



**CABINET – 11TH MARCH 2020**

**PUBLIC INTEREST TEST – EXEMPTION FROM DISCLOSURE OF DOCUMENTS  
PARAGRAPH 14 SCHEDULE 12A LOCAL GOVERNMENT ACT 1972**

**SUBJECT: SALE OF LAND ADJACENT TY DYFFRYN, YSTRAD MYNACH**

**REPORT BY: HEAD OF LEGAL SERVICES & MONITORING OFICER**

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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:**

Information relating to the financial or business affairs of any particular person (including the Authority holding that information) (paragraph 14).

**FACTORS IN FAVOUR OF DISCLOSURE:**

There is a public interest in the way in which the Council enters into contractual arrangements and manages its financial affairs.

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

The report contains details of commercial offers submitted by private sector companies which may be of commercial benefit to their competitors if made public.

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

That paragraph 14 should apply. I am mindful of the need to ensure the transparency and accountability of public authorities for decisions taken. However disclosure of the information contained in the report could prejudice the Council's longer term proposals should this information be made public.

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 these factors when determining the public interest test, which they must decide when considering excluding the public from this part of the meeting.

**RECOMMENDED DECISION ON EXEMPTION FROM DISCLOSURE:**

On the basis set out above 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:**

**Dated:**

3/3/20

**Post:**

**HEAD OF LEGAL SERVICES & MONITORING OFFICER**

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

**Signed:**

  
Proper Officer

**Date:**

3/3/20