

North York Moors National Park Authority

Finance, Risk, Audit and Standards Committee

1 September 2014

Risk Management Strategy Update

1. Purpose of the Report

- 1.1 To update Members on the Authority's Risk Management Strategy and to agree amendments to the Authority's Corporate Risk Register.

2. Background

- 2.1 The Authority's Corporate Risk Register. This is a working document. The process that was undertaken to develop it was facilitated by NYCC's Insurance and Risk Management Team. The scheme of delegation gives responsibility to review and approve the Risk Management Strategy and Corporate Risk Register to this Committee (FRASC).
- 2.2 The risk register approved by Members is a summary of a detailed document which includes a series of actions to be taken to reduce the risk levels.
- 2.3 The purpose of this report is to update Members on the progress made to date. It is not intended to be a complete review but to identify any significant variances from the plan which may impact on the Risk Category.
- 2.4 Overall progress on the Risk Register has been good. A summary of the risk register is attached as **Appendix 1** to this report and the only significant changes are:
- The issues around the Minerals Planning Risk have changed with the net effect being no change in overall residual risk. The immediate risks are reduced since the Planning Performance Agreement for the York Potash project is covering many costs, information is being analysed by AMEC under its terms and the combining of the two major applications will reduce administration costs and workload. The slightly longer term risks about resourcing work on potash and potentially fracking in 2015/16 are growing. The Authority has reduced capacity as reserves have already been utilised on the withdrawn application and coupled with the reduction of grant there is no further resource which can be allocated to fund this. Handling an appeal or legal challenge would be likely to demand resources the Authority does not have, hence the further approach to Defra/CLG for the ability to charge realistic planning application fees for very large applications.
 - The risk of legal action against the Authority has been increased to a Category 1 from a 3 as it is considered that the Potash Planning application has increased the potential for challenge.
 - The Tourism and Profile has been reduced to a 5 following strong progress on a number of the risk reduction actions including the recent media coverage and development work on the North York Moors brand.
- 2.5 Members are reminded that at any given time the Authority is facing many operational risks and actions are taken to mitigate against the crystallisation of these risks on a daily basis. The Corporate Risk Register is not intended to capture all of these risks but to identify the potential strategic level risks.

3. **Financial Implications**

3.1 There are no financial implications resulting from this report.

4. **Legal and Sustainability Implications**

4.1 There are no legal or sustainability implications resulting from this report.

5. **Recommendation**

5.1 That Members note the contents of this report and approve **Appendix 1**.

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Background documents to this report

File Ref.

1. 2014 Corporate Risk Register

North York Moors National Park Authority

Risk Register: July 2014 Review - Summary
Report Date: 1st August 2014 (cpc)

Identity			Person		Classification												Fallback Plan			
Change	Risk Title	Risk Description	Risk Owner	Risk Manager	Pre					RR		Post					FBPlan	Action Manager		
					Prob	Obj	Fin	Serv	Rep	Cat	RRs	Next Action	Prob	Obj	Fin	Serv			Rep	Cat
▲	201/148 - Minerals Planning	Lack of capacity and resources both within the Authority and partner organisations to deal with the complex issues relating to the exploration and potential extraction of minerals including potash and shale gas resulting in inability to effectively assess the environmental impact with the socio economic benefits, negative impact on other planning work, reputational damage both locally and nationally, legal action, knock on effects to other work as resources transferred	NYM CEO	NYM DIR DM	H	H	H	M	H	1	8	30/06/2014	M	H	H	L	H	2	Y	NYM CEO
▲	201/199 - Legal Action against Authority (non Health & Safety)	Successful legal action against the Authority as a result of members of the public to whom we owe a duty of care (including vulnerable groups) come to harm through the Authority's actions, inactions, or decisions across all of the Authority's activities	NYM CEO	NYM DIR CS	H	H	M	M	H	1	4	31/03/2015	L	L	M	M	H	3	N	
◀▶	201/158 - Funding Challenge	Inability to deliver current Business Plan and manage any further reduction in funding results in failure to deliver Purposes. Reduction in the availability and increased competition for external funding sources.	NYM CEO	NYM DIR CS	M	H	H	H	H	2	8	31/03/2015	M	M	H	H	M	2	N	
◀▶	201/200 - Flood, Fire Damage and Other Disaster Events	Repetition of flood, fire damage or other disaster events within the Park resulting in diversion of staff time and resources away from business plan priorities, eg foot and mouth.	NYM CEO	NYM CEO	M	H	M	M	L	2	2	31/12/2014	M	M	M	M	L	4	N	
◀▶	201/161 - Procurement Process	Failure to follow the required Procurement process and management of Contracts for goods and services resulting in legal challenge and failure to achieve value for money.	NYM CEO	NYM DIR CS	M	L	M	L	H	2	3	30/09/2014	L	L	L	L	L	5	N	
◀▶	201/391 - This Exploited Land (TEL) Project	This project does not meet HLF requirements for stage 2 funding. If funding is achieved, the project disrupts the work of the Authority and fails to consult effectively with partners leading to poor delivery.	NYM CEO	NYM DIR CONSERV	M	M	H	H	M	2	7	30/04/2014	L	L	L	L	L	5	N	
◀▶	201/198 - Fraud and Corruption	Failure to detect and act upon fraudulent or corrupt activity resulting in financial loss to the authority.	NYM CEO	NYM DIR CS	L	L	L	L	H	3	1	30/06/2014	L	L	L	L	H	3	N	

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					Prob	Obj	Fin	Serv	Rep	Cat	RRs	Next Action	Prob	Obj	Fin	Serv	Rep	Cat		
◀▶	201/202 - Business Continuity Planning	Failure to update and test comprehensive and effective business continuity plans throughout the Authority resulting in inability to recover delivery of services following loss of premises, records or IT systems, etc and criticism.	NYM CEO	All Mgt Board	L	M	H	H	M	3	4	30/06/2014	L	M	H	H	L	3	N	
◀▶	201/347 - New Initiatives	Failure to explore and take full advantage of new service development opportunities resulting in lack of growth in income and lost innovation options. Failing to ensure that the balance between risk and opportunity in new service development opportunities is appropriately taken in to account.	NYM CEO	All Mgt Board	L	M	H	M	M	3	7	31/03/2014	L	L	M	M	L	5	N	
◀▶	201/201 - Information Governance - DPA and FOI	Failure to comply with DPA and FOI/EIR requirements and consequent issues resulting in loss of reputation, prosecution, complaints, claims. Together with lack of capacity to deal with an increase in volume and complexity of complaints resulting in a negative impact on workload.	NYM CEO	NYM DIR CS	M	M	L	M	M	4	7	30/09/2014	L	L	L	L	L	5	N	
◀▶	201/330 - Renewable Energy Projects - Ruswarp Hydro	a) Inability for practical or policy reasons of the Esk Energy Ltd Ruswarp Hydro Installation to generate sufficient electricity resulting in potential reputational damage and financial loss. b) Inability of the Authority to ensure that the Environment Agency generate sufficient data to evidence that the fish and other wildlife stocks will not be harmed resulting in policy dilemmas, reputational risk and potential legal challenge	NYM CEO	NYM DIR PS	M	M	L	L	M	4	3	30/06/2014	L	L	L	L	L	5	N	
▼	201/159 - Tourism and Profile	Failure to promote tourism, sustain and improve tourism activity, raise the profile of the NP and convey NPA messages resulting in loss of opportunity to raise awareness and deliver our Second Purpose and Duty	NYM CEO	NYM CEO	L	M	L	L	M	5	9	30/06/2014	L	M	L	L	M	5	N	
◀▶	201/203 - Health And Safety	Failure to meet Health and Safety statutory requirements in relation to staff, Members, volunteers, service users and contractors resulting in possible loss of life/serious injuries, prosecution, claims, media attention, fines.	NYM CEO	NYM DIR CS	L	L	M	L	M	5	5	30/06/2014	L	L	L	L	M	5	N	

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Key	
▲	Risk Ranking has worsened since last review.
▼	Risk Ranking has improved since last review
◀▶	Risk Ranking is same as last review
- new -	New or significantly altered risk

