By: Deputy Leader and Cabinet Member for Finance &

Procurement

Corporate Director of Finance & Procurement

To: Governance & Audit Committee – 21 July 2016

Subject: **DEBT MANAGEMENT**

Classification: Unrestricted

Summary: To report on the Council's debt position

FOR ASSURANCE

INTRODUCTION

1. The purpose of this report is to provide the Governance and Audit Committee with assurance on the Council's outstanding debt position.

2. This report concentrates mainly on debt over 6 months old.

MANAGEMENT SUMMARY

- 3. The overall outstanding debt as at 1 June 2016, as shown on Oracle Accounts Receivable Business Intelligence Suite, is £33.8m. This represents Social Care debt of £17.1m (11,461 Clients) and Sundry Debt of £16.6m (2,493 Debtors).
- 4. The sundry debt figures includes invoices raised to the Clinical Commissioning Groups amounting to £5.2m, of which £244k is not yet due for payment. Please see paragraph 22 for further details.
- 5. The total debt reported has decreased by £15.9m from the £49.7m reported in the last Governance and Audit report. However, the £49.7m reported to the Governance & Audit Committee in January 16 included £22.2m actually due for payment compared to £23.8m due for payment as at this reporting period.
- 6. The value of total debt at any given date can vary considerably, particularly when large one-off invoices are raised and thus paid. A better measure of comparative performance can be seen by movements in the value of sundry debt over six months' old as a percentage of total debt over the course of the last seven years, as the table below illustrates:

30-Apr- 16	30-Apr- 15	30-Apr-14	30-Apr-13	30-Apr-12	30-Apr-11	30-Apr-10	30-Apr-09
11%	5%	7%	8%	12%	8%	6%	11%

7. It can be seen that there has been a significant increase in the percentage of debt over 6 months. There are ten invoices with a total value of £1m that have been outstanding for over six months. Six of these invoices relate to Health

CCG's, and the Directorate is leading for the recovery of these debts. The table below provides information regarding the invoices:

Directorate	Customer Name	Sales Invoice Number	Total AR Outstanding Amount
GT	ALGAECYTES LTD#RGL	400011188	£150,000.00
GT	CHRIS CAREY COLLECTIONS LTD	400006479	£108,956.38
GT	HODSON DEVELOPMENTS (ASHFORD) LTD	400011196	£85,548.65
GT	HODSON DEVELOPMENTS (ASHFORD) LTD	400011197	£61,439.49
GT Total			£405,944.52
SC	KENT COMMUNITY HEALTH NHS FOUNDATION TRUST	800005396	£181,803.24
SC	NHS ASHFORD CCG	800006236	£122,776.66
SC	NHS THANET CCG	800008336	£112,320.15
SC	NHS MEDWAY CLINICAL COMMISSIONING GROUP	800003184	£66,802.34
SC	NHS MEDWAY CLINICAL COMMISSIONING GROUP	800005301	£66,444.56
SC	NHS ASHFORD CCG	800008333	£51,187.57
SC Total			£601,334.52
Grand Total			£1,007,279.04

- 8. The detail around the Social Care element of debt, as well as the movement in value since the last report, can be found in sections 26-34, with earlier sections referring to Sundry debt only. The Social Care debt analysed from this point on reflects the four weekly client billing process run on Tuesday 24 May 2016.
- 9. The table below is an analysis of the summary position for Sundry debt as at 1 June 2016. As can be seen £11.6m of the £16.6m outstanding is not yet due for payment:

FTC	Directorate	Not Yet Due	AR Overdue 0-60 Amount	AR Overdue 61-181 Amount	AR Overdue 182+ Amount	Total AR Outstanding Amount	Overdue Element
	EY	£161,920.48	£290,583.52	£96,434.00	£96,481.00	£645,419.00	£483,498.52
New	GT	£912,773.71	£2,437,463.56	£677,752.16	£391,625.99	£4,419,615.42	£3,506,841.71
Directorate	SC	£647,506.81	£3,117,933.18	£951,896.85	£832,786.01	£5,550,122.85	£4,902,616.04
	ST	£2,570,286.37	£1,119,146.49	£193,017.03	£176,913.68	£4,059,363.57	£1,489,077.20
Old Directorate	BSS	£52,289.88	£29,495.09	£4,345.45	£51,100.42	£137,230.84	£84,940.96
	C&C	£0.00	£0.00	£0.00	£9,893.26	£9,893.26	£9,893.26
	E&E	£4,173.11	£0.00	£0.00	£21,726.26	£25,899.37	£21,726.26
	ELS	£33,579.98	£0.00	£608.90	£4,230.23	£38,419.11	£4,839.13
	FSC	£23,808.44	£0.00	£952.38	£175,618.77	£200,379.59	£176,571.15
Other	EDUKENT	£218,461.46	£564,196.64	£39,931.01	£2,377.99	£824,967.10	£606,505.64
	Penalty Notices	£16,869.00	£7,200.00	£30,372.00	£5,400.00	£59,841.00	£42,972.00
	Property Rents	£361,299.34	£283,459.67	£21,160.85	£10,029.47	£675,949.33	£314,649.99
Grand Total		£5,002,968.58	£7,849,478.15	£2,016,470.63	£1,778,183.08	£16,647,100.44	£11,644,131.86

PERFORMANCE

- 10. There are two performance indicators that the Debt Recovery Team aims to achieve. The percentages are based on the total outstanding unsecured debt.
 - Total outstanding sundry debt under 60 days old greater than 75%
 - Total outstanding sundry debt over 6 months old less than 15%

As at 1 June 2016, 77.21% of the total sundry outstanding debt was under 60 days old whilst 10.68% was over 6 months old.

DEBT LEVELS OVER SIX MONTHS OF AGE

11. The following tables provide an analysis of the categories of debt **over 6 months old** by Directorate, followed by more detailed analysis. Some invoices are currently marked as "Other" – this is usually due to the fact that some invoices are chased directly by the Directorate responsible for them – and they are thus responsible for changing the tag status.

12. EY – Early Years

DEBT CATEGORY	AMOUNT OUTSTANDING
EDUKENT	£58,702.38
ONGOING ACTION	£29,325.36
HEALTH DEBT - HQ	£485.00
LIQ'S/INSOLV'S/RECV	£200.00
OTHER	£4,150.00
REFERRED FOR WRITE OFF	£993.19
REFERRED TO DIRECTORATE	£2,625.07
TOTAL	£96,481.00

There are 83 invoices over 6 months for EY – the Debt Recovery Team is liaising with all invoice requestors to recover the debts. The largest invoice is for the sum of £58,345.00 regarding a work skills pilot at East Kent College – the debt is being chased by the Directorate directly.

13. GT – Growth, Environment & Transport

DEBT CATEGORY	AMOUNT OUTSTANDING
ONGOING ACTION	104,268.27
INSTALMENTS	105,103.74
INSURANCE	5,960.28
OTHER	13,312.18
ON HOLD	146,988.14
REFERRED FOR WRITE OFF	4,605.60
REFERRED TO DIRECTORATE	11,387.78
TOTAL	£391,625.99

There are 112 outstanding invoices over 6 months for GT – the Debt Recovery Team is liaising with all invoice requestors to recover the debts. The largest invoice is for the sum of £103,956.38 regarding a waste management contract. An instalment plan is in place which is being formalised by Legal Services.

14. SC – Strategic Commissioning

DEBT CATEGORY	AMOUNT OUTSTANDING
ONGOING ACTION	£90,360.57
HEALTH DEBT - HQ	£473,829.85
HEALTH DEBT - SECURED - HQ	£239,341.44
LIQ'S/INSOLV'S/RECV	£1,934.21
OTHER	£1,022.05
ON HOLD	£2,064.77
PAYMENT PLAN	£2,938.93
REFERRED FOR WRITE OFF	£12,118.20
REFERRED TO DIRECTORATE	£9,175.99
TOTAL	£832,786.01

There are 129 invoices over 6 months - the Debt Recovery Team is liaising with all invoice requestors to recover the debts. It can be noted that £239k of the total debt is secured – leaving £593k as unsecured. The largest invoice is for the sum of £181,803.24 outstanding from KCH NHS Foundation Trust regarding the Active care scheme.

15. ST – Strategic & Corporate Services

DEBT CATEGORY	AMOUNT OUTSTANDING
ONGOING ACTION	£108,512.33
HEALTH DEBT - HQ	£259.82
INSTALMENTS	£298.79
LIQ'S/INSOLV'S/RECV	£657.84
ON HOLD	£4,885.96
PAYMENT PLAN	£10,012.43
REFERRED FOR WRITE OFF	£7,456.45
REFERRED TO DIRECTORATE	£44,830.06
TOTAL	£176,913.68

There are 128 invoices over 6 months for ST - the Debt Recovery Team is liaising with all invoice requestors to recover the debts. The largest invoice is for the sum of £12,620.53 regarding fees paid to a care provider. The Debt Recovery team are currently liaising with the debtor to obtain payment.

16. BSS – Business Strategy and Support

DEBT CATEGORY	AMOUNT OUTSTANDING
ONGOING ACTION	£11,326.32
INSTALMENTS	£994.54
INTERNAL	£-30.00
PAYMENT PLAN	£13,017.00
REFERRED FOR WRITE OFF	£16,461.88
REFERRED TO DIRECTORATE	£8,248.98
SMALL CLAIMS COURT	£1,081.70
TOTAL	£51,100.42

There are 51 invoices over 6 months old for BSS - the Debt Recovery Team is liaising with all invoice requestors to recover the debts. The largest invoice is for the sum of £8,750 regarding a duplicate payment made to The Milkmaid & Pail LLP. The Debt Recovery team has received agreement to present this debt for consideration to write off.

17. C&C – Customers & Community

DEBT CATEGORY	AMOUNT OUTSTANDING
ONGOING ACTION	£2,073.49
INSTALMENT - SMALL CLAIMS	£772.00
LIQ'S/INSOLV'S/RECV	£1,500.07
REFERRED FOR WRITE OFF	£4,111.25
REFERRED TO DIRECTORATE	£1,436.45
TOTAL	£9,893.26

There are 7 invoices over 6 months old for C&C - the Debt Recovery Team is liaising with all invoice requestors to recover the debts. The largest invoice is for the sum of £4,111.25 which relates to work undertaken in order to ensure the safety of fuel tanks located at a garage where the owner had absconded. Write off is currently being considered.

18. <u>E&E - Environment & Enterprise</u>

DEBT CATEGORY	AMOUNT OUTSTANDING
INSTALMENT - SMALL CLAIMS	£1,254.60
INSURANCE	£7,935.60
REFERRED FOR WRITE OFF	£670.00
REFERRED TO DIRECTORATE	£11,866.06
TOTAL	£21,726.26

There are 18 invoices for E&E over 6 months old. These are all GET invoices and the Directorate are responsible for chasing these debts directly. The largest invoice is for £9,530.08 regarding an insurance claim for repairs to a bridge. The £7.9k tagged as "Insurance" consists of 12 invoices.

19. <u>ELS – Education, Learning & Skills</u>

DEBT CATEGORY	AMOUNT OUTSTANDING
INSTALMENT - SMALL CLAIMS	£1,320.00
PAYMENT PLAN	£1,359.76
REFERRED FOR WRITE OFF	£1,340.47
REFERRED TO DIRECTORATE	£210.00
TOTAL	£4,230.23

There are 9 invoices for ELS over 6 months old. The largest invoice is for the sum of £1,320 regarding a salary overpayment. The Debt Recovery team are currently liaising with the debtor to obtain payment.

20. FSC - Families and Social Care

DEBT CATEGORY	AMOUNT OUTSTANDING
ONGOING ACTION	£19,191.45
INSTALMENTS	£1,559.52
LIQ'S/INSOLV'S/RECV	£595.14
OTHER	£120.00
PAYMENT PLAN	£42,010.75
REFERRED FOR WRITE OFF	£27,149.31
REFERRED TO DIRECTORATE	£59,541.47
REFERRED TO LEGAL	£11,410.12
SMALL CLAIMS COURT	£14,041.01
TOTAL	£175,618.77

The £59.5k tagged as "Referred to Directorate" consists of 28 Invoices. Of these, the largest invoice for £11.4k is to reclaim costs regarding a Direct Payment. Payments of £10 are being made on a monthly basis. The instalment plan is reviewed regularly with the debtor.

21. EduKent

DEBT CATEGORY	AMOUNT OUTSTANDING
EDUKENT	£2,377.99
TOTAL	£2,377.99

There are currently 10 invoices over 6 months old for Edu Kent. Edu Kent are responsible for the recovery of their own debts.

SUNDRY HEALTH DEBT

- 22. The Sundry Health Debt as at 1 June 2016 was identified as being £5.2 million comprising of 225 invoices. This is a decrease of £15.6 million when compared to the position reported in January 2016 of £20.8m comprising of 186 invoices.
- 23. The following table provides an analysis by debtor of Sundry Health debt as at 1 June 2016:

Customer Name	Not Yet Due	Overdue 0-60 Amount	Overdue 61-181 Amount	Overdue 182+ Amount	Total Outstanding Amount
DARTFORD & GRAVESHAM NHS TRUST	£0.00	£0.00	£4,904.00	£0.00	£4,904.00
NHS EASTERN & COASTAL CCG	£0.00	£0.00	£0.00	£41,330.20	£41,330.20
EAST KENT HOSPITALS UNIVERSITY NHS FOUNDATION TRUST	£3,144.61	£207,660.99	£9,520.64	£0.00	£220,326.24
EASTERN & COASTAL KENT PRIMARY CARE TRUST	£0.00	£50.00	£0.00	£0.00	£50.00
KENT & MEDWAY NHS SOCIAL CARE PARTNERSHIP TRUST	£106.39	£107,305.84	£64,364.95	£668.64	£172,445.82
KENT AND MEDWAY NHS SCPT T/AS KENT AND MEDWAY CFE M E SERVICES	£0.00	£84.00	£0.00	£70.00	£154.00
KENT COMMUNITY HEALTH NHS FOUNDATION TRUST	£15,829.87	£77,113.02	£69,371.95	£218,599.26	£380,914.10
MAIDSTONE & TUNBRIDGE WELLS NHS	£7,989.60	£0.00	£0.00	£0.00	£7,989.60
TRUST MEDWAY NHS FOUNDATION TRUST	£0.00 £0.00	£22,826.85 £50.00	£7,304.00 £100.00	£100.00 £0.00	£30,230.85 £150.00
NHS ASHFORD CCG	£0.00	£492,046.93	£76,547.20	£178,964.23	£747,558.36
NHS CANTERBURY & COASTAL CCG NHS DARTFORD, GRAVESHAM, AND	£0.00	£70,888.30	£96,433.26	£22,136.04	£189,457.60
SWANLEY CCG	£62,282.82	£67,820.11	£70,111.47	£0.00	£200,214.40
NHS EASTERN & COASTAL KENT COMMUNITY SERVICES	£50.00	£0.00	£150.00	£215.00	£415.00
NHS ENGLAND	£0.00	£1,000,000.00	£0.00	£0.00	£1,000,000.00
NHS KENT & MEDWAY CSU NHS MEDWAY CLINICAL	£186.16	£0.00	£0.00	£0.00	£186.16
COMMISSIONING GROUP	£0.00	£0.00	£4,604.00	£133,246.90	£137,850.90
NHS PROPERTY SERVICES LTD#RENT	£0.00	£0.00	£1,116.17	£0.00	£1,116.17
NHS SOUTH EAST CSU NHS SOUTH KENT COASTAL CCG	£0.00 £2,460.00	£189,381.03 £191,331.14	£3,854.88 £116,264.79	£0.00 £60,071.32	£193,235.91 £370,127.25
NHS SWALE CCG	£60,464.62	£191,331.14 £148,342.25	£70,660.81	£0.00	£279,467.68
NHS THANET CCG	£0.00	£151,692.81	£88,412.66	£11,466.78	£251,572.25
NHS THANET TRADESHIFT CCG	£0.00	£667,283.53	£0.00	£0.00	£667,283.53
NHS WEST KENT CCG	£90,530.75	£65,404.45	£112,270.00	£47,047.74	£315,252.94
SUSSEX PARTNERSHIP NHS FOUNDATION TRUST	£768.80	£0.00	£0.00	£0.00	£768.80
SUSSEX PARTNERSHIP-NHS FOUNDATION TRUST-KENT CAMHS	£0.00	£213.00	£300.00	£0.00	£513.00
Grand Total	£243,813.62	£3,459,494.25	£796,290.78	£713,916.11	£5,213,514.76

TRENDS

24. The numbers and values of invoices raised through Accounts Receivable for the last 6 years are:

	2015-16	2014-15	2013-14	2012-13	2011-12	2010-11
Number of						
invoices	35,010	31,465	30,290	28,353	32,029	29,336
raised						
Value of						
invoices	£280,859,263	£250,886,916	£246,893,065	£237,392,631	£160,139,056	£176,597,554
raised						

WRITE OFFS

25. The table below shows the sum written off from 1 April 2016 to 1 June 2016 in relation to Sundry debts.

DIRECTORATE	TOTAL WRITE OFFS
BSS REVENUE DEBT	£94.39
C&C BAD DEBT	£510.00
C&C REVENUE DEBT	£2,531.12
E&E REVENUE DEBT	£883.47
ELS BAD DEBT	£50.00
ELS REVENUE DEBT	£867.80
FSC REVENUE DEBT	£8,977.68
GRAND TOTAL	£13,914.46

SOCIAL CARE DEBT

26. Client Charging

- (i) Clients are financially assessed to determine their contribution towards either their residential or non-residential care costs in accordance with the Care Act Care and Support Charging & Assessment of Resources Regulations 2014.
- (ii) In 2015/2016 the total amount of income charged to clients through the client billing system was £59,125,763.10. This is a slight decrease when compared to the previous year. The average amount billed on each invoice run is £4,927k an increase when compared to the previous year.

ANALYSIS OF CLIENT RELATED DEBT

27. As at the billing run on 24 May 2016 the overall client related social care debt stood at £17,249,327.10. This debt can be broken down as follows:

Debt Type	£'000
Residential	£14,430
Non-Residential	£2,819
Total	£17,249

- 28. Of the £17.2m (11,499 debtors), £4.7m relates to the latest billing run and is therefore not yet due.
- 29. The £17.2m can be broken down between secured and unsecured debt as follows:

Credit Status	£'000
Caution/Restriction	£137
Secured	£5,589
Unsecured Ongoing	£9,581
Unsecured Deceased/Terminated	£1,942
Grand Total (Including Not Yet Due)	£17,249

AGED ANALYSIS OF CLIENT RELATED DEBT

30. The table below shows an analysis of unsecured debt **that is due for payment:**

Unsecured Debt	Under Six Months £'000	Six Months to a Year £'000	Over One Year £'000	Total Overdue £'000
Total	£2,720	£1,268	£3,326	£7,314

NUMBERS OF UNSECURED DEBTORS

31. There are currently 11,346 debtors with an unsecured debt or credit on their account. This figure includes both due and not yet due debts – which total £11,661k.

SOCIAL CARE DEBT MOVEMENTS

32. The following table shows all due debt across the localities. It also includes all types of debt:

Total Debt (due and not yet due, secured and unsecured)

Total Debt	24-May-16	10-Nov-15	29-Apr-14	Change Since
	Total Debt	Total Debt	Total Debt	29-Apr-14
	£'000	£'000	£'000	£'000
Ashford and Canterbury	£3,156	£3,041	£3,424	-£268
Corporate	£0	£1	£5	-£5
Dartford Gravesham Swanley & Swale	£4,210	£4,061	£4,586	-£377
East Kent LD	£697	£679	£704	-£7
Mental Health	£190	£190	£144	£47
Thanet and South Kent Coastal	£4,227	£4,479	£4,526	-£299
West Kent	£4,341	£4,316	£5,682	-£1,340
West Kent LD	£428	£380	£289	£139
Total	£17,249	£17,147	£19,360	£-2,110

33. The table below shows unsecured overdue debt, which is the "highest" risk debt:

Overdue Debt (unsecured)

Unsecured Overdue Debt - All Localities				
Locality	24-May-16 Total Debt £'000	10-Nov-15 Total Debt £'000	29-Apr-14 Total Debt £'000	Change Since 29-Apr-14 £'000
Ashford and Canterbury	£1,210	£1,049	£1,113	£97
Corporate	£0	£0	£3	-£3
Dartford Gravesham Swanley & Swale	£1,706	£1,485	£1,500	£206
East Kent LD	£284	£261	£195	£89
Mental Health	£146	£141	£103	£43
Thanet and South Kent Coastal	£1,803	£1,801	£1,632	£171
West Kent	£2,032	£1,780	£1,643	£389
West Kent LD	£132	£128	£83	£49
Total	£7,314	£6,645	£6,272	£1,042

WRITE OFFS

34. As at 1 June 2016, £39,442.05 in Social Care write offs had been processed in ORACLE since 1 April 2016. Write offs processed in previous years are as follows.

Social Care Write Offs		
Year	Amount	
2015 - 2016	£686,715.80	
2014 - 2015	£472,066.50	
2013 - 2014	£400,685.90	
2012 - 2013	£188,124.22	
2011 - 2012	£468,094.95	
2010 - 2011	£254,829.22	

35. It can be seen that there was a significant increase in the number of write offs in the year 15/16. This is due to the fact that a review of all historic debt was undertaken. This review resulted in irrecoverable debt being written off in accordance with KCC's Debt Policy.

CONCLUSION

- 36. Total Sundry Debt has decreased from £32.6m to £16.6m since the last Governance and Audit report. This is largely due to changes in the way that Kent hosted the budget arrangement for the Better Care Fund last year.
- 37. Total Social Care debt including not yet due has increased from £17.1m to £17.2m since the last Governance and Audit report.

RECOMMENDATION

38. Members are asked to note the content of this report for assurance.

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13 June 2016