



TAXI AND GENERAL SUB COMMITTEE – 7TH MARCH 2019

PUBLIC INTEREST TEST – EXEMPTION FROM DISCLOSURE OF DOCUMENTS PARAGRAPH 12 OF PART 4 OF SCHEDULE 12A LOCAL GOVERNMENT ACT 1972

**SUBJECT: APPLICATION FOR GRANT OF PRIVATE HIRE VEHICLE LICENCE &
EXEMPTION IN RESPECT OF WINDOW TINTING**

REPORT BY: DEPUTY 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 a particular individual (paragraph 12).

FACTORS IN FAVOUR OF DISCLOSURE:

There is a public interest for the process to be open and transparent when councils consider taxi licences.

PREJUDICE WHICH WOULD RESULT IF THE INFORMATION WERE DISCLOSED:

The report includes personal information relating to the applicant.


MY VIEW ON THE PUBLIC INTEREST TEST IS AS FOLLOWS:

That paragraph 12 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 taxi licences, this must be balanced against the fact that the report contains personal information about the applicant which is not already in the public domain. In the absence of an overwhelming public interest in requiring disclosure I consider that the need to protect the individual's privacy outweighs the need for the information to be made public.

On that basis I feel that the public interest in maintaining the exemption does outweigh the public interest in disclosing the information. Members are asked to consider this factor when determining the public interest test, which they must decide when considering whether to exclude the press and public from the meeting when this agenda item is being considered.

RECOMMENDED DECISION ON EXEMPTION FROM DISCLOSURE:

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

Signed: 

Date: 26th February 2019

Post: Deputy Monitoring Officer

I accept/~~do not accept~~ the recommendation made above.

Signed: 
Proper Officer

Date: 27/2/19