b>	6	
Gross Severity	3	Increased use of multi med Members surgeries	lia to consult/communicate	<b>Current Severity</b>	2	
Gross Likelihood	3	Celebrating success State of Tamworth debate		<b>Current Likelihood</b>	3	
Page Page Page Page Page Page Page Page	20-Mar-2014	PR & Communications Tell Us Scheme Tamworth Listens Standards through Audit & independent Person Members declarations of Int Ombudsmen report Monitoring of news stories Service delivery standards Contract monitoring Codes of conduct Policies and procedures Service Standards Training for all staff and memystery shopper AGM Annual Corporate Plan	terest embers in media/press/use of social media	Last Risk Review Date	17-Oct-2014	
Consequences	erosion in trust and confidence service failure loss of income increased cost of working fall in satisfaction levels loss of public support claims in tribunal/personal liability loss of peer group credibility					

	increased scrutiny by government and auditors
Vulnerabilities/causes	Failure to match social and political expectations failure to act on feedback crisis and major incident management failures failure to deliver minimum standards of service Third party supply chain failure non-compliance with legislation unethical practices by officers/members security breaches by officers/members personal actions by officers/members misuse of social media by officers/members
Risk Notes	amendments made by AG

Risk Code	CPR1415_03	Risk Title	Governance & Regulatory Failure	Current Risk Status	<b>②</b>
Description of Risk	Failure to achieve ade	quate Governance Standards and	d statutory responsibilities	Assigned To	Jane Hackett; John Wheatley
Gross Risk Matrix	Pool   Clikelihood	Risk Treatment Measure	s Implemented	Current Risk Matrix	Pooling
Gross Risk Score	9	Regular review & update of		Current Risk Score	4
Gross Severity	3		ittee in place, including Standards (2) ce, including call in & questions at Council (3)	<b>Current Severity</b>	2
Gross Likelihood	3	Annual Governance Statem	nent process / prepared (4)	<b>Current Likelihood</b>	2
Page 444  Gross Risk Review Date		communicated (5) Money Laundering Policy de Section 151 functionality at (6) Internal Audit function (7) External Audit assessment Partnership Guidance Policy Managers Assurance Stater Constitution - regular revie Code of Conduct for memb Relevant policies and proce acceptance (13) Legislation training for offic / regular legal updates (14 development of member tr Insurance policies for regul libel and slander(16) TULG - consultation, openn Obligations under Environn PDR process (19) Electoral Process (20) Forward Plan in place with scheduled (21)	ments prepared annually (10) w (11) ers (12) edures / Net Consent for policy management and ers and members / continual CPD and other training ) aining plan / development of e learning solution (15) latory failure - officials indemnity, fidelity guarantee & ess, accountability, probity (17) mental Protection Act and Public Health Act (18) key decisions highlighted, Committee meetings eutive Arrangements) (Meetings and Access to gulations 2012 (22) taff and key officers		17-Oct-2014

Consequences	non-compliance with legal requirements fraud poor performance damage to reputation prosecution, fines death or injury to public and/or staff audit criticism within Annual Audit Letter / accounts qualified poor inspection comments legal challenge Ultra vires Financial impact / exposure from poor decisions arising from uninformed decision making process Increased demand for resource support from Members
Vulnerabilities/causes ບຸ ຜູ ຜູ ອຸ 4	Lack of training / knowledge - officers and member (14, 15) lack of documented procedures (1) lack of commitment from officers and members (6, 12) failure to understand the importance of key decisions (14, 15) Inadequate governance process in place (1, 2, 3, 4, 5, 6, 7, 8, 9, 10, 11, 12, 13, 14, 15, 16, 17, 18, 19, 20, 21,22) Lack of accountability (5, 6, 7, 8, 12, 19, 20) Non compliance with legislation (6, 14, 18) fraud (1, 5, 6) Poor performance (19) failure to manage or be aware of legal responsibilities/changes to legislation (6, 14, 15) lack of resources/ funding legal challenge(3) financial position affecting decision making loss of key staff / members (20) inappropriate decision making (6, 14, 15) Changes to political control (20)
Risk Notes	Localism Act, Welfare Benefit reform,

Risk Code	CPR1415_04	Risk Title	Partnership Working and Supply Chain Challenges	Current Risk Status	<b>②</b>
Description of Risk	Failure in partnership worl	king, shared services or supp	ly chain	Assigned To	Andrew Barratt; Rob Mitchell
Gross Risk Matrix	Severity	Risk Treatment Measures	s Implemented	Current Risk Matrix	Poor
Gross Risk Score	9		acts register, quick quote process / Procurement	Current Risk Score	4
Gross Severity	3	guidance updated / intranet Partnership Governance Pol	: icy and training on the policy in place - refreshed in	Current Severity	2
Gross Likelihood	3	2012		Current Likelihood	2
വ ധ യോss Risk Review Date റ		Effective contract/partnersh Business Continuity plans in Comprehensive review of co across all directorates. Polic	orporate business continuity with representation by, terms of reference and testing schedule drafted usiness Continuity Group 24/6/13 and the drafted are partnerships oup	Last Risk Review Date	17-Oct-2014
Consequences	Services not delivered Damage to reputation Loss of knowledge, intelled Loss of quality service Criticism from external aud Customer dissatisfaction Lack of resources Workforce opposition High exit costs Costs not reduced Efficiencies not gained Waste not eliminated Regulations not met Increase in accidents	ctual property and other asse ditors/assessors	ets		
Vulnerabilities/causes	Failure to meet service de Partner has financial failur				

	Supplier incident eg data loss, governance issue Service delivery collapses during wide spread major incident Third party supply chain failure Partner under performs Failure to assess and manage the risks arising from the use of thrid parties Failure to set and manage contractual conditions and performance targets Failure to get management support Staff turnover increases Poor, incomplete knowledge transfer Scope of change too narrow/too broad benefits not realised Political change of policy
Risk Notes	Partnerships in place - waste, health & safety, Economic Development, Building Control, Strategic Partnership, Housing Repairs, IT service desk

Risk Code	CPR1415_05	Risk Title	Emergency & Crisis Response Threats	Current Risk Status	
Description of Risk	Failure to manage an	n external or internal emergency/c	lisaster situation	Assigned To	Andrew Barratt; Nicki Burton
Gross Risk Matrix	Severity	Risk Treatment Measure	s Implemented	Current Risk Matrix	Severity
Gross Risk Score	9	Emergency Plan in place		Current Risk Score	4
Gross Severity	3	Emergency planning trainin Business Continuity Plans in	g completed at various levels	<b>Current Severity</b>	2
Gross Likelihood	3	Comprehensive review of c	orporate business continuity with representation	Current Likelihood	2
ປ g g g g gross Risk Review Date		Active engagement in Exercinsurance cover in place to Advice and guidance on Risintranet Emergencies advice availabilities Building- fire prevention co Adequate physical security IT business continuity plan Service impact analysis cor Corporate business continuity All communication plans temergency plan tested on Business Continuity Group Membership of Staffordshir Effective communication /Ir Representation at newly for Successful no notice test Learning from actual events	across all directorates. Policy, terms of reference and testing schedule drafted with expected sign off by Business Continuity Group 24/6/13 Active engagement in Exercise Triton Insurance cover in place to cover exposure to financial loss. Advice and guidance on Risk Management and Business Continuity on the intranet Emergencies advice available on website Building- fire prevention controls in place and tested on a regular basis Adequate physical security controls in place and reviewed on a regular basis. IT business continuity plan in place and tested on a regular basis Service impact analysis completed to rank priority of services Corporate business continuity plan in place All communication plans tested on a regular basis Emergency plan tested on a regular basis Business Continuity Group Membership of Staffordshire CCU & Resilience Forum Effective communication /ICT tools/ infrastructure eg mobile phones, laptops Representation at newly formed CCU Strategic Leaders Meeting Successful no notice test Learning from actual events i.e. corporate system failure Dec 12 Comprehensive internal audit across BC and EP resulting in a number of agreed		17-Oct-2014
Consequences	Services not delivere Damage to reputation Civil Contingency Act Death	ed .	an brought med let		

	Destruction of property Damage to the environment Adverse affect on vulnerable groups Public expectations of service delivery not met Increased costs for alternative service delivery
Vulnerabilities/causes	Lack of integrated emergency arrangements making it difficult to react quickly to a disaster and provide the required support and essential service in line with the requirements of the Civil Contingencies Act.  Failure to test plans Failure to undertake training Plans not activated plans do not accurately identify the staffing/resources required implications of industrial action from other service providers ie Fire Service
Risk Notes	current risks and scoring matrix still accurate and fit for purpose

Risk Code	CPR1415_06	Risk Title	Economic Changes	Current Risk Status	<b>②</b>
Description of Risk	Failure to plan and ad	dapt services to economic change	es within the community	Assigned To	Stefan Garner; Rob Mitchell
Gross Risk Matrix	Reverity	Risk Treatment Measure	s Implemented	Current Risk Matrix	Severity
Gross Risk Score	6	Link to CPR1415_01 - finar		Current Risk Score	3
Gross Severity	3		k Prosper (performance monitored, addressed) (2) al government communications (3)	<b>Current Severity</b>	3
Gross Likelihood	2		omy - Tamworth Community Advice Network	Current Likelihood	1
P ຜູ ຕ ປົ Gross Risk Review		(6) Think Local (7) Business and Economic Par Place Group / Tamworth St Solutions for Business (10) External funding streams of Medium term financial plar	thership (8) crategic Partnership (9) explored (Portas, GBSLEP) (11) explored to Income targets (13)		
Date		Local Plan (17) Local Investment Plan (18) Local Transport Board (GB: Housing Regeneration proj regeneration (20) Plan for Welfare reform - d Joint working - Economic E case (22) - a) Additional monitoring of to identify actions to prome			17-Oct-2014

Consequences	Lack of Town Centre development / prosperity No external funding to aid economy and growth Economic prosperity declines Detrimental effect on housing market People leave the borough Increased demand for social housing Impact on Council income Increased costs to Council services due to increased demand Reduced income corporately due to welfare reform changes (including council tax support scheme) - impact on business rates, council tax, rent income, car parking, planning etc
Vulnerabilities/causes	Failure to recognise economic changes (1, 2) Sudden economic downturn affecting businesses, jobs, housing etc (2, 3, 6, 8, 9, 15) Loss of major employer in the region (3) Failure to recognise opportunities (11, 15, 16) Rapid increase in inflation (1, 12) Changes in government funding/grants (3, 12) Collapse / decline of the property market (2, 8, 15, 16, 17, 18, 19, 20) Change of government (18, 19) Under achievement of development/investment (15, 16, 17, 18, 19, 20, 22)
Risk Notes	

Risk Code	CPR1415_07	Risk Title	Information Management & Information Technology	Current Risk Status	
Description of Risk	Failure to secure and mar	nage data and IT infrastructur	e	Assigned To	Nicki Burton; John Wheatley
Gross Risk Matrix	Likelihood Severity	Risk Treatment Measures	s Implemented	Current Risk Matrix	Poodilipood
Gross Risk Score	12	Network security		<b>Current Risk Score</b>	9
<b>Gross Severity</b>	4	Physical security Security Policy, Information	Security Manual	<b>Current Severity</b>	3
Gross Likelihood	3	Data Protection compliance	and training	Current Likelihood	3
Page 51 Since Sinc		Storage limits being implem	nated regarding Data Protection ented (subject to CMT endorsement) - links to 5, active management & archiving of data not	Last Risk Review Date	17-Oct-2014
		Virtual servers Web based systems Home working ISO27001 Back ups Annual penetration tests ISO20000 Improved Business Continu	ity with reciprocal arrangements at Walsall a Retention, Storage Management and Proven ructure		
Consequences	Financial penallty Reputational damage Potential imprisonment Physical harm to staff				

	Consequence for members of the public if their personal data lost/stolen Loss of key management information Inability to deliver services potential loss of income
Vulnerabilities/causes	Insecure IT equipment Human error / loss of personal data Loss of equipment/data Theft Equipment failure Hacking / Viruses Agile working trials / flexible working project Corporate Change Project
Risk Notes	

Risk Code	CPR1415_08	Risk Title	Loss of Community Cohesion	Current Risk Status		
Description of Risk	Failure to achieve com	munity cohesion		Assigned To	Rob Barnes; Rob Mitchell	
Gross Risk Matrix	Poodling	Risk Treatment Measures	s Implemented	Current Risk Matrix	Severity	
Gross Risk Score	12	No change to front line serv	rices	<b>Current Risk Score</b>	9	
<b>Gross Severity</b>	4	Locality working  ASB Policy		<b>Current Severity</b>	3	
Gross Likelihood	3	Partnership working		<b>Current Likelihood</b>	3	
വ വ ന സ്റ്റോ ഇയാടെ Risk Review Date		Financial Inclusion Policy Community Engagement- p Corporate consultation data Services proactive in engag Data and intelligence used t Community cohesion aware Capacity building projects & Impact assessments used Horizon scanning Big Societ Stronger Communities Parti Responsible Authorities Gro Development of ASB hub Links with Police Community Cohesion Audit Tamworth Strategic Partner ASB working group to agree effective Council wide responsible	abase ing communities to inform service planning ness to initiatives ty/Localism impact nership tup teship te processes to go onto CRM	Last Risk Review Date	17-Oct-2014	
Consequences	Long term costs Not meeting/understanding users needs Increase in crime and disorder Poor use of funding Increased tensions in the community No community commitment/ownership to the authorities vision Low level of community cohesion Fear of perception of crime Failure to meet demand					
Vulnerabilities/causes	Economic recession Poverty					

	Welfare reforms Services withdrawn Big Society does not take off Communities become fragmented Increase in ASB Increase in financial deprivation Lack of interest from the public Poor communication Poor engagement mechanisms at corporate and service level Limited understanding of good engagement process Housing and regeneration projects- change mgt'
Risk Notes	

Risk Code	CPR1415_09	Risk Title	Workforce Planning Challenges	Current Risk Status	<b>②</b>	
Description of Risk	Failure to manage workfor	rce planning challenges		Assigned To	Anica Goodwin; Tony Goodwin	
Gross Risk Matrix	Poorling	Risk Treatment Measures	s Implemented	Current Risk Matrix	Poorling	
Gross Risk Score	9	Service reviews		Current Risk Score	4	
Gross Severity	3	Regular communication Workforce and succession p	lanning	Current Severity	2	
Gross Likelihood	3	Core brief		Current Likelihood	2	
വ ധ ന ഗ്രോpss Risk Review ശ്രൂte	20-Mar-2014	HR policies and procedures Post entry training to qualify Absence management policy Market supplement policy for Managers review of resource purposes Relationship with Trade Unio	y staff in key areas y, health shield and occupational health or either retention or recruitment of necessary skills e capabilities/capacity for business continuity ons (TULG) risk impact of reduced staffing	Last Risk Review Date	17-Oct-2014	
Consequences	Strain on remaining staff Risk to service delivery Industrial action Budget misalignment Increase in fraud Wrong messages sent out Potential increase in employment tribunal cases increased number of grievances from staff increase in absenteeism Inability to respond to change agenda inability to align skill levels to new working methods Unable to recruit staff impact on reputation					
Vulnerabilities/causes	Staff become overloaded					

	Low morale has impact on service delivery Industrial unrest Redundancies lead to additional future costs Failure to communicate effectively Small authority with specialised staff Sickness levels remain too high leaving vulnerable skills gaps Pay and conditions below market conditions for skills required
Risk Notes	Reviewed by AG

Risk Code	CPR1415_10	Risk Title	Health & Safety	Current Risk Status			
Description of Risk	Failure to manage Health	& Safety	Assigned To	Andrew Barratt; Anica Goodwin			
Gross Risk Matrix	Severity	Risk Treatment Measure	s Implemented	Current Risk Matrix	Pooding		
Gross Risk Score	12	Policies in place		Current Risk Score	6		
Gross Severity	4	Training completed Health and Safety groups		Current Severity	3		
Gross Likelihood	3	Risk assessments complete	d	Current Likelihood	2		
ປ ຜ Goss Risk Review Date ປ່າ	20-Mar-2014	Corporate Performance audits Landlord Health and Safety	actices action tests ith H&S officers and Director Transformation and	Last Risk Review Date	17-Oct-2014		
Consequences	Corporate manslaughter Fines Negative publicity insurance claims death/injury						
Vulnerabilities/causes	Non-compliance with legislation lack of health and safety awareness short cuts/ poor working practices Personal safety equipment not used risks not identified and or managed inspections/tests not completed						
	Reviewed by AG						
	H&S team to ensure they keep up to date with legislative changes etc						
Risk Notes	Risk level still at reported	Risk level still at reported score					
	H&S audit carried out high	nlighting some high priority a	reas. support action plan to be implemented.				

Regular updates with SL/JH/AG
regular updates by AG with JH and SL
Updates to CMT

Risk Code	CPR1415_11	Risk Title	Corporate Change	Current Risk Status	<b>O</b>			
Description of Risk	Failure to manage corpora	ete change		Assigned To	Nicki Burton; Anica Goodwin			
Gross Risk Matrix	Severity	Risk Treatment Measures	s Implemented	Current Risk Matrix	Severity			
Gross Risk Score	4	Programme Plan		Current Risk Score	4			
Gross Severity	2	Pool of trained resources Structured programme		Current Severity	2			
Gross Likelihood	2	Dedicated Programme Mana	ager	Current Likelihood	2			
വ മോss Risk Review Mate റ	20-Mar-2014		ation orate Change Board	Last Risk Review Date	17-Oct-2014			
Consequences	Return on investment not made Reputation Failure to implement agile working environment Savings are not made Budget not balanced Programme becomes overloaded							
Vulnerabilities/causes	Weak management/ leadership / direction Weak governance No executive management support Insufficient corporate skills and capacity Failure to retain staff							
	reviewed by AG							
Risk Notes	Corporate Change Programme Monitoring and involvement of CMT Political acceptance							

Risk Code	CPR1415_12	Risk Title	Safeguarding Children & Vulnerable Adults	Current Risk Status			
Description of Risk	Failure to safeguard childr	en and vulnerable adults		Assigned To	Jane Hackett; Rob Mitchell		
Gross Risk Matrix	Severity	Risk Treatment Measure	s Implemented	Current Risk Matrix	Pooling		
Gross Risk Score	9	Safeguarding policy adopte		Current Risk Score	6		
Gross Severity	3	member training implement Clear procedures for report	ted ing and dealing with disclosure	<b>Current Severity</b>	3		
Gross Likelihood	3	Annual section 11 audit - 20	012 and 2013 completed	Current Likelihood	2		
Gross Risk Review  Dite  O  O	16-Jan-2012			Last Risk Review Date	17-Oct-2014		
O Consequences	Death, serious injury Legal challenge for lack of compliance with legislation Loss of reputation Financial costs of review and insurance claims Prosecution Increase in inspection						
	Non-compliance with legislation Lack of appropriate policy and procedures Low awareness amongst staff and members Lack of joined up case management Case management systems unable to share data or support risk management partner agencies not delivering services lack of appropriate services lack of reporting incidents considered trivial Other organisation's not delivering the service - gaps in service provision for adults in need						
Risk Notes							

		Risk Title	Golf Course project -stage 2 selection of a sustainable future option	Current Risk Status			
Description of Risk to though	his, Cabinet approved th	ne closure of the course in C echnical studies are being fi	oning following the in-depth options appraisal. Further October 2014. The project to redevelop the site is nalised. A draft master plan will be out for	Assigned To	Tony Goodwin; Rob Mitchell; John Wheatley		
Gross Risk Matrix	Severity	Risk Treatment Measure	s Implemented	Current Risk Matrix	Severity		
Gross Risk Score 12		Project group established		Current Risk Score	9		
Gross Severity 3		External support/advice cor Project plan established wit		<b>Current Severity</b>	3		
Gross Likelihood 4		Regular reporting to Cabine	t	Current Likelihood	3		
လ (O (D Gross Risk Review Rate		Engagement with stakehold consultation as part of the p Consultation and oversight Engagement and consultation	staff, customers, and with stakeholders lers, staff, residents and customers through specific project from key TBC officers	Last Risk Review Date	29-May-2014		
<b>Consequences</b> Capi	enue costs ital costs utation	costs					
Vulnerabilities/causes  Lack Repu Sele Diffe A rai holis	Financial impact - for MTFS  Jack of capital funds to invest  Jack of capital funds of a sustainable option required  Jack of capital funds of capit						
Risk Notes							

Risk Code	CPR1415_14	Risk Title	Inability to manage the impact corporately of the Government Austerity measures and new legislativ requirements	re <b>Current Risk Status</b>				
Description of Risk			•	Assigned To	Tony Goodwin			
Gross Risk Matrix	Pooling	Risk Treatment M	easures Implemented	Current Risk Matrix	poor ity Severity			
Gross Risk Score	16	Regular updates		<b>Current Risk Score</b>	8			
<b>Gross Severity</b>	4	Monitoring Dedicated website f	or Housing benefit changes to inform customers	<b>Current Severity</b>	4			
Gross Likelihood	4	Consultation with cu	ustomers over CT changes	<b>Current Likelihood</b>	2			
Gross Risk Review Date	09-Nov-2012	Financial profiling Town centre redeve Economic developm		Last Risk Review Date	17-Oct-2014			
P ထ ထ တ လ Consequences	Social housing become Delivery of new house Realistic housing wait Social unrest - those Increase in benefit of Increase in fraud - Beliated Increase in benefits of Potential economic general Maximise benefit ent Community run service Processes lengthened	Unable to maintain rent income/increase in rent income Social housing becomes unaffordable Delivery of new housing Realistic housing waiting lists Social unrest - those unable to access social housing Increase in benefit claimants Increase in fraud - Benefits, Business Rates, RTB, Council Tax, tenancy Increase in benefits overpayments Potential economic growth Maximise benefit entitlement & income generation Community run services - not provided, inappropriately run Processes lengthened through challenge CIL - investment in development areas						
Vulnerabilities/causes	use of RTB receipts f New Homes Bonus Social housing alloca Cap to benefit levels Changes to business Changes to Council T Welfare Rights Fairer	Impact on staff  Welfare reform - changes to social housing - flexibility in rent setting, short term fixed tenancies, pay to stay, use of RTB receipts for new housing New Homes Bonus Social housing allocations reform Cap to benefit levels, reduction in local housing allowances, increase in non dependant charge, universal credit Changes to business rates Changes to Council Tax Welfare Rights Fairer Charging Community right to challenge						

	Changes to Planning system Community Infrastructure Levy National Home Swap Scheme
Risk Notes	

Risk Code	CPR1415_15	Risk Title	Impact of changes to political control	Current Risk Status	_	
Description of Risk			•	Assigned To	Tony Goodwin	
Gross Risk Matrix	Severity	Risk Treatment Measure	s Implemented	Current Risk Matrix	Pool	
Gross Risk Score	12	keep up to date with chang	es	<b>Current Risk Score</b>	6	
<b>Gross Severity</b>	3		fings (Executive Board)	<b>Current Severity</b>	2	
Gross Likelihood	4		ning programme for new and existing members	<b>Current Likelihood</b>	3	
Gross Risk Review Date		new councillors etc.	nt support to develop awareness/understanding re st contractual arrangements	Last Risk Review Date	17-Oct-2014	
Consequences	financing streams may change services being delivered could change decision making becomes lengthy/doesn't happen/changes					
① Valnerabilities/causes	changes to political leadership - local/national hung council/government political balance on decision making committees					
Risk Notes						

### Appendix 2

## Risk Management Action Plan 2014/15

**Report Author:** Angela Struthers **Generated on:** 14 October 2014



Code	Title	Status Icon	Due Date	Completed Date	Progress Bar	Latest Status Update	Assigned To
RM1	Risk Management Policy		01-Apr- 2015		0%	07-Aug-2014 The Policy will be reviewed by the due date	Angela Struthers
RM2	Risk Management Training		01-Apr- 2015		0%		Angela Struthers
RM3	E-learning module		01-Apr- 2015		0%		Angela Struthers
<b>P</b> <b>A</b> <b>G</b> <b>e</b>	Linking risks to corporate priorities		01-Apr- 2015		0%		Angela Struthers
e <b>§</b> 7	Opportunities Risk Register		01-Apr- 2015		0%	07-Aug-2014 This is a development area. A request to the software supplier has been made.	Angela Struthers
RM6	Internal Controls		01-Apr- 2015		0%		Angela Struthers
RM7	Risk Library		01-Apr- 2015	14-Oct- 2014	100%	07-Aug-2014 The risk library held on the covalent system now contains project and partnerships risk libraries as these are the areas that will be used by several departments. Other risk libraries are more specific to the service area and will remain as word documents.	Angela Struthers
RM8	Health & Safety Risk Registers		01-Apr- 2015		0%		Angela Struthers
RM9	Other Assurance Sources		01-Apr- 2015		0%		Angela Struthers

	Action Status						
	Cancelled						
•	Overdue; Neglected						
_	Unassigned; Check Progress						
	Not Started; In Progress; Assigned						
<b>()</b>	Completed						

# AUDIT AND GOVERNANCE COMMITTEE Agenda Item 7

#### **30 OCTOBER 2014**

### REPORT OF THE SOLICITOR TO THE COUNCIL AND MONITORING OFFICER

### **REGULATION OF INVESTIGATORY POWERS ACT 2000**

### **EXEMPT INFORMATION**

None

### **PURPOSE**

The Council's Code of Practice for carrying out surveillance under the Regulation of Investigatory Powers Act 2000 (RIPA) specifies that quarterly reports will be taken to Audit & Governance Committee to demonstrate to elected members that the Council is complying with its own Code of Practice when using RIPA.

On 13th December 2012, the Council adopted a new RIPA policy and agreed that quarterly reports on the use of RIPA powers be submitted to Audit & Governance Committee.

### **RECOMMENDATIONS**

That Members endorse the quarterly RIPA monitoring report.

#### **BACKGROUND INFORMATION**

The RIPA Code of Practice produced by the Home Office in April 2010 introduced the requirement to produce quarterly reports to elected members to demonstrate that the Council is using its RIPA powers appropriately and complying with its own Code of Practice when carrying out covert surveillance. This requirement relates to the use of directed surveillance and covert human intelligence sources (CHIS).

The table below shows the Council's use of directed surveillance in the current financial year to provide an indication of the level of use of covert surveillance at the Council. There have been no applications under RIPA in the quarterly period from 1st July 2014 to 30th September 2014.

The table outlines the number of times RIPA has been used for directed surveillance, the month of use, the service authorising the surveillance and a general description of the reasons for the surveillance. Where and investigation is ongoing at the end of a quarterly period it will not be reported until the authorisation has been cancelled. At the end of the current quarterly period there are no outstanding authorisations.

There have been no authorisations for the use of CHIS.

In January 2014, 23 Officers received RIPA refresher training. This included the Chief Executive, the Senior Responsible Officer, Authorising Officers, and the Officers who would prepare and present applications as well as internal auditors.

F	inaı	ncial	year	201	4/15
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Month Service Reason

No applications

### **REPORT AUTHOR**

Jane Hackett, Solicitor to the Council and Monitoring Officer Ext 258

### **LIST OF BACKGROUND PAPERS**

None

### **APPENDICES**

None

### Planned Reports to Audit & Governance Committee (Draft)

	Report	Committee Date	Report of	Comments
1	Internal Audit annual & quarterly update	Мау	Head of Internal Audit	
2	Risk Management quarterly update	Мау	Head of Internal Audit	
3	Review of the effectiveness of Internal Control Environment	Мау	Head of Internal Audit	To include the review of the effectiveness of internal audit, compliance with PSIAS, roles of the CFO and HIAS
4	Counter Fraud update	Мау	Head of Internal Audit	
5	Role of the Audit Committee	May	Grant Thornton	Presentation/training
1	Draft Annual Statement of Accounts	June	Executive Director Corporate Services	
2	Annual Governance Statement & Code of Corporate Governance	June	Head of Internal Audit	
3	Review of the Constitution & Scheme of Delegation for Officers	June	Solicitor to the Council and Monitoring Officer	
4	Audit & Governance Committee Update	June	Grant Thornton	
5	Fee Letter	June	Grant Thornton	
6	RIPA Quarterly Report	June	Solicitor to the Council and Monitoring Officer	

	Report	Committee Date	Report of	Comments
1	Annual Statement of Accounts	September	Executive Director Corporate Services	
2	Audit Findings Report	September	Grant Thornton	
3	Internal Audit quarterly update	September	Head of Internal Audit	
4	Risk Management quarterly update	September	Head of Internal Audit	
6	Treasury Management Strategy Statement and Annual Investment Strategy Mid-year Review Report 2013/14	September	Executive Director Corporate Services	
7	RIPA Quarterly Report	September	Solicitor to the Council and Monitoring Officer	
8	Local Government Ombudsman's Annual Review and Report 2013/14	September	Solicitor to the Council and Monitoring Officer	
1	Annual Audit Letter 2013/14	October	Grant Thornton	
2	Internal Audit quarterly update	October	Head of Internal Audit	
3	Risk Management quarterly update	October	Head of Internal Audit	
4	Members/Standards	October	Solicitor to the Council & Monitoring Officer	

	Report	Committee Date	Report of	Comments
5	Anti Money Laundering Policy	October	Solicitor to the Council & Monitoring Officer	
1	Audit Report on Certification Work 2013/14	January	Grant Thornton	
2	Audit Progress Report	January	Grant Thornton	
3	Internal Audit quarterly update	January	Head of Internal Audit	
4	Risk Management quarterly update	January	Head of Internal Audit	
5	Counter Fraud update	January	Head of Internal Audit	To include review of Counter Fraud Policy and Whistleblowing Policy
6	Review of Financial Guidance	January	Head of Internal Audit	
7	RIPA Quarterly Report	January	Solicitor to the Council and Monitoring Officer	
8	Treasury Management mid year monitoring report	January	Executive Director Corporate Services	
1	Final Accounts 2014/15 – Action Plan	March	Director of Finance	
2	Draft Audit Plan	March	Grant Thornton	
3	Draft Certification Work Plan	March	Grant Thornton	
4	Audit Committee Update	March	Grant Thornton	

	Report	Committee Date	Report of	Comments
5	Auditing Standards	March	Grant Thornton	
6	Internal Audit Charter and Audit Plan	March	Head of Internal Audit	
7	Audit & Governance Committee Self Assessment	March	Head of Internal Audit	
8	RIPA Quarterly Report	March	Solicitor to the Council and Monitoring Officer	
9	Treasury Management Strategy and Prudential Indicators	March	Executive Director Corporate Services	

Portfolio Holder CS - Portfolio Holder for Corporate Services & Assets