Risk Register

Appendix 2

BMW Plant - CIL Discretionary Exceptional Circumstances Relief

									Gross		Current			Target							
Ref	Title	Risk Description	Opp / Threat	Cause	Consequence	Risk Treatment	Date Raised	Owner	P	I	P	I	Score	P	I	Comments	Control / Mitigation Description	Date Due	Action Status	% Progress	Action Owner
	Viability issues	If relief is not granted, this may result in viability issues for the developer	Threat	Not awarding discretionary relief for CIL	Could have an impact on the delivery of the proposed site or delay it and may have an impact on relationship with developer	Reduce		DB	3	3	1	1	1	1	1		To consider the rationale and evidence provided by the applicant for discretionary relief in detail. Consider the risks and opportunities involved and make a justified judgement on how is best to proceed		Completed	100%	DB
	Loss of CIL income	If CIL relief is granted, there will not be income from CIL for the development	Threat	Awarding discretionary relief for CIL	Less CIL is collected which would otherwise be spent on infrastructure	Accept		DB	3	3	2	2	4	2	2		To consider the rationale and evidence provided by the applicant for discretionary relief in detail. Consider the risks and opportunities involved and make a justified judgement on how is best to proceed		Completed	100%	DB
	Loss of future CIL income	Granting discretionary exeptional circumstances relief for CIL may set expectations for future applications for discretionary relief, which may risk CIL income	Threat	Awarding discretionary relief for CIL	Could influence future decisions on discretionary relief	Reduce		DB	2	3	1	2	2	1	2		To outline in the report the specific reasons for grant of relief and to assert that the decision made was based on careful consideration of the evidence provided and that the decision made will not be a general position that the Council takes on awarding discretionary relief		Completed	100%	DB/LN
	Subsidies Control Act Compliance	Risk of non-compliance with the Subsidy Control Act 2022, which impacts CIL discretionary relief decisions	Threat	Awarding discretionary relief for CIL	Risk non-compliance with the Subsidy Control Act 2022 if relief is granted	Reduce		DB	2	3	2	1	2	2	1		To seek legal advice on how to comply with the Subisdy Control Act.To work with the applicant and legal teams to understand procedural undertakings required for compliance and to collect evidence of how the Subsidy Control Act principles are satisfied		Completed	100%	DB
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