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**Date: 2nd November 2016**

Dear Sir/Madam,

A meeting of the **Appeals Panel** will be held in the **Ebbw Room, Penallta House, Tredomen Park, Ystrad Mynach** on **Wednesday, 9th November, 2016** at **9.30 am** to consider the matters contained in the following agenda.

Yours faithfully,

A handwritten signature in blue ink that reads 'Chris Burns'.

**Chris Burns**  
INTERIM CHIEF EXECUTIVE

## A G E N D A

	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.

To receive and consider the following report which in the opinion of the Proper Officer may be discussed when the meeting is not open to the public and first to consider whether the public interest requires that the meeting should be closed to the public for consideration of this item:-

A greener place Man gwyrdach

Correspondence may be in any language or format | Gallwch ohebu mewn unrhyw iaith neu fformat



3 To consider an appeal against dismissal.

1 - 2

**Circulation:**

Councillors D.G. Carter (Chair), Mrs P. A. Griffiths and J.A. Pritchard

And Appropriate Officers



## APPEALS PANEL - 9TH NOVEMBER 2016

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

**SUBJECT:** TO CONSIDER AND DETERMINE AN APPEAL AGAINST DISMISSAL -  
HIGHWAYS DEPARTMENT

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

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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 a particular individual (para 12).

**FACTORS IN FAVOUR OF DISCLOSURE:**

There is a public interest in the way in which the Council deals with staffing issues.

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

The report contains detailed information regarding personal information which affects a particular individual and the affairs of that individual.

**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 staffing issues, this must be balanced against the fact that these matters have not yet been concluded and at this stage the reasonable expectation of an individual that personal information will remain private 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:

Date: 26th October 2016

**Post:** Interim Head of Legal Services and Monitoring Officer

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

Signed:

Proper Officer

Date:

26/10/16

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