# ITEM No ...8......

REPORT TO: SCRUTINY COMMITTEE - 23<sup>rd</sup> SEPTEMBER 2015

REPORT ON: BORROWING AND TREASURY MANAGEMENT IN COUNCILS (AUDIT

SCOTLAND REPORT)

REPORT BY: EXECUTIVE DIRECTOR OF CORPORATE SERVICES

**REPORT NO: 328-2015** 

#### 1 PURPOSE OF REPORT

To inform members of the report 'Borrowing and Treasury Management in Councils' published in March 2015 (Appendix C) and to provide an overview of issues raised in the report and how these issues are being addressed by Dundee City Council.

### 2 **RECOMMENDATIONS**

That the Committee note the recommendations of the report and the Council Officers response contained in Appendix A and the Audit Scotland Supplementary Guidance for Councillors contained in Appendix B.

#### 3 FINANCIAL IMPLICATIONS

There are no financial implications.

#### 4 BACKGROUND

Borrowing is a major source of funding for councils to invest in key services like schools or roads. Councils have a total outstanding debt of £14.8 billion at 31 March 2014, of which 82% (£12.1 billion) is as a result of borrowing. Overall, council borrowing has remained at £12 billion for the last three years, with total assets of £39 billion. Councils have each developed borrowing strategies to suit their own local priorities and needs, in response to the flexibility introduced in 2004 by the Prudential Code.

The audit assessed how councils demonstrate best value in borrowing and treasury management decisions and examined:

- what borrowing and treasury management in councils is;
- the extent to which councils' borrowing and treasury management strategies meet good practice and contribute to corporate plans and priorities;
- whether councils can demonstrate the affordability and sustainability of borrowing decisions:
- the effectiveness of councils' governance arrangements for borrowing and treasury management.

The report focuses on whether councils openly and clearly demonstrate the affordability and sustainability of borrowing decisions over the short term and looks at whether councils' approach to borrowing reflects corporate priorities and aims. Elected members have a key role in holding officers to account and the report evaluates the councillor's role in considering borrowing and treasury management reports, including the strategy.

### 5 **KEY MESSAGES IDENTIFIED IN THE REPORT**

The report is in three substantive parts each with the following key messages:

# Part 1: Setting the scene

- The Prudential Code was introduced in 2004 to provide greater flexibility for councils to manage and control their own capital investment activity following a period of government regulation. Councils' borrowing strategies, levels of borrowing and debt profiles differ widely.
- Borrowing is set firmly within the framework of wider council activity and should be driven by the corporate plan, capital investment plan and medium and long-term financial plans.

# Part 2: Demonstrating the affordability and sustainability of borrowing

- Councils are using the prudential indicators to demonstrate and monitor the short-term
  affordability of borrowing; however they are not clearly analysing and reporting their
  assessment of the longer-term affordability and sustainability of borrowing. Officers
  present the repayment profile of borrowing to elected members but are not presenting
  this together with other information such as different budget scenarios, interest rate
  scenarios, or capital investment strategies. This is important to inform elected members
  of the future risks to the affordability and sustainability of current and new borrowing.
- Long-term financial planning will help councils develop more detailed analysis on the longer-term affordability and sustainability of borrowing.
- Councils could present information more clearly to elected members. Some councils are
  not presenting elected members with all the relevant information at one time to support
  borrowing decisions. This is important to ensure that decisions made are based on an
  assessment of all the relevant analysis and risks.

# Part 3: Effective management and scrutiny

- Treasury Management is a professionally run function in councils with appropriately qualified officers. Joint planning with other councils, ongoing training and the availability of appropriate professional qualifications are important.
- Scrutiny of borrowing and treasury management decisions could be improved. This
  involves officers providing clearer information to elected members to help them in their
  scrutiny role. All reports need to be easily accessible to elected members and the public.
- Councils need to provide a range of training and support to elected members to help improve scrutiny of treasury management.
- There were some examples where governance structures do not fully meet the codes' requirements and where there could be more consistency in reporting requirements.

### 6 MANAGEMENT RESPONSE TO REPORT

Management responses to the issues raised by the report are included at Appendix A. The responses indicate that management considers that the Council's current arrangements largely address the issues raised by the national report.

Internal Audit also periodically reviews the Council's treasury management arrangements with the purpose to review the adequacy and effectiveness of controls in respect of key aspects of the operation of the Council's treasury management function including assessing whether the Council's arrangements are consistent with the CIPFA Code of Practice on

Treasury Management. The Council also engage independent specialist Treasury Management Advisors to provide guidance on strategy, governance and controls as well as share best practice across a large number of public sector organisations.

# 7 POLICY IMPLICATIONS

The Council Strategic Plan will be positively impacted by additional scenario planning and analysis.

This report has been screened for any policy implications in respect of Sustainability, Strategic Environmental Assessment, Anti-Poverty, Equality Impact Assessment and Risk Management. There are no major issues.

# 8 **CONSULTATIONS**

The Chief Executive and Head of Democratic and Legal Services have been consulted in the preparation of this report.

# 9 BACKGROUND PAPERS

None

MARJORY M STEWART
EXECUTIVE DIRECTOR OF CORPORATE SERVICES

# Appendix A Audit Scotland Report: Borrowing & Treasury Management in Councils - Recommendations

Recommendation	DCC Management Response and Planned Actions
<ol> <li>Council Officers should use the Treasury Management Strategy to present a wider, strategic view of borrowing and treasury management. It should use clear and accessible language and be prepared for councillors as the key audience. It should include:         <ul> <li>links to capital investment plans and corporate objectives</li> <li>all borrowing and other debt</li> <li>prudential indicators as a core part of the strategy</li> <li>clear assessment of the affordability and impact on revenue budgets both in short and long term.</li> </ul> </li> </ol>	The Council's Treasury Management Strategy (TMS) currently meets the recommendations set out by Audit Scotland. A comprehensive Treasury Management Strategy is approved annually by the Policy & Resources Committee, the most recent on 9 <sup>th</sup> March 2015.  The Council's Capital Expenditure Plans are referred to in the TMS. These capital expenditure plans are developed from the Council's Asset Management plan which evolves from the Councils Corporate Objectives.  In developing the TMS, the capital financing requirement is calculated once all other resource options are taken into account. This is reviewed by the Capital Governance Group prior to requesting Committee approval.  All borrowing and other debt is addressed in section 5 of the TMS which includes anticipated external borrowing.  Prudential Indicators are included within the TMS covered under Appendix A. These assess the affordability of debt on the net revenue stream, council tax and housing rent levels, as prescribed by the Prudential Code and are based on a number of
<ul> <li>2. Council Officers should create more detailed and longer term borrowing and treasury management analysis as informed by the Council's financial strategy. It should Include: <ul> <li>scenario planning to show the potential impact of different budget scenarios, income generation plans, and changes in external factors such as interest rates</li> <li>Analysis of capital financing options to compare affordability and sustainability between different debt and borrowing options</li> </ul> </li> </ul>	Scenario planning is undertaken during the preparation stage of the TMS, with the most likely scenario presented to members within the strategy. The Council's 5 Year Capital Plan, the Strategic Housing Investment Plan and changes in external factors are fully considered in arriving at the final TMS as well as the associated treasury management risks. The Council also utilises a ten year model when scenario planning.  Action: Scenario planning and interest rate impact analysis will be formalised, with relevant reports presented to the Capital Governance Group for consideration.

	The use of indicators over a longer period than the minimum 3 years set by the Prudential Indicators	The TMS outlines the available borrowing methods considered by the Council with the Treasury Management and Prudential Indicators demonstrating that capital investment plans are affordable and sustainable.  The TMS currently meets the requirements of the Prudential Code and the report's recommendations with indicators set over a five year period, in line with the Council's Capital Expenditure Plans.
3.	Council Officers should share strategies with other Councils to help inform good practice and exchange of ideas.	The Treasury Management Forum provides the opportunity for Councils to share best practice. Also, the Councils Financial Services & Investment Manager is a member of the Treasury Management Forum Executive Committee which helps foster strong, effective working relationships with colleagues from other councils. The TMS is available on the Council Website. The Councils Treasury Advisors also share knowledge and best practice at regular meetings with the Council Officers and at their bi-annual workshops.
4.	Council Officers should carry out joint planning with other Council to identify future qualification and training needs and enhance their capacity in order to negotiate with training providers	Staff training needs are identified as part of the EPDR process with treasury management using in-house training, material from advisors, and attendance at treasury management workshops and seminars to ensure sufficient up-to date knowledge and skills are maintained.  The Treasury Management Forum and membership of the executive provide scope to discuss treasury management training opportunities.  National training is provided bi-annually for all local authorities by the Councils Treasury Advisors, and the Treasury Management Forum host a 2 day residential training seminar once every 2 years.
5.	Council Officers should review the content of year end reports to ensure they provide an assessment of the effectiveness of the year's borrowing and treasury management activities and the performance of the treasury management function. This should include appropriate indicators, comparative figures and appropriate explanations.	This is already part of council and treasury management policy. The Annual Treasury Management Activity report, approved by The Policy and Resources Committee on 22 <sup>nd</sup> June 2015 comments on, and includes relevant indicators, explanations and comparators for review by Elected Members.

- 6. Council Officers and Elected Members involved in borrowing and treasury management should review governance arrangements and update as necessary, to ensure they provide:
  - Treasury Management Strategy, Mid-Year and Year End Reports to the same Council Committee, and that the full Council has access to them
  - Mid-Year are provided to Elected Members by end of December each year
  - Elected Members are provided with "wider picture", that is, linking capital investment decisions and revenue budgets
  - Elected Members have access to all reports relating to treasury management activity, including Risk Registers.

Treasury Management governance arrangements currently meet the Audit Scotland recommendations with the mid year review presented to the Council's Policy & Resources Committee each December. The Annual treasury Management Activity Report summarising the previous year activity, comparing actual to estimates is also prepared and presented to the same committee each June in order to complement presentation of the Council's unaudited annual accounts.

Affordability of borrowing is outlined as part of the TMS Appendix A. Affordability is continually monitored and managed within the capital financing costs budget and reviewed by the Council's Capital Governance Group. This is monitored throughout the financial year through the Revenue Monitoring Reports to Policy and Resources Committee.

All elected members have access to all published treasury management reports. The various types of treasury risk are emphasised throughout the TMS and specifically addressed in Appendix C outlining the types of risks and mitigation arrangements in place.

The Council formally recognise Treasury Management Risks in the Councils Corporate Risk Register.

Action: A separate Treasury Management Risk Register will be set up.

- 7. Council Officers and Elected Members involved in borrowing and treasury management should ensure scrutiny arrangements are robust by:
  - considering widening range of training options to Elected Members on borrowing and treasury management activities and whether this training should be mandatory
  - considering whether training for Elected Members provides a balance of scrutiny skills and knowledge of treasury management

Action: In response to the Audit Scotland report, the Council will arrange for specialist treasury management training for all elected members and will develop a treasury management awareness package to be housed on the Council's on-line training platform to enable Elected Members to refresh their knowledge. Further face to face training sessions will be offered periodically.

# Appendix B Scrutiny Checklist for Councillors - Questions for Councillors on Borrowing and Treasury Management

Questions	Why should I ask this?	What do I expect to see/hear in the response from officers		
Treasury Management Strategy and	Treasury Management Strategy and related reports			
Do the contents of the treasury management strategy and related reports include all recommendations in the CIPFA codes?	The CIPFA codes are best practice guidance and councils should be meeting the guidance.	Officers should provide assurance that reports meet all recommendations but will highlight any departures from the code with an explanation why.		
III the Cirra codes!	Only in exceptional circumstances should councils not be following the guidance.			
Do the contents of the treasury management strategy reflect the wider picture of how we plan to meet our capital commitments?	CIPFA's Prudential Code helps councils demonstrate good capital investment decisions. The treasury management strategy reflects how these decisions impact on treasury management activity.	Minimal additional explanation should be required from officers to explain the wider context.		
	Our expectation is that the strategy is self-explanatory.			
Borrowing and other financing dec	isions	Т		
Is the proposed borrowing option the best option for the Council?	Other viable financing options may be available. Officers should be considering all options and appraising these.	Officers can explain the other options that they have considered.  Officers should be able to demonstrate that they have considered different scenarios.  The treasury management strategy should reflect on the options that have been considered and include links to further information.		
What would affect the decision and how will I be informed if the situation changes?	Economic circumstances, such as interest rates, may change throughout the year that will affect	Officers may be able to offer briefings or updates in these circumstances.		

	de cicione		
	decisions.		
	As a councillor you should expect officers to keep you updated on significant changes in circumstances that will affect treasury management decisions.		
What are the risks?	Treasury management risks should be identified within the appropriate council risk register. In making or approving decisions you need to be aware of the potential risks and how likely they are to emerge.	Officers should:  Outline how they identify, monitor and act on treasury management risks.  Identify and discuss the risks and the likelihood of them occurring.  Refer to other treasury management risk registers and reports.	
	New financing options may have additional or different risks to traditional borrowing.		
Have we received any external advice?	It may be helpful to seek external advice, particularly on new financing options.	Officers should explain the nature of any advice they received and wheth or not they took it.	
What are other councils doing?	Councils have policies in place, have different circumstances and have to do what is right for them but knowing what other councils are doing can provide assurance on your own decisions.	Officers should:  • Know whether there are any councils with similar circumstances and draw comparisons  • Be aware of other councils' borrowing patterns and where they are borrowing from  • Be aware of new financing options and whether other councils are using them, and their experience of using them.	
Affordability and Sustainability			
Is the borrowing and finance affordable?	Decisions will impact on current and future budgets when finances are already tight.	Officers should:  • Detail the costs of different options and scenarios  • Detail the impact of the preferred option on the revenue budget.	

What is our current maturity profile for our borrowing?	Borrowing decisions made today have a long-term impact on revenue budgets. The maturity profile shows the future impact of past and current borrowing decisions. It will highlight future periods of demand on the revenue budget. Councils should be trying to 'smooth' their maturity profile, that is, try to ensure as even a spread of debt and demand on the revenue budget as possible.	A chart of the maturity dates is usually easier to interpret.  Officers will be able to identify future periods of potential financial pressure from the charts.  Officers can explain what steps are being taken now to ensure the financial resources are in place in future.  Officers can also explain how decisions will affect the future profile.
How does our profile compare to other councils?	This can highlight whether the council will face similar pressures to others.  It is useful for drawing on the experience of other councils.	A chart comparing the council's profiles with others will highlight similarities and differences.  Officers can explain similarities with other councils and may be able to explain how other councils plan to deal with similar financial pressures.
What other debt do we have? (Examples include: PPP/PFI, NPD and TIFs)	Commitments to borrow shouldn't be taken in isolation. Other debt has a long-term financial impact.	The treasury management strategy should set out all of the council's existing liabilities.  The strategy should indicate the financial commitments and include a link to the detail.
Are we liable for the debt of ALEOs or other external bodies?	Effective risk management includes identifying and monitoring potential financial commitments.	The treasury management strategy should include the nature of debt with ALEOs or other external bodies.  Officers should be able to identify debts, what the relationships are, what the nature of the potential debt is and the likelihood of it occurring.  Officers should be able to refer to a risk assessment.

Performance and benchmarking		
Terrormance and benominarking		
What do the prudential indicators tell me?	The indicators use technical terms and are based on figures from the financial statements.  They can indicate an increasing proportion of spend on debt repayments and when things are becoming less affordable. It is useful to compare trends year-on-year.  There is the potential for comparing trends and patterns with other councils although the indicators are meant to be used by councils individually.	The treasury management strategy should explain, in layman's terms what the indicators mean. Officers should provide further explanation or clarification.  Although indicators are for the use of individual councils, officers may be able to draw trend comparisons with other councils.  Officers should explain any action they have taken or plan to take in relation to the indicators.
Is 'under-borrowing' a good thing? What does this mean in practice?	'Under-borrowing' means the council did not need to borrow up to the level of the estimated capital financing requirement. 'Under borrowing' is usually seen as positive but can be a sign of other issues, such as, not accurately identifying the borrowing requirement or slippage in the capital programme.	Officers should explain why this happened, for example, additional money from capital receipts meant the reduced need to borrow less.
Do we have other performance measures?	The Prudential Code sets out the minimum requirements for performance reporting. Councils can introduce other performance measures.	Officers should be able to explain the purpose, details and any necessary remedial action in relation to the performance measure.

What do our advisors cost and what do we get for this?	There are very few advisors in the market The council needs to:      ensure that a thorough and impartial appointment process is in place     have assurance that advice is tailored to the individual authority     ensure that officers ultimately take the decisions	Officers should provide details of:  • the tendering process for appointing the advisors  • the cost and terms of the contract, including what services the advisors will provide  • examples of advice not taken and why
Do we have the treasury management skills that we need?	This is a very technical area that requires suitability skilled and trained staff.  CIPFA treasury management qualification is no longer available.  It is important to have succession planning: that is, what arrangements are in place if treasury management staff leave.	Officers should be able to:  detail the cost, number of staff and skills/qualifications of those involved in treasury management  justify current staffing requirements  detail future staff needs or training requirements and how they will be met.

# Borrowing and treasury management in councils





Prepared by Audit Scotland March 2015

# **The Accounts Commission**

The Accounts Commission is the public spending watchdog for local government. We hold councils in Scotland to account and help them improve. We operate impartially and independently of councils and of the Scottish Government, and we meet and report in public.

We expect councils to achieve the highest standards of governance and financial stewardship, and value for money in how they use their resources and provide their services.

#### Our work includes:

- securing and acting upon the external audit of Scotland's councils and various joint boards and committees
- assessing the performance of councils in relation to Best Value and community planning
- carrying out national performance audits to help councils improve their services
- requiring councils to publish information to help the public assess their performance.

You can find out more about the work of the Accounts Commission on our website: www.audit-scotland.gov.uk/about/ac

Audit Scotland is a statutory body set up in April 2000 under the Public Finance and Accountability (Scotland) Act 2000. We help the Auditor General for Scotland and the Accounts Commission check that organisations spending public money use it properly, efficiently and effectively.

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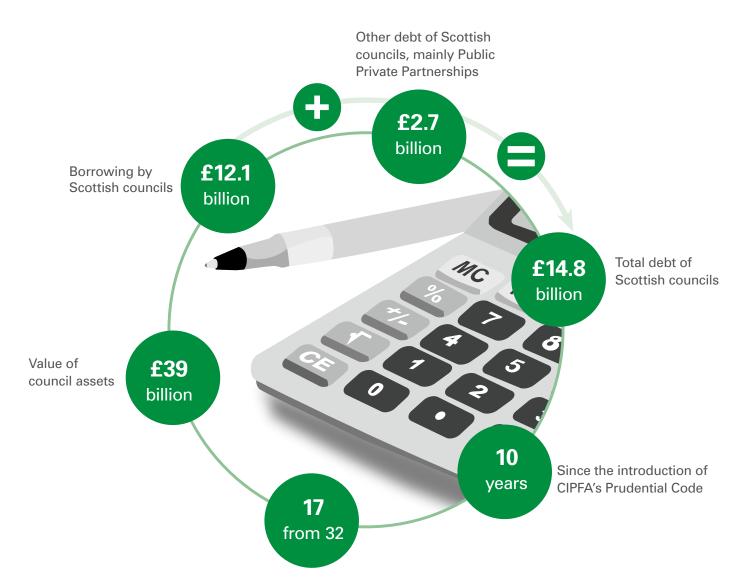
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When viewing this report online, you can access background data by clicking on the graph icon. The data file will open in a new window.

# **Key facts**





Councils have increased borrowing levels in the last ten years

# **Summary**



# **Key messages**

- 1 Councils have total debt of £14.8 billion of which £12.1 billion, 82 per cent, is from borrowing. Debt commits councils to charges over the long term. There are different types of debt with different features and varying degrees of risk.
- 2 Borrowing is a key source of finance for councils to invest in vital public services. Overall borrowing has remained at around £12 billion for the last three years, with total assets of £39 billion. Councils have developed borrowing strategies to suit their own local priorities and needs, in response to the flexibility introduced by the Prudential Code in 2004. Seventeen councils have increased their borrowing levels, in real terms, over the last ten years.
- 3 Councils are following the general principles of the relevant codes of practice in demonstrating short-term affordability, but they are not always highlighting the strategic importance of borrowing and treasury management or clearly analysing and reporting the long-term affordability and sustainability of their borrowing. Councils need to develop detailed analysis to support borrowing decisions and to demonstrate they represent best value for the council.
- 4 Treasury management is a professionally run function in councils with appropriately qualified officers. Succession planning, ongoing training and the availability of appropriate professional qualifications are important. Councils have started to integrate their treasury management and capital investment functions which is a positive step.
- Councils need to improve scrutiny of borrowing and treasury management. This is a complex and technical subject and officers need to provide wider training and support to councillors, and also provide clearer, more accessible reports. The current governance structures in some councils could be improved to support more effective scrutiny.

# **Recommendations**

These recommendations focus on the evidence gathered and our findings on borrowing within councils. We suggest councils consider the wider relevance of these to total debt.

#### Council officers should:

- use the treasury management strategy to present a wider strategic view of borrowing and treasury management. It should use clear and accessible language and be prepared for councillors as the key audience. It should include how the borrowing strategy is informed by corporate priorities and capital investment needs. The strategy should include:
  - links to capital investment plans and corporate objectives
  - all borrowing and other debt
  - prudential indicators as a core part of the strategy
  - a clear assessment of the affordability and the impact on revenue budgets both in the short and long term
- create more detailed and longer-term borrowing and treasury management analysis as informed by the council's financial strategy. It should include:
  - scenario planning to show the potential impact of different budget scenarios, income generation plans, and changes in external factors such as interest rates
  - analysis of capital financing options to compare affordability and sustainability between different debt and borrowing options
  - the use of indicators over a longer period than the minimum three years set by the Prudential Code
- share strategies with other councils to help inform good practice, and exchange of ideas
- carry out joint planning with other councils to identify future qualification and training needs and enhance their capacity, in order to negotiate with training providers
- review the content of year-end reports to ensure they provide an assessment of the effectiveness of the year's borrowing and treasury management activities and the performance of the treasury management function. This should include appropriate indicators, comparative figures, and appropriate explanations.

### Council officers and councillors involved in treasury management should:

- review governance arrangements, and update as necessary, to ensure they provide:
  - the treasury management strategy, mid-year and year-end reports to the same council committee, and that the full council has access to them
  - councillors with mid-year reports by the end of December each year
  - councillors with the wider picture, that is, make the links to capital investment decisions and revenue budgets
  - councillors with access to all reports relating to borrowing and treasury management activity including risk registers
- ensure scrutiny arrangements are robust by:
  - considering widening the range of training options to councillors on borrowing and treasury management activities and whether this training should be mandatory
  - considering whether training for councillors provides a balance of scrutiny skills and knowledge of treasury management.

### About the audit

- **1.** This audit assesses how councils show best value in borrowing and treasury management decisions. Its specific objectives are to answer:
  - What is borrowing and treasury management in councils?
  - To what extent do councils' borrowing and treasury management strategies meet good practice and contribute to corporate plans and priorities?
  - Can councils demonstrate the affordability and sustainability of borrowing decisions? For example, can they show that borrowing will not adversely affect their financial position? Will that continue to be the case in future?
  - How effective are the governance arrangements for borrowing and treasury management? Governance covers areas such as responsibility and accountability for borrowing and treasury management decisions, arrangements for reporting decisions and for scrutinising them.
- 2. Councils have total debt of £14.8 billion, of which 82 per cent (£12.1 billion) is as a result of borrowing (Exhibit 1, page 9). Total debt includes Private Finance Initiative/Non Profit Distributing (PFI/NPD) contracts, Tax Incremental Financing (TIF), the City Deal agreement, the Growth Accelerator Model (GAM) and borrowing. Each type of debt has unique features, is at different stages of development and implementation and has varying degrees of risk. This is the first report that we have produced on council debt with the focus specifically on borrowing. This allows us to focus on the arrangements that councils have in

place to assess the affordability of borrowing. We may propose further work on other elements of council debt in due course.

- **3.** This report focuses on whether councils openly and clearly demonstrate the affordability and sustainability of borrowing decisions over the short term, ie the next couple of years, and long term, that is ten years onwards to cover the term of the borrowing. It also looks at whether councils' approach to borrowing, as outlined in their treasury management strategy, reflects their corporate priorities and aims. Councillors have a key role in holding officers to account and this report evaluates the councillor's role in considering borrowing and treasury management reports, including the strategy. We use the term borrowing to mean borrowing from a source outwith the council.
- **4.** Our focus is on borrowing to fund capital expenditure, such as building schools or improving roads. We did not evaluate day-to-day cash, investment and borrowing transactions. We have not explored in detail other forms of debt. This includes the new capital financing options available to councils including TIF, or City Deal that may have an element of borrowing to them (Exhibit 1, page 9). These new options are just being introduced and are not yet fully operational. Although the messages in our report are based on current borrowing, they will apply equally to other forms of debt including these new financing options.
- 5. We gathered audit evidence from:
  - published and unpublished data on borrowing and treasury management activity including audited accounts, Chartered Institute of Public Finance and Accountancy (CIPFA) statistics and Scottish Government data
  - our review of the treasury management strategies of 12 councils
  - fieldwork at six councils involving interviews with officers and councillors
  - interviews with representatives from organisations including the Scottish Government, CIPFA, CIPFA Treasury managers' forum and the Society of Local Authority Chief Executives (SOLACE).
- **6.** Appendix 1 provides further details of our audit approach.
- **7.** This report has three parts:
  - Part 1: setting the scene
  - Part 2: demonstrating the affordability and sustainability of borrowing
  - Part 3: effective management and scrutiny.
- **8.** Our website contains a *Supplement: Scrutiny guidance and questions for councillors* [PDF] to help them implement the recommendation we make in this report.

# Exhibit 1 Borrowing is 82% of total debt

New capital financing method. Council borrows to invest in infrastructure projects which will deliver economic growth. Additional business rate income from the new business generated pays for borrowing charges.

# Tax Incremental Financing

# Public Private Partnership £2.7bn

Partnership where public and private sector partners agree a contract to build and maintain an asset for public sector use.

Public body pays an annual charge over the life of the asset to the contractor from its revenue budget.

# Private Finance Initiative



# Borrowing £12.1bn

From Public Works Loan Board (public sector source of lending for public bodies)

From banks

Borrowing charges paid from revenue budget over life of loan.

# Growth Accelerator Model

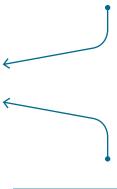
Public body borrows to invest in capital investment project.

Expected that additional business rates will accrue to Scottish Government owing to investment.

Scottish Government makes payment to public body, based on additional economic growth. Similar to PFI, but limits the profits that the private sector contractor may retain.

Public body pays an annual charge over the life of the asset to the contractor from its revenue budget.

# Non-profit distributing contracts



# City deal

Agreement signed with UK and Scottish Governments by the 8 Glasgow and Clyde Valley councils. Currently the only deal in Scotland.

The deal involves the councils investing an additional £130 million to unlock additional grants of £1 billion from the UK and Scottish Governments combined.

Investment by councils will involve additional borrowing, with charges covered by additional grant income.

Note: £2.7bn includes finance leases. TIFs, GAM and City Deal are just introduced and are not yet fully operational.

Source: Audit Scotland

# Part 1

# Setting the scene



# **Key messages**

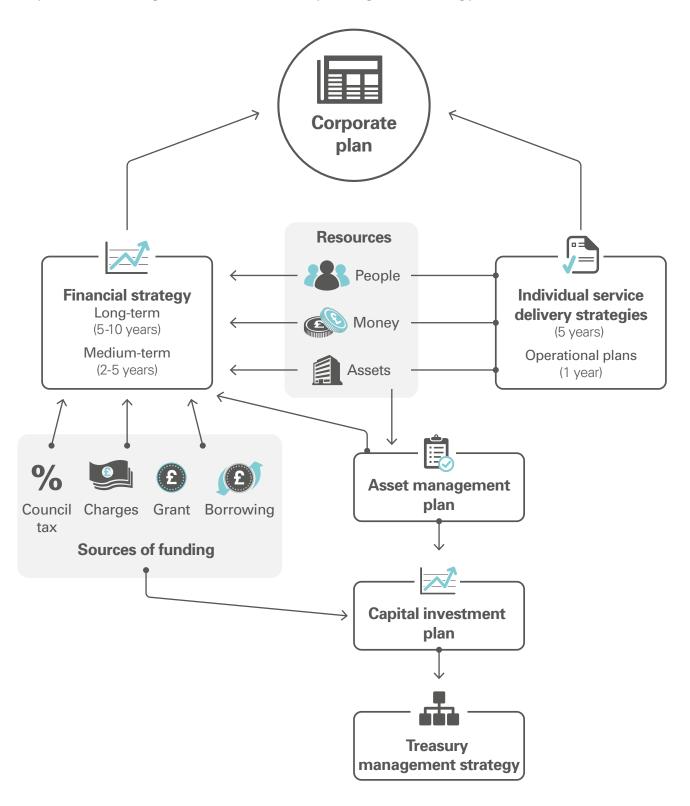
- 1 Councils' outstanding debt was £14.8 billion at 31 March 2014, with borrowing making up £12.1 billion, 82 per cent of this.
- 2 Councils use borrowing to pay for assets such as schools and roads to provide local services and meet local priorities. This has an impact on future revenue budgets, as the council needs to pay interest on the borrowing. Total assets were £39 billion at 31 March 2014.
- 3 The Prudential Code was introduced in 2004 to provide greater flexibility for councils to manage and control their own capital investment activity following a period of government regulation. Councils' borrowing strategies, levels of borrowing and debt profiles differ widely.

# Councils invest in services for communities

- **9.** A council has a corporate plan setting out its priorities and objectives and how it plans to achieve them (Exhibit 2, page 11). This may, for example, include the priority to build a new school to deal with an expected increase in demand as a result of significant new housing. These plans are often over the medium term, typically three to five years, but may be over a longer term, ie up to 15 years. The council targets its resources, that is people, money and assets, at its priorities and objectives. The corporate plan should feed into the asset management plan to identify what assets are needed to achieve its objectives. For example, this could be building new housing. The council, through a capital investment plan, sets out how it will finance the spending on these assets. This may be by using cash resources, for example cash reserves built up over time or capital grants, or through external finance.
- **10.** Methods of external finance include borrowing, PFI schemes and other mechanisms including NPD schemes, TIF schemes, or the new GAM. Entering into external financing arrangements will create debt for the council, and means that the council needs to pay financing charges each year over the life of the arrangement, which may be up to 50 years. It is important for a council to assess the affordability of decisions in the context of the financing charges of its total debt.

councils' ability to manage and control their own investment activity is reflected in borrowing levels and strategies

**Exhibit 2** Corporate and strategic influences on treasury management strategy



Source: Audit Scotland

- 11. Councils should also have medium (two to five year) and long-term (five to ten year) financial strategies. The council will estimate future funding and income, costs and demand for services, and how much it will need to spend to achieve its future objectives. The strategy should identify how the council will make up any shortfall between estimated funding and projected costs and demand. The financial strategy should include the financing cost of borrowing and other debt. This is the annual repayment of interest charged on borrowing or other external financing and any other associated costs. Councils make this repayment out of future budgets, so it decreases the level of available budget remaining and reduces flexibility in future budget decisions.
- **12.** Borrowing involves accessing finance and then repaying it over a longer period of time. These periods can be for up to 50 years, so today's decisions can have a sustained impact on future generations. Borrowing decisions involve a careful balancing act between prioritising investment, and making sure the council can:
  - manage the consequences of its decisions over the whole life of the borrowing
  - provide evidence showing how it will manage these long-term consequences.
- **13.** Borrowing therefore is set firmly within the framework of wider council activity and should be driven by the corporate plan, capital investment plan and medium and long-term financial plans (Exhibit 2, page 11).

# Borrowing is the main element of total debt

# Councils' outstanding borrowing is £12.1 billion and has been between £10.5 and £12 billion for the last six years

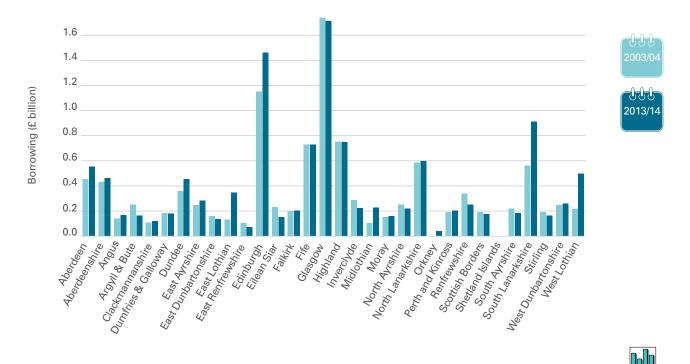
- **14.** Councils spend around £20.8 billion a year. Of this, £18.6 billion is for day-to-day expenses including salaries, and £2.2 billion on buying, building and maintaining assets such as schools, housing and care homes.
- **15.** Councils' total debt at 31 March 2014 was £14.8 billion, with total assets of £39 billion. Borrowing is the main form of debt for Scottish councils (Exhibit 1, page 9). Councils had overall borrowing of £12.1 billion at 31 March 2014 and other debt of £2.7 billion (Exhibit 3, page 13). Borrowing has remained between £10.5 and £12 billion for the last six years. Other debt levels have fluctuated between £2.2 billion and £2.8 billion over the last six years. Other debt comprises both PFI and NPD schemes and the new financing methods, including TIF, GAM and City Deal that are just being introduced.
- **16.** Comparing council borrowing levels over the last ten years, between 2003/04 and 2013/14, shows that 17 of Scotland's 32 councils have increased borrowing levels in real terms, that is, including the effects of inflation (Exhibit 4, page 13). Changes in borrowing levels over this period reflect differences in councils' corporate priorities, capital investment plans, levels of cash resources and other available financing options, amongst other factors.
- **17.** Councils do not always need to increase debt or borrowing if internal sources of finance are available to them. This includes using cash reserves that have been built up over time or capital grants.

**Exhibit 3** Total debt of Scottish councils (2013/14 real terms prices)



Source: Council audited annual accounts 2008/09 to 2013/14

**Exhibit 4** Comparison of total borrowing by councils in 2003/04 and 2013/14 (2013/14 real terms prices)



Source: Council audited annual accounts 2003/04 and 2013/14

**18.** Current interest rates are low, which is an advantage to councils that need to borrow for capital investment as interest charges are cheaper than when rates are higher. Our analysis shows that two-thirds of councils are currently borrowing, although fewer councils are borrowing now than ten years ago. Councils are borrowing shorter term, typically for less than 15 years, at fixed rates, from government-backed institutions such as the Public Works Loan Board (PWLB), as this has offered the most competitive rates.

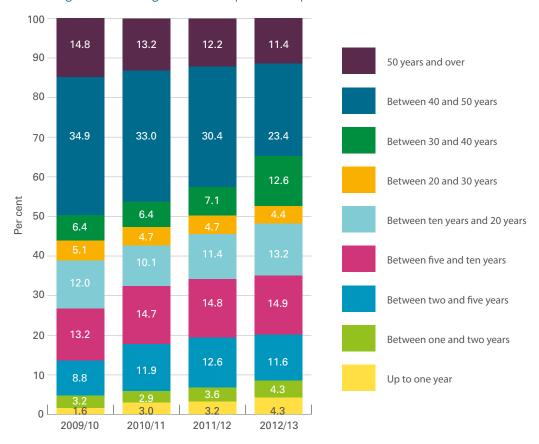
# Borrowing is a long-term commitment, with a third of current borrowing due to be repaid in over 40 years

- **19.** The repayment of a council's borrowing influences its long-term financial planning and its assessment of whether it will be able to afford its existing borrowing in the future. To manage levels of borrowing we would expect to see a spread of borrowing with different maturity periods so that it is more manageable. We would also expect councils to avoid periods when high levels of repayments may impact on money available for other priorities. On maturity, councils can either decide to repay borrowing, or take a new loan to replace the old borrowing. **Exhibit 5 (page 15)** shows the profile of borrowing for 2009/10 to 2012/13 and highlights:
  - the profile of borrowing is evening out and the percentage of loans maturing in over 20 years has fallen. At 2009/10, over 61 per cent of borrowing would mature in over 20 years; this decreased to 52 per cent by 2012/13
  - councils have increased short-term borrowing. At 2009/10, around five per cent of borrowing was for less than two years, increasing to 8.5 per cent at 2012/13
  - around a third of councils' borrowing is due to be repaid in the next ten years (35 per cent)
  - around another third of borrowing will be due for repayment in over 40 years (34.8 per cent).

### Borrowing is a key part of treasury management

- 20. Treasury management is the process that councils use to ensure cash is available when needed. This includes day-to-day expenses like paying salaries or electricity bills, and building new assets, such as a new school, or improving existing ones, such as roads. It also involves ensuring that any temporary surplus cash is safely invested. Borrowing is one of the larger cash flows that a council needs to manage, so borrowing is a central part of treasury management. Exhibit 6 (page 16) shows examples of the typical cash flows in a council together with their timing.
- 21. Councils have two types of budgets to finance and to balance: revenue and capital. Revenue expenditure pays for daily activities like salaries or electricity bills. Capital expenditure is what councils spend on premises, equipment and vehicles; on improvements like roads repairs; and on providing new assets like schools or council houses. Councils can borrow to finance capital expenditure but not revenue expenditure, unless approved by Scottish ministers. Borrowing charges are revenue expenditure. Councils that own council houses must keep a separate budget and account for revenue and capital expenditure on the housing stock.

**Exhibit 5** Scottish councils—maturity of total borrowing 2009/10 to 2012/13 Percentage of borrowing due to be repaid in the periods shown.



Source: Capital Expenditure and Treasury Management, CIPFA Statistics, June 2014

Borrowing to invest in housing must be repaid from the future housing budget, and therefore funded from future housing rental income.

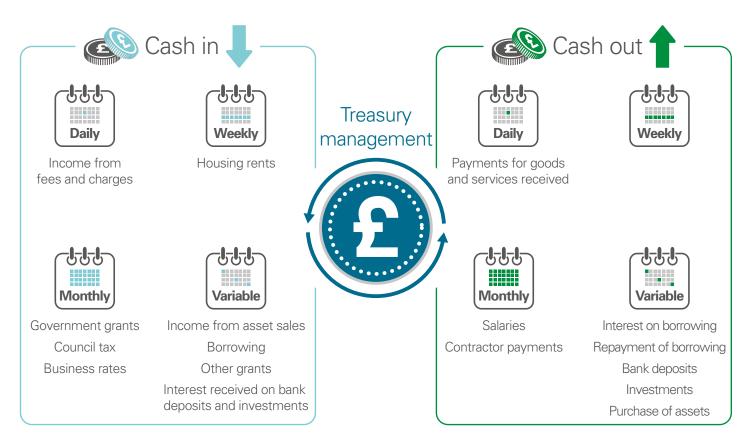
# Councils must comply with borrowing and treasury management rules and regulations

- 22. In recognition of the importance of capital investment in assets and treasury management to council activities, CIPFA and the Scottish Government set codes of practice and regulations for councils to follow. These ensure that councils have effective processes and practices in place to control, manage and govern capital investment decisions, that include borrowing, and treasury management practices (Exhibit 7, page 17).
- 23. The Prudential Code was introduced in 2004 as a framework to support councils and help them show effective control over levels of, and decisions relating to, capital investment activity, including borrowing. Before this, capital investment levels in councils were government-regulated.

### **Exhibit 6**

## Treasury management activities

An example of a council's cash flows with their timing to demonstrate their variability and predictability.



Source: Audit Scotland

- **24.** This self-regulating approach has enabled councils to adopt borrowing and treasury management strategies that fit with their corporate plans and objectives. The framework allows for councils themselves to judge what is affordable and sustainable and will differ depending on local circumstances. The Prudential Code sits alongside CIPFA's treasury management code, which sets out the requirements for professional treasury management practice.
- 25. A key requirement of the codes is for councils to produce an annual treasury management strategy before the start of each financial year. CIPFA and the Scottish Government recommend that this is a single integrated strategy that combines plans for capital investment, including borrowing, treasury management, and investment. It also recommends that the strategy includes prudential indicators that are set out within the Prudential Code. These form a set of 12 limits and ratios that all councils must calculate and use to show to councillors and the public that capital investment plans are affordable and sustainable.

# **Exhibit 7** Codes of Practice and Regulations

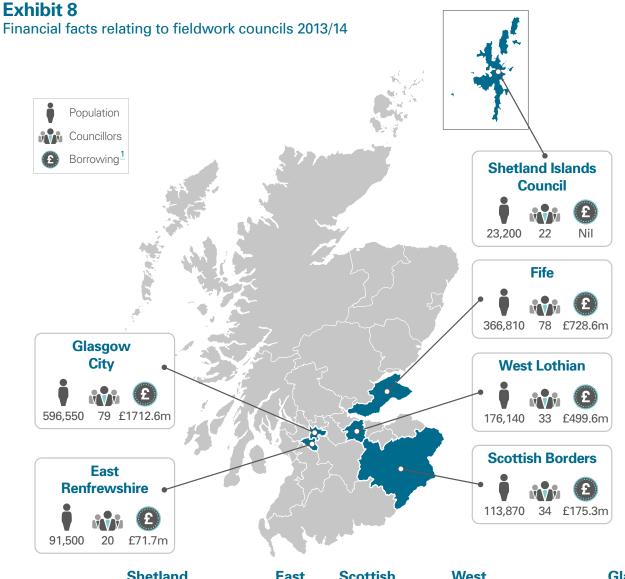
The Prudential Code for Capital Finance in Local Authorities—CIPFA	A professional code of practice to help councils with capital investment decisions by providing a framework. The Prudential Code sets out indicators that councils must use to help demonstrate public accountability. It also recommends that councils have an integrated treasury management strategy within which its borrowing and investments are managed.
Treasury management in the Public Services: Code of Practice and Cross-Sectoral Guidance Notes-CIPFA ('the CIPFA treasury management code')	Adopting this code is a requirement of the Prudential Code. This makes recommendations to provide a basis for councils to create clear treasury management objectives and to structure and maintain sound treasury management policies and practices. A key recommendation is for a treasury management strategy before the start of the year, a mid-year report and an end-year review report.
Finance Circular 5/2010–The investment of money by Scottish local authorities	Provides Scottish ministers' consent for councils investing money and sets out the recommendations and requirements they must meet when making investments. It requires local authorities to 'have regard' to the Prudential Code and the Treasury Management Code and recommends that the strategy form part of a wider single annual strategy covering capital investment, treasury management and prudential information.
Local Government (Scotland) Act 1975	Sets out the statutory basis on which councils can borrow and lend.

Source: Audit Scotland

- 26. This report focuses on borrowing, to finance capital investment, and treasury management. Most of the indicators are not specific to borrowing but relate to total capital investment and are calculated using figures for total finance costs, total capital expenditure or total debt. This allows councils to assess the affordability of borrowing in the context of the total debt position of the council. The indicators relating specifically to borrowing are the estimated and actual capital financing requirement. This calculates the amount of capital investment that needs to be met from borrowing or other method of external finance.
- 27. The prudential indicators are designed to help councils make and record local decisions. They are not designed to be comparative performance indicators across councils as they are set according to the individual needs of each council. In particular, councils had widely different debt positions when the Prudential Code was introduced. These differences are likely to increase over time as councils' choices reflect local priorities. The system is designed specifically to help councils take local decisions in ways that are publicly accountable.

# Our fieldwork sites reflect the variation in councils' borrowing and treasury management strategies

- **28.** We reviewed the strategies of 12 councils to give us a better indication of the variation in local circumstances, the need for borrowing and the resulting treasury management strategy. We selected six councils out of the 12 to undertake more detailed fieldwork, including interviews.
- 29. Our six fieldwork sites reflect the level of variation in councils' borrowing and treasury management strategies, and therefore their levels of borrowing (Exhibit 8, page 19 and (Exhibit 9, pages 20 and 21). Although interest rates are currently low and expected to increase, not all councils have set their strategy to borrow for future capital investment. For example, East Renfrewshire Council has not borrowed externally for five years, but it has previously financed a higher proportion of investment through other methods of external financing such as the PFI scheme, and therefore has a higher proportion of other debt. Shetland Islands Council had never borrowed until July 2014. This change in strategy was as a result of appraising whether using internal cash reserves or borrowing at low interest rates represented the best value for the council.
- **30.** Councils have different sizes of capital investment programmes to finance. Some councils have no housing stock to improve and add to, while others must consider how to invest in their housing stock without placing too high a burden on future housing budgets and rents. Councils must repay the borrowing and interest charges for investment in housing from the housing revenue budget; whereas investment in other assets must be repaid from the general budget.



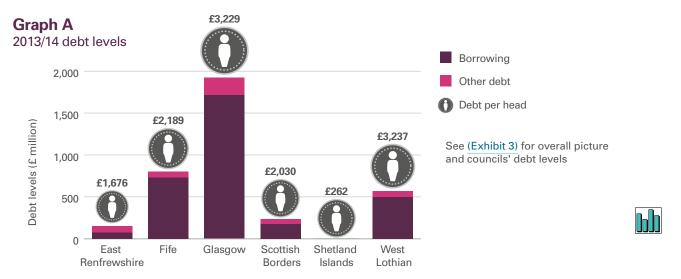
	Shetland Islands	East Renfrewshire	Scottish Borders	West Lothian	Fife	Glasgow City
Fixed assets <sup>2</sup>	£406m	£770m	£416m	£1,346m	£2,151m	£4,367m
Investments <sup>3</sup>	£211.4m	£45.1m	£13.7m	£117.1m	£3.1m	£136.5m
Cash reserves <sup>4</sup>	£240.9m	£53m	£25.7m	£114.8m	£90.6m	£135m
General capital programme <sup>5</sup>	£69.5m (2014-19)	£100.7m (2014-22)	£271.4m (2014-24)	£277.3m (2013-18)	£532.2m (2013-23)	£455.7m (2013-18)
Housing capital programme <sup>5</sup>	£5.8m (2014-19)	£17.2m (2014-19)	No housing	£202.9m (2013-18)	£390.4m (2013-23)	No housing

#### Notes:

Source: Council audited annual accounts 2013/14; Mid 2013 Population Estimates Scotland, National Records of Scotland, June 2014

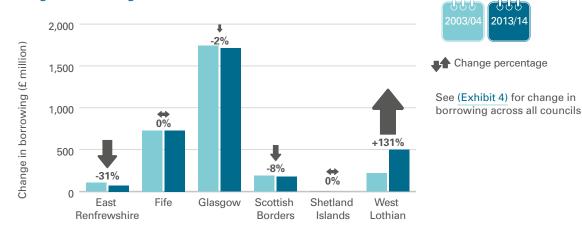
<sup>1.</sup> Borrowing is long and short-term borrowing from council audited accounts at 31 March 2014. 2. Fixed assets is the value of long-term tangible fixed assets, such as buildings and equipment, and long-term intangible assets such as software, from the audited accounts at 31 March 2014. 3. Investments includes long and short-term investments, investment property where relevant, and cash and cash equivalents from the audited accounts at 31 March 2014. 4. Cash reserves is the total usable reserves of the council, from the audited accounts at 31 March 2014. 5. The length of councils' capital programmes can vary and spending is phased over the length of the programme. The timeframe of each council's programme is given in brackets.

**Exhibit 9**Key borrowing facts for our six fieldwork councils



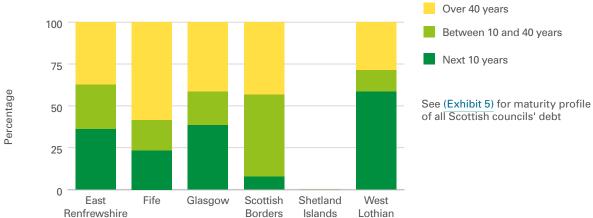
Source: Council audited annual accounts 2013/14; Mid 2013 Population Estimates Scotland, National Records of Scotland, June 2014

**Graph B**Change in borrowing (real terms) 2003/04 to 2013/14



Source: Council audited annual accounts 2013/14

**Graph C**Borrowing maturity profile 2012/13



Source: Capital Expenditure and Treasury Management, CIPFA Statistics, June 2014



# **Exhibit 9 (continued)**

# **East Renfrewshire Council**

- Just over half of East Renfrewshire's debt relates to PFI/PPP schemes for schools and roads (Graph A).
- The council has not undertaken any external borrowing since 2009/10. The overall level of borrowing has been reduced by 31 per cent compared to ten years ago (Graph B).
- The borrowing maturity profile generally follows the national profile with approximately onethird of borrowing to be repaid in next 10 years and one-third over 40 years (Graph C).
- Capital investment requirements are currently being met with cash from reserves, cash balances and cash flow.
- The council will need to borrow to participate in the City Deal project.

### Fife Council

- Borrowing makes up 90 per cent of the council's total debt (Graph A).
- The council has borrowed £165m since 2008/09. The level of borrowing has remained static compared to ten years ago (Graph B).
- Almost two-thirds of borrowing needs to be repaid in 40 years or more (Graph C).
- The council uses a combination of cash, council reserves and borrowing to meet capital investment requirements.
- The council is a pilot site for a TIF scheme which will involve an element of borrowing.

# **Glasgow City Council**

- Borrowing makes up 90 per cent of the council's total debt (Graph A).
- The council has taken out loans of £677m since 2008/09.
   The overall level of borrowing has decreased slightly, by two per cent, compared to ten years ago (Graph B).
- The borrowing maturity profile is broadly aligned with the national profile (Graph C).
- The council uses funds and reserves, and has a preference for cheaper short-term borrowing for capital investment purposes.
- The council will need to borrow to participate in the City Deal project.

# **Scottish Borders Council**

- Borrowing makes up 75 per cent of the council's total debt (Graph A).
- The council has taken out loans of £7.5m since 2008/09. Overall level of borrowing has fallen by eight per cent compared to ten years ago (Graph B).
- It has a small proportion of borrowing maturing in the next ten years when compared to other councils (Graph C).
- The council has been using reserves cash balances and cash flow for capital investment.
- It has received consent to borrow for lending to support the National Housing Trust and Registered Social Landlords.

### **Shetland Islands Council**

- The council borrowed for the first time in 20 years in summer 2014. Borrowing is only planned to fund the new Anderson High School, the council is using cash balances or reserves to fund other capital expenditure.
- It will borrow for capital expenditure if interest rates are lower than average investment return.

### **West Lothian Council**

- Borrowing makes up around 90 per cent of the council's total debt (Graph A).
- Has taken out £371m in new loans since 2008/09. Overall level of borrowing has increased compared to ten years ago (Graph B).
- Over half (59%) of the council's borrowing is due to mature in the next ten years (Graph C).
- Will continue to borrow externally while interest rates remain low.

# Part 2

# Demonstrating the affordability and sustainability of borrowing



# **Key messages**

- 1 The six councils in our sample are following the general principles and framework of relevant codes and regulations.
- Councils are using the prudential indicators to demonstrate and monitor the short-term affordability of borrowing. But councils are not clearly analysing and reporting their assessment of the longer-term affordability and sustainability of borrowing. Officers present the repayment profile of borrowing to councillors, but are not presenting this together with other information such as different budget scenarios, interest rates scenarios, or capital investment strategies. This is important to inform councillors of the future risks to the affordability and sustainability of current and new borrowing.
- 3 Long-term financial planning will help councils develop more detailed analysis on the longer-term affordability and sustainability of borrowing.
- 4 Councils could present information more clearly to councillors. Some councils are not presenting councillors with all the relevant information at one time to support borrowing decisions, for example in the treasury management strategy. This is important to ensure that decisions made are based on an assessment of all the relevant analysis and risks.

# Councils assess the short-term affordability of borrowing

- **31.** Councils should have short, medium and long-term financial strategies that include the financing cost of borrowing and other debt and show the impact on the revenue budget. Decisions on borrowing and other debt need to be taken on the basis of affordability.
- **32.** Our evidence shows that councils demonstrate the short-term implications of borrowing and other debt financing on the revenue budget through use of the prudential indicators. There are 12 prudential indicators that councils must set for each year. Eleven of them must be set for a minimum of three years ahead. Two of these 11 indicators specifically highlight the affordability of capital investment decisions, including borrowing (Exhibit 10, page 23). These indicators cover all debt and are not specific to borrowing.

clear
reporting to
councillors
on
affordability
and
sustainability
is important
for sound
decision
making

# **Exhibit 10** Affordability prudential indicators

Indicator	What it means	What it is used for
Financing cost to net revenue stream: actual and estimated for next	ue stream: actual revenue budget set aside	
three years	financing costs	<ul> <li>Provides comparisons over time</li> </ul>
		<ul> <li>Measures the impact of changing financing costs on the financial strategy</li> </ul>
Impact of capital investment decisions on council tax and housing rents	This estimates the impact of new capital investment decisions on council tax and on the average weekly	Allows councillors     to consider all the     council's plans at     budget setting time
	housing rent	<ul> <li>Allows comparison         of different capital         financing options by         assessing the potential         impact on council tax or         housing rents</li> </ul>

Source: CIPFA Prudential Code

- 33. The Prudential Code requires councils to estimate the impact of capital investment on the budget for the next three years, as a minimum. No councils in our sample reported estimates for a longer timeframe, and no councils had developed their own indicators to assess affordability. The Prudential Code suggests that councils use their own additional indicators, and this would be a good option for councils to monitor an impact that was important and relevant to their strategy.
- **34.** The indicator 'financing costs to net revenue stream' is used to show how much of council income would be used to pay borrowing and debt charges. For councils with housing, they must separately calculate this indicator showing how much of housing rents income will be required to finance housing-related borrowing and debt charges. Exhibit 11 (page 24) shows the data published by West Lothian Council to provide an example of how this indicator is used.

#### An example of a council's ratio for 'financing costs to net revenue stream'

West Lothian Council is planning to invest in its assets over the next three years, including a council house new build programme. This is shown by the increasing capital financing requirement. Its strategy is to borrow in order to finance this capital investment. The impact of this is to increase the ratio of 'financing costs to net revenue stream' for both the general revenue budget, and the housing budget. This example shows that there is an expected increase in the proportion of income used to finance capital investment over the next three years. It will increase from 7.3 pence of every £1 to 8.6 pence. In relation to investment in housing the expected increase is from 20.8 pence in every £1 of housing rent income to 31.2 pence.

	2013/14 actual	2014/15 estimate	2015/16 estimate	2016/17 estimate		
Capital financing requirement						
General Fund	£438,788	£444,404	£446,834	£446,534		
Housing	£148,885	£174,561	£200,871	£226,174		
Ratio of financing costs to net revenue stream						
General Fund	7.3%	7.8%	8.3%	8.6%		
Housing	20.8%	25.4%	28.9%	31.2%		

Source: West Lothian Council treasury management annual and prudential indicator reports

#### Councils are not making good use of all prudential indicators

- **35.** The indicator for the 'impact of capital investment decisions on the council tax/housing rents' is a good example of how councils demonstrate, to councillors and the general public, what the financial implications of council decisions could be for members of the public. This could be an increase or decrease in council tax or housing rents.
- **36.** We found that all councils are reporting this indicator. Out of our sample, three of the 11 councils that we reviewed did not report any impact of capital investment on council tax. The main reason for councils not doing this is that there is currently a freeze on councils' ability to increase council tax. We acknowledge that while the council tax freeze remains, council tax may not increase, but the indicator can still be used to demonstrate what the potential impact of capital investment plans would be. The council tax freeze makes it more important to show how much of the budget is being used to finance capital investment. Councils may also seek to reduce any impact on the budget through making savings. In these cases, we would expect this to be clear in the narrative to the indicator.

## Councils are not clearly analysing and reporting the long-term affordability and sustainability of borrowing decisions

**37.** Councils face reducing revenue budgets and increasing demand for services. As a result many councils have projected funding gaps and need to generate recurring long-term savings. Councils' existing borrowing commitments extend for up to 50 years, and while any current decisions to borrow allow

the council to invest in services they also place more pressure on revenue budgets. Councils therefore need to clearly set out how current and past borrowing decisions impact on the future revenue budget over the life of the borrowing term. The Prudential Code sets out a minimum three years for reporting prudential indicators. Borrowing commitments can extend up to 50 years and, in our view, three years is inadequate to demonstrate to councillors the affordability of borrowing.

**38.** We found that, while councils were demonstrating the impact of borrowing decisions over a three-year period using prudential indicators, none of the councils in our sample presented councillors with a longer-term view. The Prudential Code provides a minimum framework for councils to demonstrate and monitor the impact of their capital financing decisions on their future budget and income streams. In our view councils could extend the use of the framework and provide an extended analysis to demonstrate the longer-term affordability of borrowing. Officers could provide us with: information on capital investment requirements for up to ten years, when borrowing is due to be repaid and what this will cost, and interest rate forecasts, but there was no analysis bringing this together with budget scenarios to assess affordability. Councillors are not therefore always provided with information on the future affordability of new borrowing and the potential risks. This analysis should bring together the financing charges for all debt, to consider peaks in charges, and the additional risks of new borrowing or debt to this affordability profile.

#### Demonstrating the affordability and sustainability of borrowing needs effective long-term planning

- 39. Our report on Scotland's public finances: Progress in meeting the challenges [PDF] \(\infty\) highlighted a lack of long-term financial planning. Long-term financial planning should include scenario planning to outline the different options available to the council based on a range of different assumptions about income, expenditure and activity. The borrowing and treasury management analysis could expand on this financial planning to look at the impact on affordability of using borrowing or different finance methods within each of the options. It could also add external assumptions including changes in interest rates to look at future risk factors to the affordability of borrowing. Exhibit 12 (page 26) highlights how the information in a long-term financial plan can be used to inform detailed analysis on borrowing and treasury management.
- **40.** This more detailed analysis and scenario planning would allow officers and councillors to be clear about the evidence supporting decisions on borrowing. It would highlight all the financing options available and the risks and affordability of each option. Councillors would be aware of any risks when making a decision. As councils are required to produce an annual treasury management strategy, such analysis could be included in the strategy. The strategy would bring together all the key information and set out the supporting evidence. As a public document this would increase the transparency of council decisions.

#### Councils' treasury management strategies need to clearly demonstrate a more integrated approach

**41.** The treasury management strategy provides the council with an opportunity to set out its approach and rationale to borrowing, and to provide assurance on how borrowing and treasury management activity will help the council to meet its objectives. Strategies should clearly demonstrate the links to other council

The key components of long-term borrowing analysis

Components of long-term financial planning	Essential elements to inform a long-term borrowing analysis	Example		
Scenario planning  Scenario planning to outline the best, worst and most likely scenarios of the financial position and the assumptions used	<ul> <li>Projections for financial settlements, both revenue and capital</li> <li>Long-term economic forecasts and inflation rates</li> <li>Projections for interest rates</li> </ul>	The council develops scenario plans for the revenue budget based on a range of assumptions about future revenue streams. This is compared with projected borrowing charges to highlight potential periods of pressure on the revenue budget		
<b>Assets and reserves</b> Details of assets and reserves and	Borrowing profile and schedule of repayments	A council is currently using reserves to finance capital investment.  It could use different combinations		
how these will change over time	<ul> <li>Future reserves policy and contingency levels</li> </ul>	of borrowing and reserves to finance projected capital investment		
	<ul> <li>Projected reserve levels (based on scenario planning above)</li> </ul>	needs. The council should model these different combinations to		
	Future impact of asset management plans	show the impact on reserve levels and the revenue budget. This would highlight the risks and benefits of each combination		
Capital investment activity  Details of investment needs and plans and how these will be paid for	The impact of future service demands on capital investment needs. There may be a range of options	A council has a range of existing borrowing and wider debt, including PFI. The council should prepare analysis showing the combined		
	Estimated cost of the capital investment options	financing charge to the revenue and service level budget over the life of the asset or borrowing term. This would be based on different		
	Future available funding options			
	Projected borrowing rates	scenarios of interest rates or inflation. If the council wants to invest in more capital, it can model the additional impact of borrowing or debt onto this analysis		

Source: Audit Scotland

strategies and plans such as the capital programmes, short, medium and longterm financial strategies, reserves policies, etc. The strategy enables councils to bring together this key information and to show how borrowing decisions fit into this bigger picture.

**42.** We evaluated strategies against the requirements and good practice recommendations of the Prudential Code, Treasury Management Code and Scottish Government investment regulations. The codes and regulations largely cover operational practice, and councils generally met their requirements. We found the language of the codes and regulations difficult to interpret. Strategies that followed the good practice recommendations as well as the requirements were clearer and told a better story about the council's intended direction for borrowing and treasury management. Scottish Borders Council presents this wider story within its strategy and it is a good example of a clearer strategy.

#### Not all strategies clearly show the link to corporate and capital plans

- **43.** None of the strategies of our fieldwork councils refers directly or provides links to corporate objectives. This is important to demonstrate how the proposed strategy will help the council to meet its overall aims and objectives and improve services to communities.
- 44. Councils' treasury management strategies link plans for future capital investment, the financing and affordability of those plans and how cash will be safely managed to meet a council's financial commitments. We acknowledge that there is a wider process within councils to consider and agree capital investment programmes and plans. This includes the use of capital working groups or committees, usually comprising a mix of officers and councillors. These are not usually public forums and the associated reports and papers are not usually public documents. As outlined at paragraph 41, the treasury management strategy is the public document that should bring together capital investment plans and the financing of those plans, including borrowing. In our view, it is the appropriate document for councils to use to demonstrate that other options have been considered. Some councils choose not to approve annual capital investment plans, for example Glasgow City Council approved a two-year capital plan for 2013/14 and 2014/15. It is important therefore for councils to reflect the links to capital investment plans in their annual strategy.
- **45.** Councils do not borrow for specific projects but consider how to finance their whole capital investment programme each year. In identifying the capital expenditure for the year they identify internal sources available before considering borrowing. The Prudential Code requires councils to calculate their 'capital financing requirement', which is the capital expenditure that they need to finance from other sources, that is, through borrowing or other method of external finance.
- **46.** References to the capital programme and capital investment plans vary in detail within strategies. Councils are making better links between treasury management and capital investment at operational level through closer working between treasury management and capital functions but this link is not always reflected in strategies. Glasgow City and East Renfrewshire councils refer to the capital financing requirement and prudential indicators within their strategy,

making the link to capital investment. The Scottish Borders Council strategy is clearer and provides a much wider perspective on its capital investment plans in the strategy including capital expenditure forecasts, capital financing assumptions, the predicted borrowing need and affordability. Relevant prudential indicators are used throughout the strategy.

**47.** We found little evidence of councils actively sharing strategies with each other to inform good practice, or different ways of presenting information. Some strategies, for example councils in the Lothian region, had similar sections and wording.

## Councils are not always using the strategy to clearly explain the prudential indicators

- **48.** We found variation in how councils link the prudential indicators with the treasury management strategy and how the strategy fits with the revenue budget setting process. Councils should use the prudential indicators to demonstrate affordability, prudence and sound treasury management in capital investment decisions. The local authority investment regulations recommend that the treasury management strategy will cover capital, investment and borrowing and the prudential indicators.
- **49.** Only two of six fieldwork councils (Scottish Borders and Shetland Islands councils) included the prudential indicators as a key part of the strategy. Other councils included these indicators as an appendix, and East Renfrewshire Council reports the indicators separately in a different report.
- **50.** We found that councils are setting and reporting on prudential indicators to the full council and appropriate committees but the level of commentary provided within reports is variable. References in reports to the indicators are based on the technical definitions, with few giving the overall context and implications. This is particularly the case where the prudential indicators are provided solely as an appendix to the treasury management strategy or a separate report. A lack of context means that the council is not providing an explanation of how it is actively using the indicators to measure and monitor the affordability of borrowing. Nor is it explaining what the indicators actually mean for the council and its communities, in terms of increasing or decreasing pressure on budgets, or any risks highlighted by the forecast indicators.

#### Recommendations

#### Council officers should:

- use the treasury management strategy to present a wider strategic view of borrowing and treasury management. It should use clear and accessible language and be prepared for councillors as the key audience. It should include how the borrowing strategy is informed by corporate priorities and capital investment needs. The strategy should include:
  - links to capital investment plans and corporate objectives
  - all borrowing and other debt
  - prudential indicators as a core part of the strategy
  - a clear assessment of the affordability and the impact on revenue budgets both in the short and long term
- create more detailed and longer-term borrowing and treasury management analysis as informed by the council's financial strategy. It should include:
  - scenario planning to show the potential impact of different budget scenarios, income generation plans, and changes in external factors such as interest rates
  - analysis of capital financing options, to compare affordability and sustainability between different debt and borrowing options
  - the use of indicators over a longer period than the minimum three years set by the Prudential Code
- share strategies with other councils to help inform good practice and exchange of ideas.

## Part 3

### Effective management and scrutiny



#### Key messages

- 1 Treasury management is a professionally run function in councils with appropriately qualified officers. Joint planning with other councils, ongoing training and the availability of appropriate professional qualifications are important.
- 2 Scrutiny of borrowing and treasury management decisions could be improved. This involves officers providing clearer information to councillors to help them in their scrutiny role. In most councils the content and clarity of reports could be improved, particularly performance information in year-end reports. All reports need to be to be easily accessible to councillors and the public.
- 3 Councils need to provide a range of training and support to councillors to help improve scrutiny of treasury management. We found no additional formal arrangements in place specifically aimed at helping councillors in this complex area.
- 4 We found some examples where governance structures do not fully meet the codes' requirements and where there could be more consistency in reporting arrangements.

#### Treasury management is a professionally run function

- **51.** Treasury management staff in councils deal with the day-to-day treasury functions, including managing short-term cash. They also develop the treasury management strategy and related reports to councillors. The links between the capital investment function and treasury management functions have been strengthened over the last ten years in the councils we visited. The staffing structure within most councils deliberately brings the functions together. For example Scottish Borders Council has a structure that places capital investment and treasury management functions together. It also undertook a recent restructuring to separate out day-to-day transactions, allowing capacity for the development of forward planning and strategic development. In Fife Council the treasury management and capital investment functions are separate. However, staff from the capital investment function have been working in the treasury management function and this has strengthened the links between the two functions.
- **52.** The size of the treasury management function is related to a council's size and budget. The number of personnel involved in treasury management in our

councillors
need a
combination
of scrutiny
skills and
knowledge
of treasury
management
to carry out
their role
effectively

sample varied from less than a full-time equivalent at East Renfrewshire Council to two full-time equivalents at Glasgow City Council. We would expect staff numbers to vary across councils according to the level of treasury management and borrowing activity, and the budget.

- **53.** Officers involved in treasury management have relevant experience and qualifications, and some hold the CIPFA treasury management qualification. Training for new officers is currently provided by on-the-job experience, CIPFA treasury management network events, the treasury management forum, technical updates and toolkits, Capita seminars and training sessions.
- **54.** Treasury management is an important function in councils and they need to actively plan for the succession of qualified staff members and other professional training needs that may arise. CIPFA do not currently provide the treasury management qualification owing to insufficient demand but have enhanced their treasury management network. Other treasury management qualifications are available for councils to consider.
- **55.** Officers recognise that keeping in contact with other treasury managers and those involved in treasury management is critical. The CIPFA treasury management forum provides a source of information that enables officers to develop knowledge, discuss areas of concern and share information.
- **56.** All councils use external treasury management advisers. The services provided include professional treasury management advice, seminars and training for officers and elected members and regular information on economic forecasts. Capita provides services to 28 Scottish councils, including all of those in our sample. There is an inherent risk in having a single provider of advice to so many councils, however, we found that all councils had bought services through open tendering processes within the last four years for terms of between three to five years. All council officers meet regularly with Capita to review their objectives, options, strategies and performance.

#### Council governance structures are in place but not all meet code requirements

- 57. The codes of practice and regulations place certain requirements on a council's governance structures:
  - They recommend that the full council should approve the treasury management strategy.
  - They require a specific committee to be responsible for scrutinising reports.
  - They also require borrowing and treasury management activities to be structured and managed in a fully integrated manner and for responsibilities to be clear.
- 58. CIPFA considers that it is an essential part of a public service organisation's treasury management arrangements to have clearly defined responsibilities for approving and scrutinising borrowing and treasury management activities. Exhibit 13 (page 32) includes a summary of the main tasks involved in treasury management and suggested allocation of duties.

## Allocation of responsibilities for scrutinising borrowing and treasury management activities

Full council	Receives and reviews reports on treasury management policies, practices and activities		
	Approves annual strategy		
Committee or panel with responsibility for scrutiny	<ul> <li>Approves or amends the organisation's treasury management policy statement and treasury management practices</li> </ul>		
	<ul> <li>Considers and approves budget</li> </ul>		
	<ul> <li>Approves the division of responsibilities</li> </ul>		
	<ul> <li>Receives and reviews regular monitoring reports and acts on recommendations</li> </ul>		
	<ul> <li>Approves the selection of external service providers and agrees terms of appointment</li> </ul>		
	<ul> <li>Reviews the treasury management policy and procedures and makes recommendations to the responsible body</li> </ul>		
The responsible officer	<ul> <li>Monitors the council's compliance with policy and practices</li> </ul>		
	Submits regular treasury management policy reports		
	<ul> <li>Submits budgets and budget variations</li> </ul>		
	<ul> <li>Recommends the appointment of external service providers</li> </ul>		

Source: Audit Scotland

**59.** For our sample of 12 councils we looked at the approval, recommendations and scrutiny for each report. Most councils fully met the requirements of the codes but we found the following arrangements that were not in line with the codes' requirements and other arrangements that may not give members the opportunity to scrutinise reports consistently:

- The treasury management strategy at Glasgow City Council is considered and approved by the Executive Committee. The full council considers and approves the minutes of the Executive Committee.
- The governance structure at Fife Council is such that the Executive Committee has responsibility for all budget and treasury management decisions. Full council then approves treasury management reports through the minutes.
- Shetland Island Council's Executive Committee approves the treasury management strategy but receives no other reports.

• In East Renfrewshire Council, the Audit and Scrutiny Committee approves the strategy but the Executive Cabinet scrutinises the mid-year, and vear-end reports.

#### Councillors need further support to improve their scrutiny role

- 60. Borrowing and treasury management decisions are complex and involve a significant level of financial risk. It is essential that any decisions are effectively scrutinised to demonstrate sound financial management and help councils achieve their local outcomes and priorities. Councils' scrutiny committees are a vital part of a council's governance arrangements and it is important that these committees are effective. Councils have a responsibility to ensure that those charged with governance have access to the skills and knowledge they need to carry out their role effectively. The councillors on committees need to have a combination of technical knowledge and scrutiny skills for the committee to be most effective. Those charged with governance also have a personal responsibility to ensure that they have the appropriate skills and training for their role. We found that councils provide both scrutiny training and treasury management training to councillors. Scrutiny training tends to be provided at the start of a political term, or for new councillors, as part of the induction process.
- 61. In areas of high importance and complexity, such as treasury management, additional scrutiny arrangements can be put in place. For example:
  - Councils seek members with appropriate expertise for the relevant scrutiny panel.
  - Councils nominate lead members for borrowing and treasury management to help guide other members.
  - Councils seek external expertise to help members on the scrutiny committee.
- **62.** We found some examples where this was being applied. Scottish Borders Council appoints non-executive members to its Audit Committee to provide financial expertise. Fife Council has a lead member for finance. Some councillors on scrutiny committees have highly relevant financial experience but, apart from Scottish Borders Council, councils do not have formal processes in place for selecting councillors with relevant skills.
- 63. The most important aspect of scrutiny is the challenge of reports and information presented to councillors through asking questions. We found variation in the type of questions that councillors ask, from issues of detail to clarification of the meaning of phrases in reports. Some councillors told us that they are not always confident in challenging the strategy and framework for future decisions and asking questions about the content of reports. Many have built up trust and confidence in officers and look for officers to highlight issues or problems for them. All councillors we spoke to would welcome additional support in their scrutiny role. We have prepared a supplement to this report which includes questions to help councillors in their scrutiny role.<sup>2</sup>

#### Officers need to present clearer and fuller information to councillors to help them scrutinise treasury management activity and risks

**64.** CIPFA's Treasury Management Code states that councils or committees will receive regular monitoring reports on treasury management activity and risks. Regular reporting with a clear and full analysis of performance and activity helps members to:

- understand why officers are proposing decisions
- understand the risks
- ask relevant questions.

**65.** The Treasury Management Code sets out three minimum reporting requirements for councils:

- a strategy in advance of the year
- a mid-year review
- an annual report after the financial year-end.
- **66.** We found that all councils meet these requirements. However, both Fife and Glasgow City councils prepare a single report covering both the annual report for the previous year and the mid-year review for the current year. In our view this does not meet the intention of the code. These mid-year and annual reports are an important source of information to help councillors effectively monitor and review treasury management activity. Councillors need time to consider any comments or make changes from scrutiny of the annual report to influence activity or performance for the following year.
- **67.** No councils have reporting arrangements that go further than the minimum required by the code, for example quarterly performance or monitoring reports, or more detailed performance reports for the scrutiny committee.
- **68.** We found that councils do not hold separate risk registers for treasury management but they are included in their wider finance risk registers. Reports on the wider finance risks may not be considered by the same committee considering treasury management reports. This means that councillors are not informed of any relevant treasury management risks.

#### Councils could improve the content and clarity of reports

**69.** We found that both the layout and content of treasury management reports could be improved, particularly year-end reports on performance. Annual reports are the main performance report and vary in quality. Performance monitoring, including information on the actual figures for the prudential indicators against forecast figures, is not reported fully or consistently across all councils. Some councils only report against indicators and some do not report performance at all. Some of the reports we reviewed did not provide any comparative data. This meant that readers could not reach an objective opinion on performance.

- **70.** From the review of the councils in our sample, we found the following:
  - Clackmannanshire, East Lothian, Midlothian, Scottish Borders, Shetland Isles, West Dunbartonshire and West Lothian councils all provided comparative information in their annual reports on all indicators.
  - East Renfrewshire, Fife and Renfrewshire councils provided comparative information on some of their indicators.
  - Glasgow City Council provided information only on the actual performance without any estimates.
  - City of Edinburgh Council did not include any detail on indicators in the annual report, but some are reported in capital monitoring reports.
- 71. Most treasury management reports are publicly available, although they were not always easy to find on councils' websites. This lack of clear and accessible information means that it is difficult for members of the public to understand how borrowing and treasury management activity is contributing to their council's priorities, and to understand what the performance of the council has been.
- 72. Officers must use accessible language when reporting on borrowing and treasury management but many strategies and reports contain a lot of technical language. This does not help councillors scrutinise effectively as any questions they ask are more likely about clarity rather than challenge. Exhibit 14 (page 36) shows how Shetland Islands Council used worked examples to explain to councillors why it was recommending to borrow for the first time.

#### Councils should provide a wider range of training and support to improve councillor attendance and help them in their scrutiny role

- 73. All councils provide training on treasury management to councillors. This consists of courses provided once or twice a year and, in West Lothian Council, when a new administration is formed as a minimum. Attendance is voluntary although it has been generally poor (varies between 40 and 100 per cent attendance for these sessions), (Exhibit 15, page 37). Attendance at training events is focused mainly towards councillors who sit on relevant scrutiny committees rather than all councillors.
- 74. Councillors' views on the training they attend are positive. Councillors also felt officers gave them extra support if required, for example by providing additional information or responses to any questions they had.
- 75. Training and support for councillors should aim to equip all councillors with a minimum level of knowledge and understanding. We found councillors' experience varied, for example from councillors who had been accountants or finance directors to those with little or no previous finance experience.
- **76.** Councillors told us that it was often difficult to attend training owing to other commitments. In their view, a full-day training course was a substantial commitment. Regular training will be required to keep councillors up to date with economic developments. As councillors only consider treasury management issues, on average, three times a year, the timing of the training is important. Councils should consider different ways to provide training including courses, short briefings and perhaps online training.

## How officers at Shetland Islands Council explained why it was recommending the council borrow

The economic case for borrowing externally, or using the council's own reserves to finance capital expenditure, is essentially down to whether interest rates are higher or lower than the long-term average return on the council's external investments.

If interest rates are higher than the long-term average return on the council's investments (currently 5.75%) then it means the cost of borrowing is higher than the lost income forgone by using reserves. So it would make financial sense to use reserves for capital expenditure.

For example, if interest rates were 10% for a £1m loan:

- Annual interest payable on £1m at 10% = £100,000
- Investment income of 5.75% generated on £1m = £57,500.

In this example to borrow would cost £100,000 a year, and to use reserves would present an opportunity cost of £57,500 in lost investment income. In this example, using reserves would present a saving of £42,500 per year over using borrowing.

However, the reverse is true if interest rates are lower than the long-term average return on the Council's investments (currently 5.75%).

For example if interest rates were 2% for a £1m loan:

- Annual interest payable on £1m at 2% = £20,000
- Investment income of 5.75% generated on £1m = £57,500.

In this example, to borrow would cost £20,000 a year and to use reserves would present an opportunity cost of £57,500 in lost investment income. In this example borrowing would save the council £37,500 per year.

Therefore when interest rates are lower than long-term investment returns, the default position of the council should be to borrow in order to achieve a Best Value outcome.

Source: Shetland Islands Council Borrowing Strategy 2014/15

**Exhibit 15** Councillor attendance at treasury management training

	East Renfrewshire	Fife	Glasgow City	Scottish Borders	Shetland Islands	West Lothian
Date of last training	2014	2014	2013	2012	2014	2011
Frequency	Annually	Biannually	Annually	Biannually	Annually	Each administrative term
Offered to	Full council	Full council - but target Executive Committee members	Members of Executive Committee and members of Finance and Audit Scrutiny Committee	Audit Committee	Full council	Full council
% attendance full council	40%	11.5%	22.8%	91%	Not available	46.8%
% attendance Scrutiny committees	57% Scrutiny	40.9%	66.7% Scrutiny	100%	Not available	Not available Committee structure
	37.5% Cabinet		40% Executive			changed

Source: Audit Scotland

#### Recommendations

#### Council officers involved in borrowing and treasury management should:

- carry out joint planning with other councils to identify future qualification and training needs and enhance their capacity, in order to negotiate with training providers
- review the content of year-end reports to ensure they provide an assessment of the effectiveness of the year's borrowing and treasury management activities and the performance of the treasury management function. This should include appropriate indicators, comparative figures, and appropriate explanations.

#### Council officers and councillors involved in treasury management should:

- review governance arrangements, and update as necessary, to ensure they provide:
  - the treasury management strategy, mid-year and year-end reports to the same council committee, and that the full council has access to them
  - councillors with mid-year reports by the end of December each year
  - councillors with the wider picture, that is, make the links to capital investment decisions and revenue budgets
  - councillors with access to all reports relating to borrowing and treasury management activity including risk registers
- ensure scrutiny arrangements are robust by:
  - considering widening the range of training options to councillors on borrowing and treasury management activities and whether this training should be mandatory
  - considering whether training for councillors provides a balance of scrutiny skills and knowledge of treasury management.

## **Endnotes**



- 1 Glasgow City Council, Renfrewshire Council and West Lothian Council. As Shetland Islands Council did not borrow until 2014/15, we would not expect this indicator to be set for 2013/14.
- 2 Borrowing and treasury management in councils: Scrutiny guidance and questions for councillors, [PDF] Audit Scotland, March 2015.

## **Appendix 1**

### Audit approach



Our audit looked at councils' strategies for borrowing and treasury management and whether councils can demonstrate the affordability and sustainability of their borrowing decisions over the short and long term. Councillors have a crucial role in holding officers to account and this report also evaluates this. We did not evaluate day-to-day cash, investment and borrowing transactions.

#### Methodology

To achieve our aim and objectives, our audit included reviewing documents, analysing data and interviews. The audit had three main components:

**Data analysis:** We analysed information on borrowing and debt from councils' audited accounts, CIPFA statistics and the Scottish Government in order to inform a selection of 12 councils for further desk research. The 12 that were selected were City of Edinburgh, Clackmannanshire, East Lothian, East Renfrewshire, Fife, Glasgow City, Midlothian, Renfrewshire, Scottish Borders, Shetland Islands, West Dunbartonshire and West Lothian councils. The councils were selected to include a mix of council size and to reflect initial thoughts, based on our financial analysis, that they had different approaches and strategies to borrowing and treasury management.

**Desk research:** We reviewed a range of relevant written material on borrowing and treasury management, focusing on the treasury management strategies for our 12 councils. We also looked at the committee arrangements for consideration of these and other treasury management reports. This informed our sample of six councils for interview. We selected the sample so that it included large, small, urban and rural councils and reflected different levels of borrowing and other forms of debt.

**Interviews with councils and stakeholders:** We visited six councils to find out more about their approach and strategy for treasury management, their governance arrangements and scrutiny and training for councillors. We spoke to council leaders and councillors about their role in scrutinising borrowing and treasury management and their experience of the training and support received. We also interviewed representatives from organisations including the Scottish Government, CIPFA and the CIPFA Scottish Treasury Managers' forum.

# **Appendix 2**

## Membership of the project advisory group



We would like to thank members of the advisory group for their input and advice throughout the audit.

Member	Position
Andy Witty	Policy Officer, COSLA
David Robertson	Chief Financial Officer, Scottish Borders Council
Gareth Davies	Policy and Technical Officer, CIPFA Scotland
Hazel Black	Head of local authority accounting, Scottish Government
Innes Edwards	Treasury Manager, City of Edinburgh Council

Note: Members of the project advisory group sat in an advisory capacity only.

## **Borrowing and treasury** management in councils

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