

**PAPER NO. 2**

**REPORT TO THE EXECUTIVE MEETING OF 12 JUNE 2017**

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**Meeting:** Executive

**Date:** 12 June 2017

**Subject:** Corporate Risk and Opportunity Register: Quarter 4, 2016/17

**Report of:** S. Riley, Head of Finance and Corporate Services and  
Section 151 Officer

**Portfolio Holder:** Councillor Hallam, Corporate Services

**Status:** For information and comment

**Relevant Wards:** All

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1 Purpose of the Report

1.1 To provide the Executive with information on the Council's Corporate Risks and Opportunities at the end of Quarter 4 of the 2016/17 year.

2 Recommendation:

2.1 **That the items contained within the Council's Corporate Risk and Opportunity Register (attached at Appendix A to this report), be noted.**

3 Summary of Reasons for the Recommendations

3.1 Monitoring of the Council's Corporate Risks and Opportunities is prescribed by the Council's Risk and Opportunity Management Framework.

4 Key Facts

4.1 The Executive is provided with the Corporate Risk and Opportunity Register at the end of Quarter 4 of the 2016/17 year (attached at Appendix A to this report).

4.2 The Corporate Risk and Opportunity Register (attached at Appendix A to this report) sets out the Council's Corporate Risks and Opportunities. Corporate Risks and Opportunities are defined as issues that may have a significant impact on the delivery of the Council's vision and priorities. They are identified, monitored and managed via the Council's Risk and Opportunity Strategy Board which meets on a quarterly basis.

- 4.3 The Corporate Risk and Opportunity Register was last considered at the Officer Risk and Opportunity Strategy Board on Friday 7 April 2017 (the information contained within this report was the current position up to that date). At this meeting a number of amendments to the Register were made to reflect progress on actions which had been identified to:
- (i) reduce the likelihood of risks occurring, the impact the risk would have if it were to occur, or both.
  - (ii) monitor opportunities.
  - (iii) add and/ or remove risks and opportunities.
- 4.4 At the end of Quarter 4 of the 2016/17 year there were 15 Risks and 4 Opportunities on the Corporate Risk and Opportunity Register. Full details of the Risks and Opportunities, including scores and mitigating actions, are attached at Appendix A.
- 4.5 The Council's Risk and Opportunity Management Framework uses a matrix which scores both impact and likelihood out of 4.
- 4.6 The Council's Risk and Opportunity Management Framework categorises Risks and Opportunities in the following way:

<b>Score</b>	<b>Risk Category</b>	<b>Opportunity Category</b>
9 or above	Red	Green
5-8	Amber	Amber
1-4	Green	Red

Table 1 Risk and Opportunity Score and Categories

## 5 Summary

- 5.1 A summary of the status of the Council's 19 Corporate Risks and Opportunities at the end of Quarter 4 can be seen in Figure 1 below:

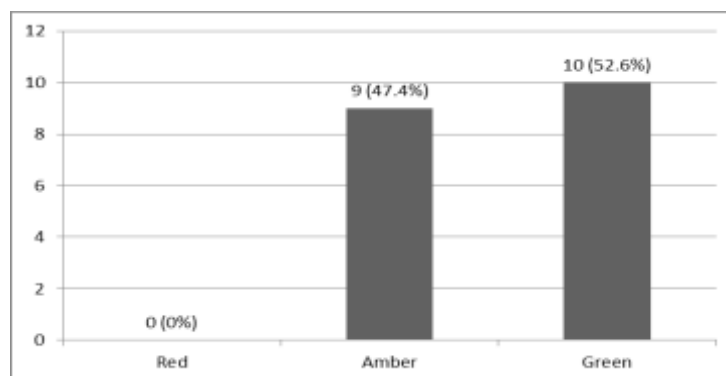


Figure 1 Summary of Risk and Opportunity Statuses

## 5.2 Red Risks and Opportunities

Of the 19 Risks and Opportunities on the Corporate Risk and Opportunity Register (attached at Appendix A to this report), none of the Risks and Opportunities were assessed as Red status.

## 5.3 Amber Risks and Opportunities

Of the 19 Risks and Opportunities on the Corporate Risk and Opportunity Register (attached at Appendix A to this report), 9 (47.4%) were assessed as Amber status (residual score of between 5 and 8). Amber status suggests that more could be done to influence a Risk or Opportunity.

The 9 Amber Risks and Opportunities are shown below at paragraphs 5.3.1 to 5.3.8 and paragraph 5.4.1:

### 5.3.1 CR 04: Impact on Council's resources of welfare reform changes is not yet known

This Risk has a residual impact of 2 (moderate), a residual likelihood of 3 (likely) and a residual score of 6.

#### Mitigation

Full Universal Credit (UC) is now live in part of the Council's area (Market Harborough Job Centre Plus area). An agreement is in place between the Council and the Department of Work and Pensions (DWP) and is being monitored on a monthly basis. Impact on the Council's resources so far is minimal. The Council has also been advised that the national roll-out programme has been extended and will now run up to 2022 for working age claimants. Roll-out to claimants of pensionable age will commence after 2022. Information regarding the Government's plans for implementation of UC has been received and the Council has been advised that staff will not be TUPED to DWP. The Council, through the Leicestershire Revenues and Benefits Partnership, will manage the reduction at the appropriate time.

### 5.3.2 CR 08 Risk of challengeable planning decisions being taken relating to planning applications for residential development / Risk of planning appeals being upheld relating to residential planning applications

This Risk has a residual impact of 3 (significant), a residual likelihood of 2 (unlikely) and a residual score of 6.

#### Mitigation

Ensure an up-to-date, sound local plan is adopted in accordance with established work programmes that meets the Objectively Assessed Housing needs of the District. Ensure the Local Plan is adopted in accordance with the timescales set out in the up-to-date Harborough Local Development Scheme,

February 2016. In addition to progressing the Local Plan, and to ensure that this risk is adequately managed ahead of the Local Plan being adopted, the Council is making every effort to achieve a five-year land supply at the earliest possible date through positively granting planning permissions to support the delivery of housing whenever possible and appropriate. Residential planning applications are processed efficiently in order to move towards a five-year land supply as quickly as possible. The Council is progressing a Local Plan towards adoption, as quickly as possible, in order to ensure the achievement of a five-year supply. N.B. the mitigation set out above will not have its maximum impact until the adoption of the Local Plan.

**5.3.3 CR 10 Local Plan: lack of a sound Local Plan may lead to sporadic development and the inability to defend appeals**

This Risk has a residual impact of 3 (significant), a residual likelihood of 2 (unlikely) and a residual score of 6.

Mitigation

Ensure an up-to-date, sound local plan is adopted in accordance with established work programmes that meet the Objectively Assessed Housing needs of the District. Ensure the Local Plan is adopted in accordance with the timescales set out in the up-to-date Harborough Local Development Scheme, February 2016. The HEDNA has been finalised and published. The figures have been accepted by the Council. On-going discussions are taking place across the Leicester and Leicestershire Housing Market Area (HMA) to determine how the needs are distributed across the HMA through a Leicester a Leicestershire Strategic Growth Plan.

**5.3.4 CR 15 Reduction in public sector funding by all partners leads to service gaps and reduced public sector offer to residents**

This Risk has a residual impact of 2 (moderate), a residual likelihood of 3 (likely) and a residual score of 6.

Mitigation

In February 2016 the Council adopted a four-year Medium Term Financial Strategy (MTFS) which provided visibility and provision for savings proposals included in Leicestershire County Council's MTFS (e.g. recycling, early years). The Council actively engages with partners in shaping future public service provision and being aware of any further potential reductions (revenue and capital) in funding from all partners.

**5.3.5 CR 20 Business Continuity: loss of building(s) / service(s) through unforeseen events**

This Risk has a residual impact of 4 (major), a residual likelihood of 2 (unlikely) and a residual score of 8.

### Mitigation

The Business Continuity plans and their dependencies have been updated. Further testing will take place in 2017, followed by on-going refinement of the plans. A multi-agency disaster recovery test in the Symington Building is due to take place during the 2017/18 year.

#### **5.3.6 CR 27 Local Plan: Risk of reduction in receipts from New Homes Bonus and increased uncertainty of timely housing delivery as a result of housing development not coming forward**

This Risk has a residual impact of 3 (significant), a residual likelihood of 2 (unlikely) and a residual score of 6.

### Mitigation

Ensure that the Local Plan has a robust delivery, monitoring and review chapter that is linked to the housing trajectory supporting the Plan's Spatial Strategy. The developers have an integral role in ensuring the deliverability of The Plan, both through its preparation and subsequent implementation.

#### **5.3.7 CR 28 Microsoft Windows Server 2003 un-supported: a lack of support implies that no new security patches will be released for this version of Windows which increases the Council's exposure to security vulnerabilities**

This Risk has a residual impact of 2 (moderate), a residual likelihood of 3 (likely) and a residual score of 6.

### Mitigation

Since the product was de-supported on 14 July 2015, the Council continues to progress a programme of removing/upgrading Windows Server 2003 servers to a newer version of Windows that is supported by Microsoft. In Quarters 1 and 2 of the 2016/17 year a number of Windows 2003 servers were replaced. At the end of Quarter 4 only three servers (of the original 24) had not been upgraded or removed. The three remaining servers were scheduled for retirement by the end of Quarter 1 of the 2017/18 year, at the latest.

#### **5.3.8 COR OP 03: Combined Authority**

This Opportunity has a residual impact of 2 (moderate), a residual likelihood of 3 (likely) and a residual score of 6.

## Action

The Monitoring Officers have completed work on the Constitution and the operating agreement. A report will be considered by the Executive and then Council when the Order has been published by central government.

### 5.4 **New Risks and Opportunities**

One new Corporate Risk was added to the Corporate Risk and Opportunity Register during Quarter 4 of the 2016/17 year. No new opportunities were added. The new risk is:

#### 5.4.1 **CR 30 Risk of Loss of Planning decision-making powers on major applications to the Planning Inspectorate due to Special Measures designation as a result of triggering the Appeal threshold for Government Intervention**

This Risk has a residual impact of 3 (significant), a residual likelihood of 2 (unlikely) and a residual score of 6.

#### Reason for addition of new risk

During Quarter 4 the Council was approaching the Appeal threshold to trigger Government Intervention.

#### Mitigation

Training for all Members on planning decision-making was undertaken in Quarter 4 (12 out of 37 Members [32.4%] of Members attended the training session.

### 5.5 **Risks and Opportunities Removed**

Two risks were removed from the Corporate Risk and Opportunity Register during Quarter 4 of the 2016/17 year. The risks that were removed are shown below at paragraphs 5.5.1 and 5.5.2. No opportunities were removed from the Corporate Risk and Opportunity Register during Quarter 4 of the 2016/17 year.

#### 5.5.1 **CR 24 Changes to national position on New Homes Bonus may affect the Council's financial stability**

#### Reason for Removal

The Department for Communities and Local Government clarified the national position on New Homes Bonus.

#### 5.5.2 **CR 26 Local Plan: Risk of intervention by the Secretary of State if the Local Plan has not been produced by 'early 2017', as referred to in a Ministerial Statement by Brandon Lewis in July 2015. (N.b. there is no**

**definition of what is meant by 'produced', no exact date given and no further guidance as to how the intervention will be done)**

#### Reason for Removal

The Council's Local Plan timetable negates this risk.

### **5.6 Managing Operational Risks & Project Risks**

5.6.1 In addition to the Corporate Risks and Opportunities attached at Appendix A, the Council monitors and manages Operational Risks and Opportunities identified through the Corporate Delivery Plan and Team Plans.

5.6.2 Project Risks and Opportunities that are identified through corporate projects are monitored by an Officer-led Programme Board.

5.6.3 Operational Risks and Opportunities are updated on a quarterly basis alongside quarterly performance updates. Project Risks are updated on either a monthly or quarterly basis as part of their associated highlight reports.

5.6.4 Operational Risks are managed via an internal Performance Improvement Board on an exception basis i.e. Red Risks (those with a residual score of 9 or more) and those with a negative direction of travel.

5.6.5 Corporate Risks, Operational Risks and Project Risks are all included in the Risk and Opportunity Register which is held on the Council's Performance Management database.

### **6 Legal Issues**

6.1 None arising directly from this report.

6.2 Effective risk management minimises the risk of legal issues and litigation occurring in the course of Council business.

### **7 Resource Issues**

7.1 None arising directly from this report.

7.2 Effective risk management allows the Council to better manage its resources.

### **8 Equality Analysis Implications/Outcomes**

8.1 None arising directly from this report.

### **9 Risk Management Implications**

9.1 This report sets out the Council's Corporate Risks and Opportunities at Appendix A.

10 Consultation

10.1 At its meeting on 29 June 2017, the Performance Scrutiny Panel will consider the Corporate Risks and Opportunities at the end of Quarter 4 of the 2016/17 year

11 Options

11.1 The Council's Risk and Opportunity Management Framework provides that the Council's Risks and Opportunities will be reported on a quarterly basis. Therefore the alternative (to not produce this report) was not considered.

12 Background Papers

12.1 Risk and Opportunity Management Framework (approved for use by Executive on 11 January 2016, Minute 385 2015/16 refers).

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**Information Issued Under Sensitive Issue Procedure: No**

**Appendices:**

- A. Corporate Risk and Opportunity Register
- B. Risk and Opportunity Scoring Criteria
- C. Risk and Opportunity Score Movement over the last five Quarters