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For all enquiries relating to this agenda please contact Sharon Hughes  
(Tel: 01443 864281 Email: [hughesj@caerphilly.gov.uk](mailto:hughesj@caerphilly.gov.uk))

Date: 9th March 2020

Dear Sir/Madam,

A meeting of the **Appeals Panel** will be held in the **Sirhowy Room - Penallta House, Tredomen, Ystrad Mynach** on **Monday, 16th March, 2020** at **9.30 am** 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 'Chrissy'.

**Christina Harrhy**  
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.

A greener place Man gwyrddach

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



- 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 To Consider and Determine an Appeal Against Dismissal.

**Circulation:**

Councillors W. David (Chair), K. Etheridge and J. Taylor

And Appropriate Officers

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## APPEALS PANEL – 16TH MARCH 2020

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

**SUBJECT:** TO CONSIDER AND DETERMINE AN APPEAL AGAINST DISMISSAL

**REPORT BY:** HEAD OF DEMOCRATIC SERVICES & DEPUTY 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 (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 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 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 at this stage the reasonable expectation of an individual that their personal information will remain private outweighs 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 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: 2<sup>nd</sup> March 2020

Post:

Head of Democratic Services & Deputy Monitoring Officer

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I accept/~~de-not-accept~~ the recommendation made above.

Signed:

  
Proper Officer

Date: 3/3/20

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