

**Council Report**

Audit Committee – 2 October 2018

**Title**

Anti-Fraud and Corruption Policy and Strategy

**Is this a Key Decision and has it been included on the Forward Plan?**

No.

**Strategic Director Approving Submission of the Report**

Judith Badger, Strategic Director Finance and Customer Services.

**Report Author(s)**

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**Ward(s) Affected**

All wards.

**Executive Summary**

This report refers to a proposed update to the Council's Anti-Fraud and Corruption Policy and Strategy. The update follows an annual review process which is designed to ensure that the Policy and Strategy are up to date with current best practice and to take into account any changes to the Council's organisation structure.

The report also provides a summary of proposals to further strengthen the Council's fraud and corruption arrangements following a refresh of the self-assessment against the CIPFA Code of Practice on Managing the risk of fraud and corruption.

**Recommendations**

**The Audit Committee is asked to:**

- **approve the revised Anti-Fraud and Corruption Policy and Strategy, and**
- **note the proposed actions intended to strengthen the Council's fraud and corruption arrangements.**

**List of Appendices Included:-**

Appendix A – Anti Fraud and Corruption Policy 2018

Appendix B – Anti Fraud and Corruption Strategy 2018

Appendix C – Fraud Self-Assessment Against the CIPFA Code of Practice on Managing the Risk of Fraud and Corruption

Appendix D – Action Plan for Managing the Risk of Fraud

**Background Papers**

CIPFA checklist included in their Code of Practice on Managing the risk of fraud and corruption.

Fighting Fraud & Corruption Locally – The local government counter fraud and corruption strategy 2016-2019.

**Consideration by any other Council Committee, Scrutiny or Advisory Panel**

No.

**Council Approval Required**

No.

**Exempt from the Press and Public**

No.

## **Title: Anti-Fraud & Corruption Policy and Strategy**

### **1. Recommendations**

The Audit Committee is asked to:

- approve the revised Anti-Fraud and Corruption Policy and Strategy, and
- note the proposed actions intended to strengthen the Council's fraud and corruption arrangements.

### **2. Background**

2.1 Rotherham Metropolitan Borough Council, like every Local Authority, has a duty to ensure that it safeguards the public money that it is responsible for. It expects the highest standards of conduct and integrity from all who have dealings with it including staff; members; contractors; volunteers and the public. The Council is committed to the elimination of fraud and corruption and to ensuring that all activities are conducted ethically; honestly and to the highest possible standard.

2.2 The Council's last update of its Anti-Fraud and Corruption Policy and Strategy was in September 2017. At the time the Council had also completed a self-assessment against the CIPFA checklist included in its new Code of Practice on Managing the Risk of Fraud and Corruption and proposals were made to strengthen the Council's arrangements using the findings from the self-assessment.

2.3 This report provides an update to the Anti-Fraud and Corruption Policy and Strategy, taking into account actions taken following the self-assessment.

### **3. Key Issues**

3.1 The Council's updated Anti-Fraud & Corruption Policy is attached at **Appendix A**, and the updated Strategy is included at **Appendix B**.

#### Changes to the Anti-Fraud & Corruption Policy Strategy

3.2 The main changes to the previous versions are:

- An update on the way to report a suspected wrongdoing under the whistleblowing policy – to ensure consistency between this policy and the whistleblowing policy (Para 5.3).
- The inclusion of information on the use of a Protected Disclosure – to ensure consistency between this policy and the whistleblowing policy (Paras 5.4 to 5.8).
- Clarification on the procedure for reaching a decision on contacting the police (Para 6.9).
- Deletion of reference within the Strategy to the Rotherham Improvement Plan, 2015, (was Para 1.5).

#### Self-Assessment against the CIPFA Code of Practice on Managing the Risk of Fraud and Corruption

3.3 Attached at **Appendix C** is an update to the self-assessment against the CIPFA Code of Practice on Managing the Risk of Fraud and Corruption. This leads to the action plan for maintaining / developing the Council's arrangements.

## Action Plan for Managing the Risk of Fraud

3.4 Attached at **Appendix D** is an update to the Council's Action Plan for Managing the Risk of Fraud. It is important that the Council continues to keep its arrangements under review and updates them where necessary, to ensure the risk of fraud continues to be minimised.

3.5 The key actions to be carried out over the next few months are to:

- Improve the consistency of fraud risk reporting in the risk registers
- Follow up with officers the completion of the e-learning course relating to anti-fraud and corruption arrangements
- Publicise all anti-fraud and corruption policies; strategies; protocols and cases of proven fraud and corruption to highlight the Council's commitment of a zero policy towards any form of fraud or corruption

## **4. Options Considered and Recommended Proposal**

4.1 This report is presented to enable the Audit Committee to fulfil its responsibility for ensuring the Council has appropriate arrangements in place for managing the risk of fraud.

## **5. Consultation**

5.1 The proposed changes and resulting Policy and Strategy have been reviewed by the Monitoring Officer and the Strategic Director Finance and Customer Services.

## **6. Timetable and Accountability for Implementing this Decision**

6.1 Timescales for implementation of the actions are given in the Action Plan at Appendix C.

## **7. Financial and Procurement Implications**

7.1 There are no direct financial or procurement implications arising from this report. The budget for the Internal Audit function is contained within the budget for the Finance and Customer Services Directorate.

## **8. Legal Implications**

8.1 The provision of Internal Audit is a statutory requirement for all local authorities that is set out in the Accounts and Audit (England) Regulations 2015. These state:

*“each principal authority must undertake an effective internal audit to evaluate the effectiveness of its risk management, control and governance processes, taking into account public sector internal auditing standards or guidance.”*

8.2 Internal Audit also has a role in helping the Council to fulfil its responsibilities under s.151 of the Local Government Act 1972, which are:

*“each local authority shall make arrangements for the proper administration of their financial affairs and shall secure that one of their officers has responsibility for the administration of those affairs”.*

## **9. Human Resources Implications**

9.1 There are no direct Human Resources implications arising from this report.

**10. Implications for Children and Young People and Vulnerable Adults**

10.1 There are no immediate implications associated with the proposals.

**11. Equalities and Human Rights Implications**

11.1 There are no immediate implications associated with this report.

**12. Implications for Partners and Other Directorates**

12.1 Implementation of the Anti-Fraud and Corruption Strategy will contribute towards ensuring the Council operates and maintains a culture in which fraud and corruption are understood to be unacceptable.

**13. Risks and Mitigation**

13.1 Failure to refresh the anti-fraud and corruption initiatives could expose the Council to increased risk of fraud and corruption as new and emerging risks appear.

**14. Accountable Officer(s)**

David Webster, Head of Internal Audit