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For all enquiries relating to this agenda please contact Emma Sullivan  
(Tel: 01443 864420 Email: [sullie@caerphilly.gov.uk](mailto:sullie@caerphilly.gov.uk))

**Date: 12th April 2017**

Dear Sir/Madam,

A meeting of the **Investigating and Disciplinary Committee** will be held in **Duffryn House, Ystrad Mynach** on **Thursday, 20th April, 2017** at **10.00 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

## 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.

- |   |   |  |
|---|---|--|
| 3 | To receive and consider the following referral(s) 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(s):- |  |
|---|---|--|

1 - 2

A greener place Man gwyrdach

A decorative graphic at the bottom of the page showing a stylized building and trees in green and yellow, set against a curved background.

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

- 4 To receive and consider referral(s) under the Council's Disciplinary Procedure for Statutory Officers and determine steps to be taken.

**Circulation:**

Councillors D.G. Carter (Chair), N. George, C.J. Gordon, J.A. Pritchard, S. Morgan and J. Taylor

For information substitute(s) Councillor R.W. Gough, D. Havard and T.J. Williams

And Appropriate Officers



## INVESTIGATING AND DISCIPLINARY COMMITTEE - 20TH APRIL 2017

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

**SUBJECT: TO RECEIVE AND CONSIDER REFERRAL(S) UNDER THE COUNCIL'S  
DISCIPLINARY PROCEDURE FOR STATUTORY OFFICERS AND  
DETERMINE STEPS TO BE TAKEN.**

**REPORT BY: SENIOR SOLICITOR**

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I have considered grounds for exemption of information to be presented to the Committee and make the following recommendations to the Proper Officer:-

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

Information relating to a particular individual(s) (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 referral/s contains detailed information regarding personal information which affects a particular individual/s and the affairs of that individual/s.

#### **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 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. The information contains personal data of staff members which is protected by the Data Protection Act 1998.

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 when considering excluding the public from this part of the meeting.

**RECOMMENDED DECISION ON EXEMPTION FROM DISCLOSURE:**

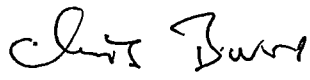
On that basis I feel that the public interest in maintaining the exemption outweighs the public interest in disclosing the information, and that the referral/s should be exempt.

**Date:** 11th April 2017  
**Post:** Senior Solicitor

**Signed:** 

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

**Signed:**   
\_\_\_\_\_  
Proper Officer

**Date:** 11/4/17