

Report to: Council

Date of Meeting: 19 December 2018

Report Title: Audit Committee Report 2017/18 to Council

Report By: Tom Davies, Chief Auditor

Purpose of Report

Report from the Audit Committee on its annual review of the effectiveness of Internal Audit to Council.

Recommendation(s)

- 1. That the Audit Committee Report 2017/18 to Council is accepted.**

Reasons for Recommendations

Regulation 6 of the Accounts and Audit Regulations (England) 2015 requires relevant bodies to conduct an annual review of the effectiveness of its system of internal audit and for a committee of the body to consider the findings.

Background

1. Background Regulation 6 of the Accounts and Audit Regulations (England) 2015 requires Local Authorities to conduct a review at least once a year of the effectiveness of its system of internal control and publish a statement on internal control each year with the authority's financial statements.
2. This report, which follows the format recommended by the Chartered Institute of Public Finance and Accountancy, sets out the review of internal control and the assurance gathering process as required by the statute and accompanying guidance.
3. In addition, Regulation 6 of the Regulations requires relevant bodies to conduct an annual review of the effectiveness of its system of internal audit and for a committee of the body to consider the findings. Proper practices in relation to internal audit for relevant bodies may be found in the "Public Sector Internal Audit Standards". We are working with the Sussex Audit Group on a reciprocal basis to arrange a "peer" review of Internal Audit.

Principal statutory obligations and organisational objectives

Responsibility for Statutory Obligations

4. The Council has formally established responsibilities for its statutory obligations through the Constitution that sets out individual officer and member responsibilities, delegations to officers and committees, and committee terms of reference. These records are accessible on the Council's website and through the Monitoring Officer.
5. Detailed officer responsibilities are set out in job descriptions and structure charts.
6. Directors are accountable for ensuring that responsibilities, authorities and any limits to authorities are appropriately and clearly established within their directorates. The Audit Committee receives internal and external audit reports and ensures that any non-compliance is remedied through appropriate recommendations, and where necessary, requires assurance that recommendations have been implemented.

Organisational objectives and priorities

7. The multi-functional nature of the Council means that there are a large number of mandatory and discretionary requirements and powers. Hastings Borough Council took action to identify its priority objectives resulting in a list of principles and priorities underpinning the Corporate Plan. The priority areas were then devolved through Directors to Service Managers in the form of Work Plan Summaries.
8. There is a Local Code of Corporate Governance. Audit Committee Terms of Reference clearly assign responsibility for the scrutiny of corporate governance arrangements to the Audit Committee.

Performance against planned outcomes

9. The Authority knows how well it is performing against its planned outcomes through a comprehensive and effective performance management system. This system monitors performance against plans, targets, and financial budgets, with quarterly reports to the Overview and Scrutiny Committee.

Identifying principal risks to achieving the objectives

10. 'Risk' is any obstacle, or potential obstacle, to the achievement of the Council's priority objectives or statutory duties. The purpose of risk management is to ensure the achievement of the Council's objectives with efficient use of resources.
11. By identifying high-risk groups or areas, corporate policies and service resources can be targeted on those groups or areas.
12. The Council has a formal Risk Management Framework that was approved by Cabinet. The Framework is designed to encourage managers to 'own' the risks associated with their areas of responsibility. Managers use a corporately agreed matrix for identifying and assessing risks and controls.
13. The council continues to ensure the identification of key risks from both a strategic and operational perspective. Using a process of self-assessment, senior management re-assessed the strategic risks (those to service provision, statutory compliance, and reputation) and services assessed operational risks (financial, physical and contractual risks).
14. During 2017/18 both the Strategic Risk Register and Operational Risk Registers were regularly updated.
15. Council has approved Terms of Reference for the Audit Committee giving it a clear remit to,

"Review, evaluate and approve: The effectiveness of the Council's process for assessing significant risk exposures and the measures taken by management to mitigate risks to an acceptable level".
16. A large part of the internal audit plan is risk-driven.

Key controls for managing principal risks

17. To ensure that its controls are fully up to date with the current operating environment, Financial Operating Procedures provide the framework within which Members and Officers must operate and compliance is routinely checked through audit reports to the Audit Committee.
18. In addition, the Council has these controls in place:
 - a. The Council has adopted the CIPFA Code on Treasury Management to ensure compliance with the Prudential Code.
 - b. An Anti-Fraud and Anti-Corruption Strategy (Fighting Fraud Locally).

- c. A Whistle-blowing Policy.
- d. Codes of Conduct for Members and Officers.
- e. Registers of Interests for Members and Officers.
- f. Risk Registers (reviewed by Audit Committee) are updated on an ongoing basis.
- g. Performance is monitored through quarterly Performance Reviews.
- h. A Corporate Health and Safety system of monitoring and review is in place.
- i. A Corporate compliments and complaints procedure operates.

Sources of assurance

19. Sources of assurance on the adequacy and effectiveness of the Council's controls over key risks include:
20. a. An Audit Committee that is a fully constituted Committee of the Council.
- b. An Internal Audit and Investigations service that is independent in planning, operating, and reporting, and that reports to the Audit Committee.
- c. A Chief Finance Officer with responsibility for ensuring the proper administration of the Council's financial affairs.
- d. Processes for maintaining internal control include a framework of regular management information, Financial Rules and Finance Operating Procedures, administrative procedures (including segregation of duties), management supervision and a system of delegation and accountability.
- e. A performance management system that includes commentary on service-level risk, the setting of targets for service delivery and monitoring of performance against targets and plans.
- f. A strategic Corporate Plan setting out the Council's priorities, which cascades to operational plans at service and project level, including consideration of risks.
- g. An annual budget and quarterly reviews of actual expenditure to budget.
- h. A Local Code of Corporate Governance agreed by Cabinet.
- i. A project management methodology for major projects.
- j. A Risk Management Framework.
- k. Declaration of related party transactions forms for members.
- l. Codes of Conduct for Members and Officers.
- m. A Staff Health & Safety Group that monitors insurable and public liability risks.

- n. A Corporate Risk Management Group that meets periodically.
- o. Risk management processes designed to ensure that Directors and Managers retain ownership of the risks and internal controls associated with their areas of responsibility. Directors and Managers are therefore an important source of assurance on the effectiveness of controls for managing risks.
- p. The Internal Audit service carries out audit and risk reviews of high-risk areas to provide assurance that major risks have been identified and are being actively managed, and that the internal control environment is adequate.
- q. The Assistant Director Financial Services and Revenues in his role provides a source of assurance that the requirements of the Local Government Act 1972 Section 151 are being met.
- r. The Monitoring Officer, undertakes the relevant statutory duties and provides a source of assurance that the Council's affairs are conducted in compliance with relevant legislation and Codes of Conduct.
- s. External audit provides a source of assurance on the operation of internal controls in that BDO inspects internal audit work at each annual external audit.

Evaluation of assurances and identification of gaps

Internal Audit

- 21. On the basis of the audits reported to the Audit Committee by Internal Audit, the audit conclusion is that during the year 2017/18, all of the Council's operations that were audited incorporate control systems that are 'Satisfactory' or better.
- 22. In financial systems, the audit aims to evaluate the strength of controls for ensuring the proper administration of financial resources. In the audit of non-financial areas, the audit aims to evaluate the strength of controls for ensuring that external obligations are met and that the success criteria of the activity under review are achieved. The following table shows the audit conclusion for each of the main audits carried out in 2017/18.

23.

Audit Conclusion	No of Audits
A: Good More than the key controls are in place and work effectively. While improvement may be possible, there are no significant audit concerns	3
B: Satisfactory The key controls are in place and work effectively. Improvement is possible but there are no significant audit concerns	4
C: Adequate but with reservations in some areas Some controls in place are adequate but there are audit concerns in some areas	0
D: Poor Controls are not adequate or not present or not adequately complied with. Improvement is essential	0
Total audits	7

24. This compares with previous years as follows:

Audit Conclusion	2014-15	2015-16	2016-17	2017-2018
	No of audits	No of audits	No of audits	No of audits
A, B: Good / Satisfactory	7	8	5	7
C, D: Adequate / Poor	0	0	0	0

25. The Internal Audit Service was unable to complete the whole audit plan before 31 March 2018 due to long term unanticipated sick leave in the third quarter. The non-completed work has either now been completed or is in progress. It expects to be on profile by the end of quarter 3, 2018/19.

26. The audit conclusions are defined in the service's own Internal Audit Manual.

27. Based on the audit work undertaken by Internal Audit, the Authority's overall internal control system is considered to be satisfactory.

External Audit

28. External audit is carried out by BDO and is an important source of assurance on the adequacy of the Council's arrangements for ensuring proper arrangements for its financial affairs. During 2017/18 and to 30 September 2018 the Audit Committee received the following reports:

29. Report Title	Date Issued
Report on Final Accounts (completion report)	September 2017
Housing Benefit Grant Subsidy for year ended 31 March 2017	September 2017
Annual Audit Letter 2016/17	October 2017
External Audit Plan to the Audit Committee	April 2018
Report on Final Accounts 2017/2018 (completion report)	July 2018
Annual Audit Letter 2017/18	August 2018

30. BDO gave an unmodified opinion on the Council's accounts for 2016/17 and 2017/18 and an unmodified opinion on value for money for both years too.

Areas of audit concern arising from internally conducted audits

31. There were no major concerns arising from internally conducted audits.

Areas of audit concern arising from External Audit

32. The key findings reported in their Annual Audit Letter (October 2017):

- (i) "We issued an unmodified true and fair opinion on the financial statements for the period ended 31 March 2017 on 28 September 2017.
- (ii) No material misstatements were identified through the audit. Management did make a number of audit corrections that reduced the deficit for the year and increased net assets by £124,000.
- (iii) We issued an unmodified conclusion on the Council's arrangements for securing economy, efficiency and effectiveness in its use of resources on 28 September 2016.
- (iv) While there is a significant savings requirement and continued planned support from reserves, we are satisfied that the council has sufficient balances to support services in the medium term and to remain financially sustainable".

33. The key findings reported in their Annual Audit Letter (August 2018):

- (i) "We issued an unmodified true and fair opinion on the financial statements for the period ended 31 March 2018 on 31 July 2018.
- (ii) We issued an unmodified conclusion on the Council's arrangements for securing economy, efficiency and effectiveness in its use of resources on 31 July 2018.
- (iii) The 2018/19 and 2019/20 budgets reflect further reductions in Government support and requires £1 million from reserves in each year to deliver a balanced budget. In the medium term, there are budget shortfalls of £1.9 million in 2020/21 and £2.4 million in 2021/22 that will need to be addressed.

The Council holds significant reserves to support the budget shortfalls in the coming years although there remains a challenge to close the funding gap in the medium term.

- (iv) While there is a recognised funding gap in the MTFS, we are satisfied that the Council has appropriate arrangements to continue to remain financially sustainable over the period of the MTFS.

34. For ease of reference, the full version of both Annual Audit Letters can be found on the website at:

https://www.hastings.gov.uk/content/my_council/budgets_finance/budgets_finance/Annual_Audit_Letter_2016-17.pdf

https://www.hastings.gov.uk/content/my_council/budgets_finance/budgets_finance/Annual_Audit_Letter_2017-18.pdf

for the years ended 31 March 2017 and 31 March 2018 respectively.

Risk Management

35. This report has referred to the way that the council manages its risks.

Wards Affected

None

Policy Implications

Equalities and Community Cohesiveness	No
Crime and Fear of Crime (Section 17)	No
Risk Management	Yes
Environmental Issues	No
Economic/Financial Implications	Yes
Human Rights Act	No
Organisational Consequences	No
Local People's Views	No
Anti-Poverty	No

Additional Information

External Audit Annual Governance Report 2016/17
Annual Audit Letter 2016/17
External Audit Annual Governance Report 2017/18
Annual Audit Letter 2017/18

Officer to contact

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