Governance and Legal Services, Corporate Owned and Shared Risks – Quarter 2 2018/19.

Risk Description	Potential Consequence	L	C	Inherent Risk	Current/Existing Controls	L	C	Residual Risk	Proposed Management Action	Risk Owner
Legal Compliance Changes in services and staff roles across the Council resulting in: • gaps in Council wide knowledge of the local authority framework of responsibilities and duties within which we have to operate; • inability to deliver the services in accordance with all duties and responsibilities due to lack of resource: In each case leading to increased risk of challenges. Reduction and changes in front-line services, discretionary and statutory, will lead to increased risks of challenge from users and other stakeholders affected.	Reputational / Legal / Financial / Service delivery • Increase in number of challenges and complaints with consequences in terms of already stretched resources and impact of adverse decisions • Implementation of decisions delayed due to challenges and potentially fatally disrupted. • Impact on projects if reputation for sound management and implementation of projects is damaged • Major incident. • Adverse press/media reaction • Involvement from Welsh Government in terms of performance standards or measures. • Increased costs • Impact on capacity to deal with proactive legal work	B	2	**High Priority**	• Professional internal legal and financial advice provided to a high standard. • Maintaining robust decision-making process with legal implications on all Council, Cabinet and Committee reports and Officer Decision Reports at Director level. • Appropriate use of NPS Legal Services by Solicitors Framework to increase resilience. • Dedicated teams in specialist areas e.g. equalities, FOI / DPA. • Sharing training/publications received.	D	2	**Medium Priority** **(Red/ Amber)**	• Project briefs will continue to be developed during quarter 2. • The current Organisational Development Programme will be closed down with programme closure reports being developed during Q1 18/19 and finalised in the early part of quarter 2. • Governance arrangements will be reviewed in quarter 3 of 18/19 to ensure the projects within the CADP are being managed effectively. • Programme dashboards are being developed with performance leads to ensure we capture both performance and project data, that will then be reported into the relevant Programme Board and SMT. These dashboards should be available during quarter 2 of 18/19. • Prioritisation of work to make best use of internal expertise (including programme of projects in accordance with SMT decision) • Further development of standard precedents with guidance for use in cases of low value/low risk/repetitive matters • Provide legal training to Directorates to develop knowledge within Directorates of specific statutory functions. • Encourage Directorates to ensure reports are discussed at preliminary stage in development to ensure all legal issues are addressed early.	**Davina Fiore** **Councillor Huw Thomas** Leader
Safeguarding Systemic failure in the effectiveness of the Council's safeguarding arrangements together with other statutory safeguarding partners. Failure to comply with Court Orders.	Reputation / Financial / Stakeholders / Service delivery / Legal / Partnership / Community • A child/ren or adult/s suffers avoidable significant harm or death. • Reputation of Council and partners. • Severe adverse publicity. • Potential regulator intervention. • Loss of confidence by the community in the safety of children and adults. • Loss of confidence of staff in the overall "safety" of the service, impacting on morale, recruitment and retention. • Potential litigation with associated financial penalties In addition to the above: • Being held in contempt of court • Imprisonment • Unlawful detention of persons • Payment of costs/damages • Professional reputation of staff • Recruitment problems	B	1	**High Priority**	• Embedding the Social Services & Wellbeing (Wales) Act 2014 in relation to the strengthening of adult safeguarding. • Strategic review of safeguarding governance across the region completed in partnership with the Vale of Glamorgan Council. • Strategic review of the functioning of the Regional Safeguarding Adults Board completed. • Ongoing implementation of the Child Sexual Exploitation Strategy. • Implementation of the Corporate Safeguarding Board work programme. • Growth proposals for operational safeguarding capacity included in 2017/18 budget. • Cardiff Council hosting the All Wales Adult and Child Protection Procedure re-write. • Raising profile of Adult Sexual Exploitation (ASE) in Adult Services in line with the Child Sexual Exploitation (CSE) Strategy. • Draft Annual Plan for Regional Adults / Childrens Safeguarding Board. • WG convened training for authorised officers to undertake APSO Training.	D	1	**Medium Priority** **(Red/ Amber)**	• Embedding the Social Services & Wellbeing (Wales) Act 2014 in relation to the strengthening of adult safeguarding. • Strategic review of safeguarding governance across the region completed in partnership with the Vale of Glamorgan Council. • Strategic review of the functioning of the Regional Safeguarding Adults Board completed. • Ongoing implementation of the Child Sexual Exploitation Strategy. • Implementation of the Corporate Safeguarding Board work programme. • Growth proposals for operational safeguarding capacity included in 2017/18 budget. • Cardiff Council hosting the All Wales Adult and Child Protection Procedure re-write. • Raising profile of Adult Sexual Exploitation (ASE) in Adult Services in line with the Child Sexual Exploitation (CSE) Strategy. • Draft Annual Plan for Regional Adults / Childrens Safeguarding Board. • WG convened training for authorised officers to undertake APSO Training. • Regular performance monitoring meetings with Childrens' Social Services have been arranged. Process and escalation procedures agreed for Childrens work, to be agreed with adults.	**Sarah McGill** **&** **Claire Marchant** **&** **Davina Fiore** **Councillor Huw Thomas** Leader **Councillor Susan Elsmore** Social Care, Health & Well-being **Councillor Graham Hinchey** Children & Families **Councillor Chris Weaver** Finance Modernisation and Performance