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For all enquiries relating to this agenda please contact Emma Sullivan
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Date: 7th June 2019

Dear Sir/Madam,

A meeting of the **Investigating and Disciplinary Committee** will be held in **Sirhowy Room, Penallta House, Ystrad Mynach** on **Thursday, 13th June, 2019** at **2.30 pm** to consider the matters contained in the following agenda. 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 if requested.

Yours faithfully,

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

Christina Harrhy
INTERIM CHIEF EXECUTIVE

AGENDA

	Pages	
1	To appoint a Chair for the ensuing year.	
2	To receive apologies for absence.	
3	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

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



- 4 To receive and consider the following report(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

- 5 To consider the report from the Designated Independent Person.

Circulation:

Councillors M.A. Adams, A. Angel, D.T. Davies, N. George, C.J. Gordon, J. Simmonds and J. Taylor

And Appropriate Officers

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Agenda Item 4



INVESTIGATING AND DISCIPLINARY COMMITTEE – 13TH JUNE 2019

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

SUBJECT: TO CONSIDER THE REPORT FROM THE DESIGNATED INDEPENDENT PERSON

REPORT BY: HEAD OF LEGAL SERVICES & MONITORING OFFICER

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 report 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 the council for decisions taken in relation to staffing issues, this must be balanced against the fact that these matters have not yet been concluded and outweigh the the information being made public.

The information is not affected by any other statutory provision which requires the information to be publicly available. The information contains personal information of staff member(s) 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 press and 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

5/6/19

Post:

Head of Legal Services & Monitoring Officer

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

Signed:

Proper Officer

Date:

5/6/19.

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