

# Risk Management Planning: Challenges and Opportunities



National Native Title Conference June 2014 Coffs Harbour



Dr Nigel Graves MBA GCBR PhD FCPA



## Aims of this session

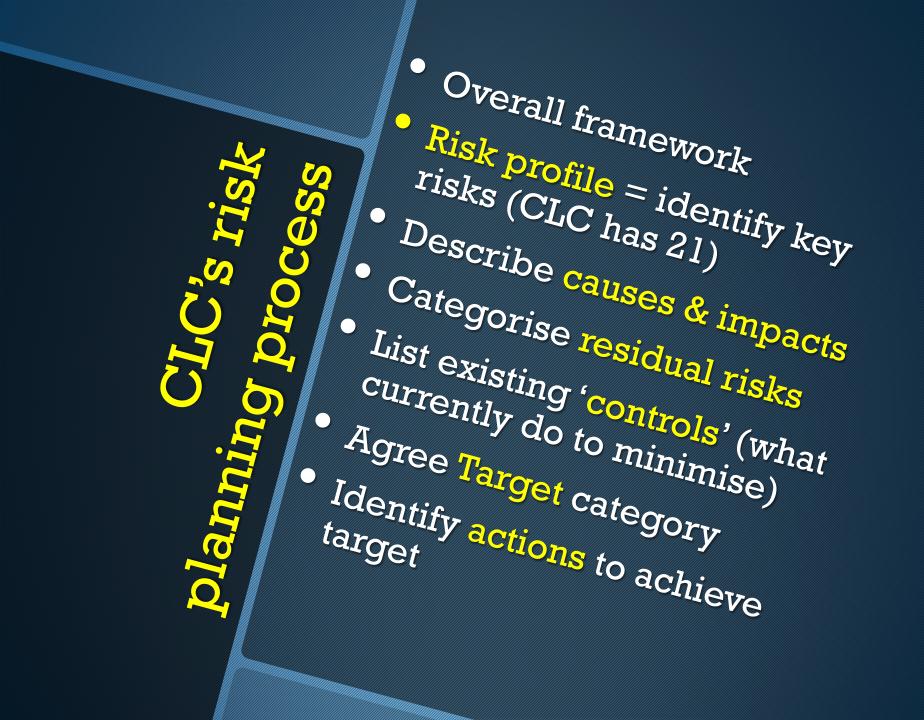
Gain an appreciation of:

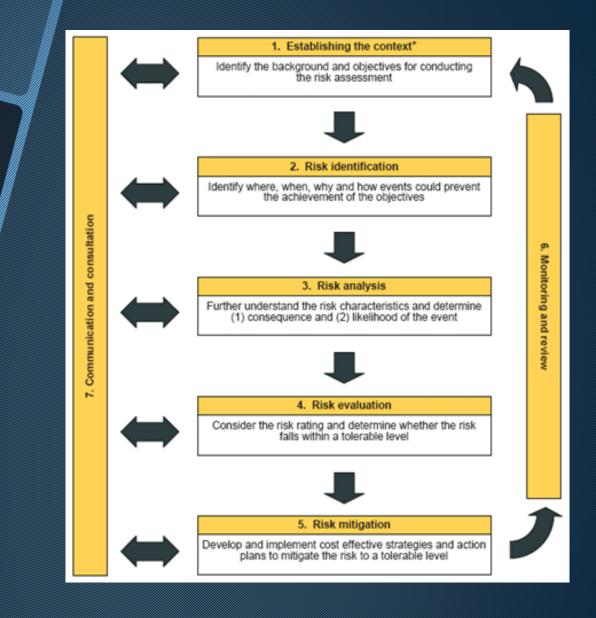
- CLC's risk management process/framework?
- How to prepare a risk profile?
- How did CLC assess its risk appetite?
- Assessing new risks?
- and ...opportunities from engaging with risk?

Note: acknowledge PwC Risk Assurance (Brisbane)

Background

CLC approved a Risk  $\bigcirc$ Management Plan in December 2013 • Guided by PwC (Risk Assurance Brisbane) • Adhered to Commonwealth best practice guide





Framewor

	•	ries	
	terro		
	The Ca	Sories	
Ris			

			Consequence			
Likelihood	Negligible	Minor	Moderate	Major	Extreme	
	<\$200k	>\$200k	>\$1m	>\$2m	<\$6m	
Almost Certain >80%	М	м	н	С	С	
Likely	L	м	н	С	С	
<80%	L			U		
Possible	L	м	м	н	С	
<50%	-				Ŭ	
Unlikely	L	L	м	н	С	
<20%	-	-				
Rare	L	L	м	н	н	
<5%						
Risk Level L	Low	M Mediu	m <b>H</b> High	C Cat	astrophic	

## Risk Categories 1. Operational 2. Property and Assets 3. Stakeholder 4. Governance 5. Financial

## **Operational Risks**

- 1 Failure to attract and retain appropriately qualified staff
- 2 Failure to effectively manage staff
- 3 Personal injury and/or damage to property arising from abusive behaviour
- 4 Personal injury and/or damage to property arising from remote travel and operations
- 5 Personal injury and/or damage to property arising from use and storage of dangerous goods etc.
- 6 Disruption to operations from external events

## **Property and Assets Risks**

- 7 Failure of information technology and data management systems
- 8 Failure to maintain adequate infrastructure to support operations
- 9 Theft / misuse / damage to buildings and property

## Stakeholder Risks

- 10 External pressure to expand scope of operations beyond core capacity and capability
- 11 Failure to effectively engage with constituents
- 12 Failure to meet expectations of constituents / maintain positive relationship
- 13 Government policy / priorities do not align with CLC strategic objectives

## **Governance Risks**

- 14 Failure to comply with legislative and regulatory obligations
- 15 Failure to effectively manage conflicts of interest
- 16 Organisational structure, governance framework and operations incompatible with obligations/strategic objectives <u>Financial Risks</u>
- 17 Failure to achieve efficient and effective use of resources
- 18 Failure to comply with financial management accountability obligations (ATO, CAC Act, ORIC, FMOs, TPB)
- 19 Fraud / misappropriation of funds and assets
- 20 Ineffective administration of administered funds: CATSI/AAMC organisations
- 21 Insufficient funding to support operations

Risk 💌	Risk Description ▼	Causes	Impacts	Risk Owner	eouence	lihood  ▲	Residual Ris rating	Existing controls / factors	Design Effectingness	erating tin_tness	Control		
Category	What can occur	Potential causes of a risk	Potential impacts if a risk occurs		Conse	Like	rating	What is currently in place	Effect	Oper Effecti	rating		
Operational	perational Risks												
		Retention of PBI FBT and Remote taxation exemption and benefits     Small / competitive labour market for specialist roles     Remote and isolated location/s     Lack of available & suitable staff accommodation     Insufficient funding     Inadequate staff training, development, qualifications etc     Ineffective succession planning     Aboriginalisation employment strategy (EA)	Loss of corporate knowledge and relationships     Inefficient use of resources     Failure to meet statutory & operational     obligations and strategic objectives     Financial loss     Staff turnover     High replacement costs of recruitment     Staff morale and wellbeing     Failure to achieve aboriginal employment targets     Reputational damage	General Manager & Manager, Human Resources	Major	Possible	High	2012-2015 Enterprise Agreement approved with 4.5% annual salary increase, 12% superannuation and improved dependant air fares etc Succession planning tactics (strategic plan) Performance development plans Employee accommodation (recruitment and long term remote) Formal recruitment strategy Designated HR team PBI and remote taxation benefits District & other allowances, relocation costs, leave air fares	Sufficient	Partially Effective	Satisfactory		
2		Insufficient management expertise     Ineffective organisational structure (oversight / reporting lines)     Remoteness     Organisational cuture     Substantial organisational growth     Short term funding impact on staff w/o sufficient     management     Employment policies, contracts, JDs     Quality of remote allied health & support services	Failure to meet obligations and strategic objectives     Increased risk of fraud / inappropriate activity     Financial loss     Staff morale / wellbeing / commitment     Reputational damage     FWA/CPSU grievance/intervention	General Manager & Manager, Human Resources	Moderate	Possible	Medium	Dedicated HR team     Code of conduct and policy and procedures     Position descriptions (all positions)     Performance appraisal system     Performance development plans     Employee assistance program     Ranger mentor support, selective training & development,     professional coaching	Sufficient	Partially Effective	Marginal		
	property arising from abusive behaviour	Insufficient physical security     Remoteness     Frequent community engagement     Drugs and Alcohol     Community disputes     Legal/statutory function e.g. ALRA individual distribution     Consultation/meeting procedures/expertise	Personal injury/death     Disruption to operations     Staff continuity     Sense of safety     Staff morale / wellbeing     Reputational damage     Damage to property     Financial loss	General Manager, Manager, Human Resources, & Manager F&F	Major	Possible	High	Strong relationships with constituents     Code of conduct (Council and Staff)     Conduct provisions of CAC Act     Travel and Vehicle policies     Sanctions     WH&S policies, procedures and management     Employee assistance program     Insurance (Comcare/Comcover)     Community development framework incl. good meeting procedure     CCTV in some office locations	Sufficient	Partially Effective	Marginal		
	property arising from remote travel and operations	Long distances     Regional locations     Staff travelling alone     Bad roads / conditions etc     Extreme/variable weather conditions     Vehicle type and design for remote work     Condition of vehicles / sat phones etc     Communication failure     Driver ability & behaviour     Misuse of vehicles & other equipment     Overloading of vehicles & trailers     Natural disaster     Heat	Personal injury / death     Damage to property     Financial loss     Disruption to operations     Litigation     Staff morale / wellbeing     Sense of safety     Psychological welfare     Reputational damage	General Manager, Manager, Human Resources, & Manager F&F	Major	Likely	Catastrophic	WH&S policies, procedures and management     Staft travel policy     Vehicle maintenance     Insurance     Staft driver training / licences     Access to local knowledge     Regular/frequent vehicle replacement     Employee assistance program	Sufficient	Partially Effective	Marginal		
	property arising from use and storage of dangerous goods and equipment at multiple sites.		Personal injury / death     Damage to property     Financial loss     Disruption to operations     Litigation     Staff morale / wellbeing     Sense of safety     Reputational damage	General Manager, Manager, Human Resources, & Manager F&F	Major	Possible	High	Standard Operating Procedures for use of equipment / materials     WH&S policies, procedures and management     Staff training / accreditation     Employee assistance program	Weak	Ineffective	Unsatisfactory		
	events	<ul> <li>Community and social events (death in community)</li> <li>Climate / environmental</li> <li>Natural disaster</li> </ul>	Disruption to operations     Financial loss     Damage to property     Reputational damage     Client services     Staff continuity	General Manager, Manager, Human Resources, Manager F&F, Manager CS	Major	Possible	High	Contingency and flexibility in work programs     WH&S policy and procedures     Asset management plan	Weak	Ineffective	Unsatisfactory		

Risk	Risk Description	Residual Ris C Control		eatments	• ence	po	Target	Person/s		Strategic Plan			
Categor y	What can occur	rating	Design Effecti <mark>j</mark> <mark>a</mark> ∿	Operating Effectingnes	Effectivenes <del>s</del> rating	Objective	Actions	Consertance	Likeli	Risk rating	responsible	date / key milestones	reference (Goal.Strat)
Operatio	nal Risks												
1	Failure to attract and retain appropriately qualified staff					Improve effectiveness of succession planning     Improve effectiveness of staff recruitment and	Implement stratplan re succession planning     Submission to Australian Government				Director/GM     Director/ GM/     GM Legal/ MF		• 7.2 • 7.12 • 7.12
		High	Sufficient	Partially Effective	Satisfactory	retention strategies  • Organisation structure review (as per Strategic Plan)	regarding NFP FBT review <ul> <li>Enterprise Agreement 2012-2015 post</li> <li>approval review checklist</li> <li>Implement stratplan</li> </ul>	Moderate	Possible	Medium	• Director/ GM/ GM Legal/ MF	Completed	•7.7
			Suff	Partially		Taxation legislation monitoring and submissions	Submission to Australian Government	Mod	Pos		• Director/ GM • GM/ GM Legal/ MF		•7.7 •7.12
						Aboriginal employment strategy implemented effectively					• Director/ GM/ GM Legal/ MF	AES committee end 2013	• 7.6
2	Failure to effectively manage staff					Staff communication review	Culture & staff satisfaction survey &				• MHR	• 2014	• 7.7
		Medium	Sufficient	Partially Effective	Marginal	Job description review     Improve effectiveness of employee assistance     program	actions <ul> <li>Revolving/ongoing</li> <li>Formalise/review performance management framework (including consequence management)</li> </ul>	Moderate	Possible	Medium	• GW/ MHR • GM/ MHR	• 2014	•7.13 •7.12
			Su	Partiall		Organisation structure review (as per Strategic Plan)     Review appraisal system	Finalise action planning from StratPlan     RFP for consultant to review	Wo	Po		Director/ GW all managers     MHR	• 2013 • 2013	•7.2 •7.7
3	Personal injury and/or damage to					Develop best practice for consultation & meeting					MPolicy	• 2013	• 7.17
	property arising from abusive behaviour					<ul><li>practices</li><li>Dispute prevention &amp; management framework</li><li>Improve ability to deal with difficult people</li></ul>	StratPlan • Support staff safety, e.g. meeting control powers				• MPolicy • MPolicy		•7.17 •7.17
			ŧ	active		Improve effectiveness of employee assistance program	<ul> <li>Bad meeting debriefs &amp; actions</li> <li>Training in dealing with abusive</li> </ul>	9	Ð		MPolicy		•7.17
		High	Sufficient	Partially Effective	Marginal	Improve effectiveness of personnel security	behaviour • WH&S awareness training • Security systems review - install reception duress systems to Police, install physical reception barrier, improve security 27 Stuart Highway, new security for Cameron St. • Complaints/feedback procedure	Moderate	Possible	Medium	• MHR • MHR	• 2013	•7.10 •7.10
4	Personal injury and/or damage to					Improve effectiveness of employee assistance	WH&S awareness training				• MHR		• 7.10
	property arising from remote travel and operations			e/			GPS vehicle and asset tracking (including duress buttons and vehicle rollover alert)				• MHR		• 7.10
		Catastrophic	Sufficient	Partially Effective	Marginal	currently in development)	GPS tracking call centre     Update staff travel policies     Staff travel policy awareness	Moderate	Likely	High	• MHR • MHR • MHR		• 7.10 • 7.10 • 7.10
			Sul	Partiall			Finalise quad-bike policy and procedures	Wo	-		• MHR	• 2013	• 7.10
5	Personal injury and/or damage to property arising from use and storage of dangerous goods and equipment at				2	Improve effectiveness of operating procedures for dangerous goods and equipment     Improve effectiveness of employee assistance	WH&S awareness training     Review of storage of fuels and chemicals				• MHR • GM/MFF		• 7.10 • 7.10
	angerous goods and equipment at multiple sites.	High	Weak	Ineffective	Unsatisfactory	Improve enectiveness of employee assistance program	Chemical storage facilities at Cameron St and Lajamanu	Moderate	Likely	Medium	• GMMFF	• 2013	• 7.8
6	Disruption to operations from external				>	Develop business continuity plan	Formalise business continuity     management				• GM	• 2013	• 7.9
	events	High	Weak	Ineffective	Unsatisfactory	Improve off site premises and storage location     Improve effectiveness of personnel security plans	management • Review Cameron Street as a potential business continuity operations centre • Conduct scenario test of business continuity	Moderate	Possible	High	• GMMCS		•7.9
					5						• MCS/MFF	• 2014	• 7.8

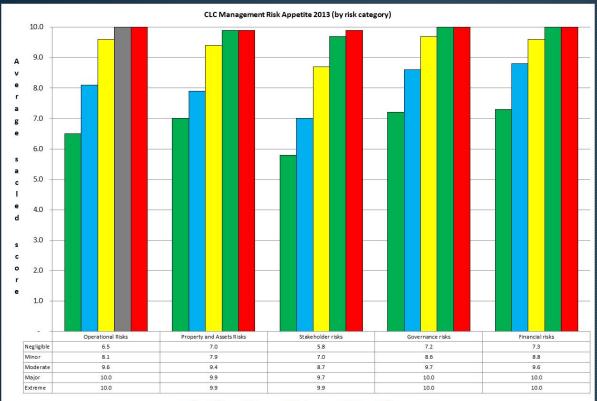
# Heat map

	Almost Certain >80%	М	М	н	С	С
Q	Likely <80%	L	М	H	<b>₄</b> C	С
ПКЕЦНООD	Possible <50%	L	М	2 8 15 16 17 19 21 21 1 3 5		С
П	Unlikely <20%	L	L B	M	H	С
	Rare <5%	L	14 L	м	н	н
	Matrix 2013)	Negligible <\$200k	Minor >\$200k	Moderate >\$1m	Major >\$2m	Extreme >\$6m
(дрш	2013)		CONSI	EQUENCE (IM	PACT)	



Description/risk/action	Case A	Case B		Case C	Case D		Case E	
Consequence or impact level:	Negigible	Minor		Moderate	Major		Extreme	
Cost/loss range value:	< \$200k	> \$200k to \$1r	n 🤉	> \$1m to \$2m > \$2n		1	>\$6m	
Risk - 1		Raillure t	attract and re	ata in appropriate	ay qualified staff			
	Never	Never		Never	Never		Never	
Tick the frequency of	Almostnever	Al most never	A	Almost never	Almost never		Almost never	
occurrence you consider	Seldom	Sei do m		Seldom	Seldom		Seldom	
ACCEPTABLE for ALL of the CASEs	Sometime	So meti me		Sometime	Sometime		Som et me	
(A, B, C, D and E)	Occasionally	Occasionally	0	ocasionally	Occasionally		Occasionally	
	Frequently	Frequently		Frequently	Frequently		Frequently	

ente

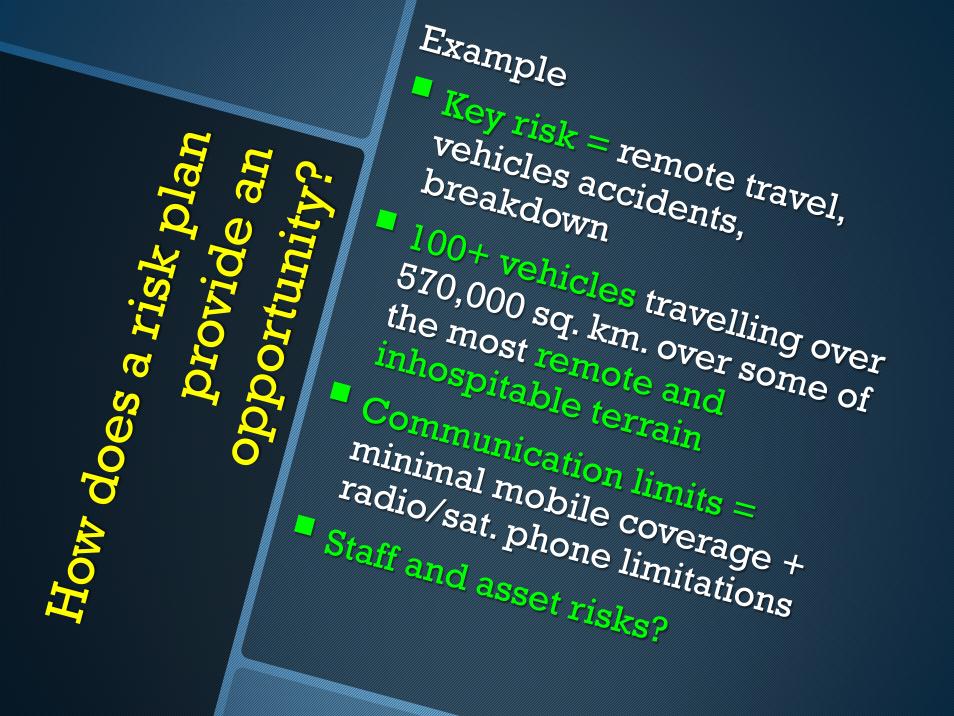


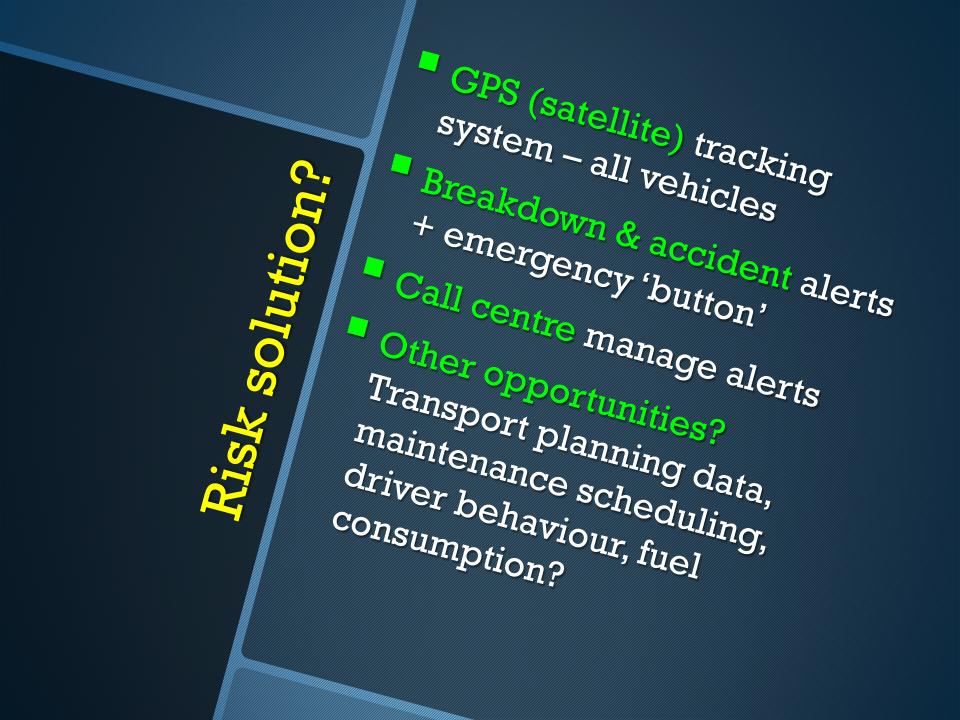
# CL

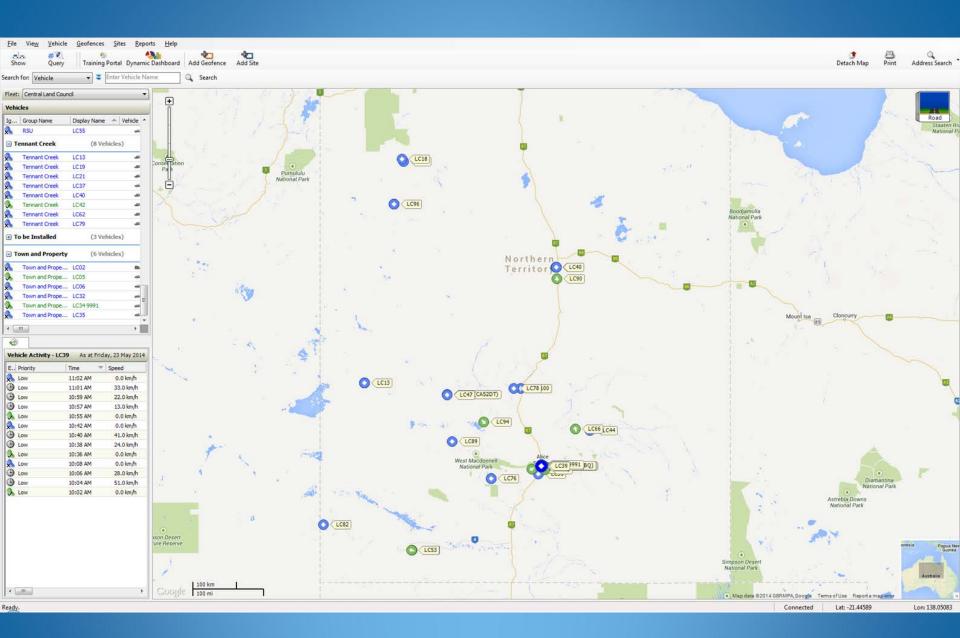
■ Negligible ■ Minor ■ Moderate ■ Major ■ Extreme

ortunities **Lis** With QQ, ngagı 93

PGPA compliance – must establish & maintain an appropriate system of risk oversight and management Risk planning - thinking about innovative solutions Structured observance risk aversion, risk identification, formal process





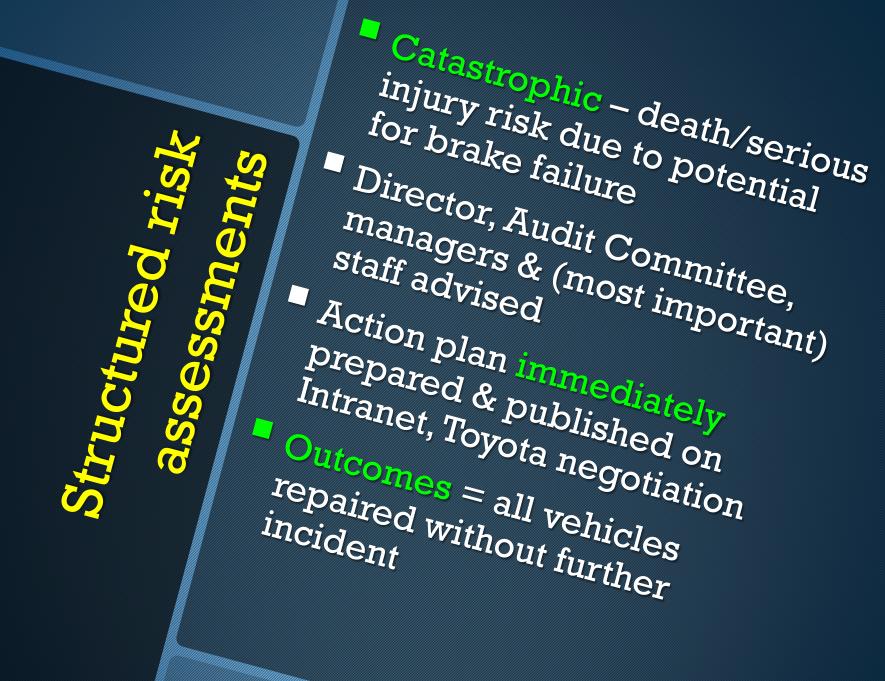


# assessments **Lisi** structured,

Risk arises Review risk escalation action Recent example = incident with braking, Toyota then advises 32 Land-cruisers have a faulty brake component



Current Risk Level	Low	Medium	High	Catastrophic			
Immediate notification	Manager or equivalent	Senior Manager	Executive Management Team	Director and the Audit Committee			
Current Risk Level	Low	Medium	High	Catastrophic			
Capture		ion in a Risk Register a y used to select risk se	and track actions. Refer verity	rence the primary			
	Develop action plan within 3 months, if required.	Develop action plan within 1 month	lan within 1 week.				
Plan and action	Implement actions within a reasonable timeframe.	Implement actions within 6 months (general) and within 3 months (safety related).	Implement actions within 3 months.	Implement actions as soon as practicable but less than 3 months.			
	Management to apply discretion when determining actions to be taken.	Where consequence is major or catastrophic – additional escalation and monitoring may be required.					
<b>Report</b> (risk and action	Advise Team through relevant reporting	Advise Management through relevant	Advise Executive Management Team through relevant reporting mechanisms (at least monthly). Advise and update the Audit				



### **Quality Control**

Revision	Date	Officer	Approved	Comments
0	13/01/14	FW	NG	First revision for comment
1	13/01/14	NG	NG	Additional risk management
				information
2	03/02/14	FW	NG	Reviewing status of action plan
3	02/04/14	FW	NG	Update
4	10/04/14	FW	NG	Update
5	06/05/14	FW	NG	Close-out

**Reason for plan**: Catastrophic brake failure in a LC70 series dual cab on 09/12/13.

<u>**Key risk category**</u>: Personal injury and/or damage to property arising from remote travel and operations.

**Potential impacts:** Personal injury / death (if brakes failed), Damage to property (to CLC and other property, if brake failure resulted in accident), Financial loss (minimised by vehicle and Comcare insurance), Disruption to operations (vehicles unavailable for operational requirements – this impact is limited during January due to the extent of staff leave/weather at this time of the year, but will increase as we move into February), Litigation (including against Toyota dealer), Staff morale / wellbeing (minimised by staff being assured that all actions to minimise mishaps being taken, clear advice on situation, no requirement for individual staff to use affected vehicles), Sense of safety (refer previous factor, staff entitled to feel safe), Reputational damage (if another incident was to occur – unknown at the time a vehicle brake failure in 2013 was caused by this fault).

## Action Plan:

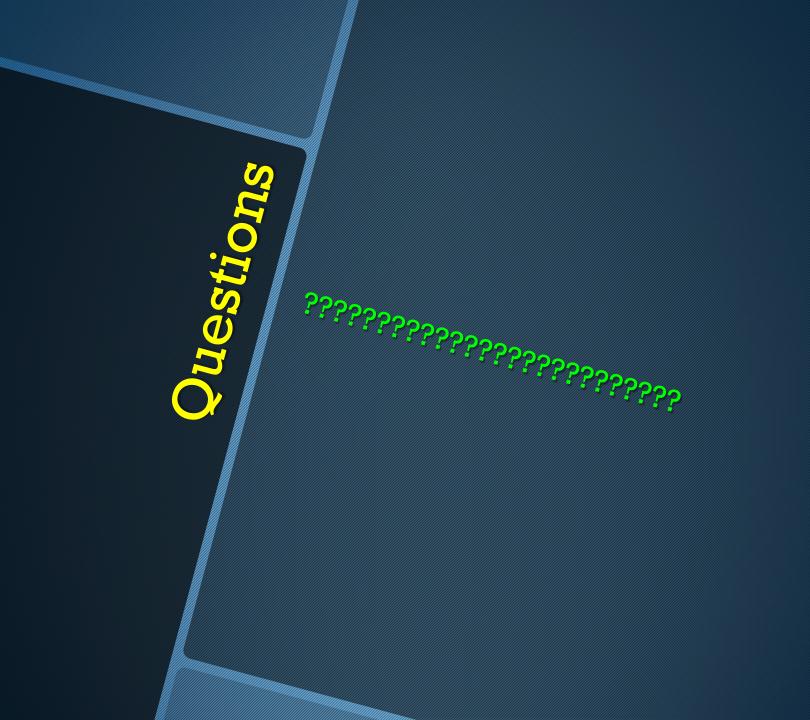
Number	Action	Date	Action officer	Completed
1	Notify Toyota Dealer	09/12/13	FW	Yes
2	Incident report and notify CLC WHS officer	09/12/13	FW	Yes
3	Inspect all CLC vehicles	08-10 Jan 14	FW	Yes
4	Grounding of vehicles with damage and vehicles not inspected (remote)	08/10/14	FW	Yes
5	Confirmation in writing from Toyota regarding safety of vehicles for mobilising	13/01/14	DR	No – management plan
5.A	Email from senior management at PKMC that LC70 series vehicles are safe for mobilising; although noted by PKMC staff that vehicles need regularly servicing	03/02/14	FW	Yes
6	Notify all staff	13/01/14	FW	Yes
7	Notify insurance provider	13/01/14	NM	Yes
8	Offer staff alternate vehicle for use	13/01/14	FW	Yes
9	Edit the Navman tracking system to ensure every 9,000km travelled is captured	13/01/14	FW	Yes

9	Edit the Navman tracking system to ensure every 9,000km travelled is captured	13/01/14	FW	Yes
10	Inspect all relevant LC70 series braking system at regular intervals (every 10,000km) as per PKMC advice, and PKMC rectify is signs of cracking	13/01/14	FW	Yes
11	Complete risk management action plan	13/01/14	FW	Yes
12	Follow up with PKMC regarding timing for repairs	Ongoing	FW	Complete
12.A	Email sent to PKMC requesting update	03/02/14	FW	Complete
13	Prepare vehicle inspection tracking report (Vehicle number, date inspected, odometer reading, distance travelled since last inspection, fault detected	Ongoing until resolved	FW	Complete
13	Obtain advice from Toyota dealer as to when all vehicles will be rectified	Ongoing	FW	Complete
14	Advice to staff that all vehicles have been rectified	Once resolved	FW/NG	Complete
15	Recall notice from Toyota received	01/04/14	FW	Yes
16	Contact PKMC re: recall notice; discussion with service manager at PKMC regarding recall notice and action for replacement part to the ABS mounting bracket in 31 CLC vehicles; PKMC awaiting parts (estimated to arrive in Alice Springs 10/4/14); CLC vehicles prioritised	02/04/14	FW	Yes
17	Email staff regarding update; including verbal notification to remote staff (at council meeting)	02/04/14	FW	Yes
18	Property to manage the repairs to the affected 31 vehicles and grounded of cars as needed	02/04/14	FW/SD	Complete
19	PKMC to commence the repair works all 31 affected vehicles; starting date 11/04/14; expected completion 19/04/14; planned trip to TCK on 17/04/14	10/04/14	FW	Complete
20	All 31 CLC affected vehicles repaired	04/05/14	FW	Yes
21	All staff notified that vehicles can return to normal operations	06/05/14	FW	Yes

## In conclusion

I hope I have given you an appreciation of:

- CLC's risk management process/framework?
- How did CLC prepare a risk profile?
- How did CLC assess its risk appetite?
- How to assess and act on a new risks?
- and ...opportunities from engaging with risk?





Dr Nigel Graves is the General Manager of the Central Land Council (since 2010). Prior to 2010 he spent 8 years as a consultant advising the South African National Treasury (7 years) and the Solomon Islands' Ministry of Finance & Treasury, and previously had 25 years public sector senior management experience, mainly in Local **Government and a large Government Business** Enterprise. He has extensive experience in organisational performance measurement and cowrote a manual, and advised pilot national departments on its application, for the South African Government on the implementation of performance information measurement. His qualifications include a Bachelor of Business (Accountancy), MBA, Graduate Certificate in Business Research and a PhD. He is a long standing Fellow of CPA Australia.