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**Date: 16th April 2024**

To Whom It May Concern,

A multi-locational meeting of the **Pensions Compensation Committee** will be held in the Sirhowy Room, Penallta House and via Microsoft Teams on **Monday, 22nd April, 2024 at 10.00 am** to consider the matters contained in the following agenda. Members of the Public or Press may attend in person at Penallta House or may view the meeting live via the following link: <https://civico.net/caerphilly>. You are welcome to use Welsh at the meeting, a minimum notice period of 3 working days is required should you wish to do so. A simultaneous translation will be provided on request.

Yours faithfully,

A handwritten signature in black ink, appearing to read 'Chrissy'.

**Christina Harrhy**  
CHIEF EXECUTIVE

## AGENDA

- |                                     | Pages |
|-------------------------------------|-------|
| 1 To receive apologies for absence. |       |
| 2 Declarations of Interest.         |       |

Councillors and Officers are reminded of their personal responsibility to declare any personal and/or prejudicial interest(s) in respect of any item of business on this agenda in accordance with the Local Government Act 2000, the Council's Constitution and the Code of Conduct for both Councillors and Officers.

A greener place Man gwyrddach



- 3 Public Interest Test. 1 - 2
- 4 Application for Flexible Retirement with Access to Non Actuarially Reduced Pension Benefits at Ty Clyd Residential Home Directorate of Social Services. 3 - 6

**Circulation:**

Councillors Mrs P. Cook, G. Enright, C.J. Gordon, B. Miles, M. Powell, J. Scriven and W. Williams,

Relevant Cabinet Member Councillor

And Appropriate Officers.

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Those individuals that attend committee meetings to speak/give evidence will be named in the minutes of that meeting, sometimes this will include their place of employment or business and opinions expressed. Minutes of Meetings including details of speakers will be publicly available to all via the Council website at [www.caerphilly.gov.uk](http://www.caerphilly.gov.uk). except for discussions involving confidential or exempt items.

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# Agenda Item 3



## PENSIONS/COMPENSATION COMMITTEE – 22<sup>ND</sup> APRIL 2024

### PUBLIC INTEREST TEST - EXEMPTION FROM DISCLOSURE OF DOCUMENTS SCHEDULE 12A LOCAL GOVERNMENT ACT 1972

**SUBJECT:** APPLICATION FOR FLEXIBLE RETIREMENT WITH ACCESS TO NON ACTUARIALLY REDUCED PENSION BENEFITS AT TY CLYD RESIDENTIAL HOME DIRECTORATE OF SOCIAL SERVICES AND HOUSING

**REPORT BY:** HEAD OF LEGAL SERVICES AND MONITORING OFFICER

I have considered grounds for exemption of information contained in the report referred to above and make the following recommendations to the Proper Officer:-

#### **EXEMPTIONS APPLYING TO THE REPORT:**

The report contains information relating to particular individuals (paragraph 12) and information relating to the financial or business affairs of particular persons (including the authority holding the information) (paragraph 14).

#### **FACTORS IN FAVOUR OF DISCLOSURE:**

There is a public interest in the way in which the Council will be organising its internal staffing arrangements.

#### **PREJUDICE WHICH WOULD RESULT IF THE INFORMATION WERE DISCLOSED:**

The report contains information regarding internal staffing arrangements for the Directorate named in the individual report and included within the Schedules attached to the individual report is the detailed application for the early release of pension benefits which affects the particular individual named .

#### **MY VIEW ON THE PUBLIC INTEREST TEST IS AS FOLLOWS:**

That paragraphs 12 and 14 should apply. My view on the Public Interest Test is that whilst there is a need to ensure transparency and accountability of a Public Authority for decisions taken in relation to staffing structures which may have an effect on the budget, this must be balanced against the fact that these matters have not yet been concluded together with the right of the named officers for privacy in respect of their financial/business affairs which at this stage outweigh the need for the information to be made public.

The information is not affected by any other statutory provision which requires the information to be publicly registered.

On that basis I feel that the public interest in maintaining the exemption outweighs the public interest in disclosing the information. Members are asked to consider this factor when determining the public interest test, which they must decide upon when considering excluding the public from this part of the meeting.

#### **RECOMMENDED DECISION ON EXEMPTION FROM DISCLOSURE:**

On that basis I feel that the public interest in maintaining the exemption outweighs the public interest in disclosing the information, and that the report should be exempt.

Signed:

Handwritten signature of the Head of Legal Services and Monitoring Officer.

Date: 8<sup>th</sup> April, 2024

Post: Head of Legal Services and Monitoring Officer

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I accept the recommendation made above.

Handwritten signature of the Proper Officer, D.M. Street.

Signed:

Proper Officer

Date: 8<sup>th</sup> April 2024

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# Agenda Item 4

By virtue of paragraph(s) 12 of Part 1 of Schedule 12A  
of the Local Government Act 1972.

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