	REPORT TO CABINET TO BE HELD ON 19 JANUARY 2016	
	Key Decision	YES
Corporate Priority: Developing safer and stronger communities	Forward Plan Ref No Cabinet Portfolio Holder	 Cllr M. Cockerill

**REPORT OF THE CHIEF EXECUTIVE AND DIRECTOR (LD) - 16/28
WARDS AFFECTED: RAMSHILL**

SUBJECT: SCARBOROUGH SPA COAST PROTECTION SCHEME

RECOMMENDATION (S):

Cabinet is recommended to :

- i) note that the Council has been informed that the revised and updated Project Appraisal Report (PAR) has now been technically approved by the Environment Agency's Large Project Review Group (LPRG);
- ii) note that the decision to award funding for the project now rests with the Directors of the Environment Agency and is close to final sign off.
- iii) in anticipation of a timely sign off and award of grant aid, note that Peter Brett Associates have developed a proposed communications strategy and approve that officers now commence public engagement with residents and businesses of South Cliff who may be affected by the risks

REASON FOR RECOMMENDATION (S):

To update Cabinet on the progress of the application for grant aid.

To approve engagement with the public affected by the risks.

HIGHLIGHTED RISKS:

The key risks are :

- Loss of life, injury to persons, or damage to property due to wave overtopping;
- Loss of life, injury to persons, or damage to infrastructure, assets and property due to landsliding;

A detailed risk register is attached at Appendix A.

1. INTRODUCTION

- 1.1 At its meeting on 14 July 2015, Council considered a report (ref 15/198) which noted North Yorkshire County Council's agreement to underwrite up to £1.2m as financial contingency for the first phase of the Scarborough Spa Coast Protection Works, and approved the appointment of Peter Brett Associates LLP to carry out public engagement with the residents and businesses of South Cliff who may be affected by the risks.
- 1.2 This report advises Cabinet of the progress of the application for grant aid and seeks approval to now commence engagement with the public.

2. CORPORATE OBJECTIVES AND THE COMMUNITY PLAN

- 2.1 The project will support a number of the Council's Corporate Plan aims:

Aim 1: Developing a Safer Community
Aim 2: Building a Prosperous Community
Aim 3: Creating a Quality Environment

3. BACKGROUND AND ISSUES

- 3.1 Background to the Scarborough Spa Coast Protection Scheme is contained in previous reports to Cabinet (ref: 11/563, 12/86, 14/52, and 15/198).
- 3.2 A revised business case for the Spa Coast Protection Scheme has been submitted to the Environment Agency's LPRG and has been waiting approval. It recommends a phased approach to provide the best balance of affordability, visual impact, adaptability to future variations in climate change, future maintenance, and risk. This addresses the most significant risk of cliff stability first and which is more acceptable to the public and consultees given the sensitive nature of the Spa location.
- 3.3 Peter Brett Associates have also been developing a communications strategy to engage with the residents and businesses of South Cliff who may be affected by the risks.

4. CONSULTATION

- 4.1 Proposals to undertake a coast protection scheme at the Spa have been consulted upon numerous times.

5.0 ASSESSMENT

- 5.1 Officers have been advised by our EA Area Manager that the PAR has now received technical approval from the LPRG.
- 5.2 This is one step closer to an offer of grant aid funding and the project is now with the EA Directors awaiting their final sign off.
- 5.3 The Council continues to take all prudent steps in monitoring the cliffs and sea conditions in relation to overtopping and managing the associated risks. Since the Council has now received indications that the final sign off for the project by the funding body is close, it is appropriate to progress public engagement with the residents and businesses of South Cliff who may be affected by the risks and the works to be undertaken to mitigate those risks.
- 5.4 Officers now propose to progress public engagement to provide assurance that the required risk management is in place, and that the Council is pursuing every avenue available with the Environment Agency to progress the final approval of the project and timely award of grant leading to the delivery of the necessary works.

6. IMPLICATIONS

(a) Policy

- 6.1 There are no policy implications as a result of this report.

(b) Financial

- 6.2 There are no financial implications as a result of this report.
- 6.3 An application for Flood Defence Grant in Aid (FDGiA) has been submitted and we understand this is now close to final sign off by the Environment Agency Directors. If and when a grant award is forthcoming a capital contribution is anticipated to be required from the Council and a further report will be made to Cabinet and Council confirming the detail of this contribution.

(c) Risk

- 6.4 The risks are as set out in Appendix A.

(d) Legal

6.5 In consulting and sharing information the Council will be discharging its legal responsibilities in respect of making affected landowners aware of risks to their property.

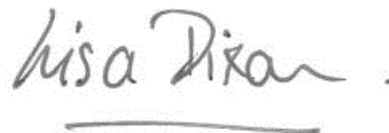
(e) Others

6.6 I have considered whether the following implications arise from this report and am satisfied that there is no identified adverse implications that will arise from this decision to proceed Spa Coast Protection Scheme.

Environmental
Equalities and Diversity
Staffing
Planning
Crime and Disorder
Health and Safety



Jim Dillon
Chief Executive



Lisa Dixon
Director

Background Papers:

River Tyne to Flamborough Head Shoreline Management Plan 2 (SMP2), 2007
Scarborough Coastal Defence Strategy 2009
Spa Coast Protection Scheme Project Appraisal Report 2015

Appendix A

Risk Matrix

Risk Ref	Date	Risk	Consequences	Mitigation	Current Risk Score	Target Score	Service Unit Manager/ Responsible Officer	Action Plan
1	7.1.16	Environment Agency do not approve funding.	Project does not progress.	Ongoing implementation of risk management actions.	C4	B2	Chris Bourne/ Stewart Rowe	Continue engagement with EA.
2	7.1.16	Environment Agency delay award of funding.	Project is delayed in progressing.	Ongoing implementation of risk management actions.	C4	B2	Chris Bourne/ Stewart Rowe	Continue engagement with EA.
3	7.1.16	Award of grant funding is lower than anticipated	Project does not progress. Project is delayed in progressing. In order to progress a greater financial contribution is required from beneficiaries, including the Council.	Ongoing implementation of risk management actions.	C4	B2	Chris Bourne/ Stewart Rowe	Continue engagement with EA.
4	1.7.15	The Council does not consult with property owners affected.	Failure to discharge legal duty to share information.	Consultation.	B4	A1	Lisa Dixon	Progress public consultation.
5	1.7.15	Miscommunication of information	Failure to discharge legal duty to share information.	Ensure accuracy of information. Produce information leaflet to assist with communications.	B4	A1	Lisa Dixon	Progress public consultation.
6	6.1.16	Cliff Instability	Increased potential for cliff failure due to high groundwater levels.	Spa Risk Management actions are being implemented.	D5	D5		Ongoing delivery of Risk Management Plan

Risk Ref	Date	Risk	Consequences	Mitigation	Current Risk Score	Target Score	Service Unit Manager/ Responsible Officer	Action Plan
				<p>Regular visual inspections during periods of inclement weather.</p> <p>Ongoing readings of installed equipment.</p> <p>Initiate Coast Protection Scheme.</p>				Continue to press EA for timely approval of Coast Protection Scheme.

Glossary of Terms

Risk

An event which may prevent the Council achieving its objectives

Consequences

The outcome if the risk materialised

Mitigation

The processes and procedures that are in place to reduce the risk

Current Risk Score

The likelihood and impact score with the current mitigation measures in place

Corporate Objectives

An assessment of the Corporate Objectives that are affected by the risk identified.

Target Risk Score

The likelihood and impact score that the Council is aiming to achieve

Service Unit Manager

The Service Unit or Officer responsible for managing the risk

Action Plan

The proposed actions to be implemented in order to reduce the risk to the target score

Risk Scoring

Impact	5					
	4					
	3					
	2					
	1					
		A	B	C	D	E
	Likelihood					

Likelihood:

A = Very Low

B = Not Likely

C = Likely

D = Very Likely

E = Almost Certain

Impact

1 = Low

2 = Minor

3 = Medium

4 = Major

5 = Disaster