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Date: 27th September 2019

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Dear Sir/Madam,

A **Special Meeting of Council** will be held in the **Council Chamber - Penallta House, Tredomen, Ystrad Mynach** on **Thursday, 3rd October, 2019** at **6.00 pm** to consider the matters contained in the following agenda.

Yours faithfully,

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

Christina Harrhy
INTERIM CHIEF EXECUTIVE

A G E N D A

Pages

1 To receive apologies for absence.

2 Declarations of Interest.

A greener place Man gwyrddach



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 reports: -

- | | | |
|---|-------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------|-------|
| 3 | 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:- | 1 - 2 |
| 4 | Disciplinary Investigation in Relation to the Chief Executive. | 3 - 8 |

Circulation:

All Members And Appropriate Officers

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COUNCIL – 3RD OCTOBER 2019

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

SUBJECT: DISCIPLINARY INVESTIGATION IN RELATION TO THE CHIEF EXECUTIVE

REPORT BY: HEAD OF LEGAL SERVICES & MONITORING OFFICER

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

EXEMPTIONS APPLYING TO THE REPORT:

Information relating to a particular individual(s) (paragraph 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 personal information of a number of individuals.

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 information being made public whilst the disciplinary process is ongoing, of which this meeting of council is the final stage.

The information is not affected by any other statutory provision, which requires the information to be publicly registered or publicly available. The information contains personal data of staff member(s) which is protected by the Data Protection Act 2018.

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:

24/9/19

Post:

Head of Legal Services & Monitoring Officer

I accept/do not accept recommendation made above.

Signed:

Proper Officer

Date:

24/9/19

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Agenda Item 4

By virtue of paragraph(s) 12 of Part 1 of Schedule 12A
of the Local Government Act 1972.

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