



PLANNING COMMITTEE – 13TH JANUARY, 2016

PUBLIC INTEREST TEST – EXEMPTION FROM DISCLOSURE OF DOCUMENTS PARAGRAPHS 14 & 16, SCHEDULE 12A LOCAL GOVERNMENT ACT 1972

**SUBJECT: TOWN AND COUNTRY PLANNING ACT 1990
APPLICATION NUMBER 14/0604/OUT
APPEAL BY SRJ & JG PARTNERSHIP – SITE AT CAR PARK AIWA
TECHNOLOGY PARK, NEWBRIDGE – PLANNING INQUIRY UPDATE**

REPORT BY: INTERIM HEAD OF LEGAL SERVICES & MONITORING OFFICER

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 the financial or business affairs of any particular person (including the Authority holding that information) (paragraph 14). Information in respect of which a claim to legal professional privilege could be maintained in legal proceedings (paragraph 16).

FACTORS IN FAVOUR OF DISCLOSURE:

That there is a legitimate public interest in having full disclosure with regard to the way in which the Authority deals with Planning decisions.

PREJUDICE WHICH WOULD RESULT IF THE INFORMATION WERE DISCLOSED:

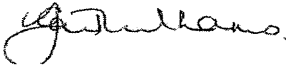
The report refers to the possible courses of action that are available to the Authority based on the receipt of legal advice and the financial implications arising.

MY VIEW ON THE PUBLIC INTEREST TEST IS AS FOLLOWS:

Due to the fact that the report is legal advice, the public interest test does not apply to a Section 16 exemption.

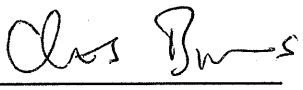
RECOMMENDED DECISION ON EXEMPTION FROM DISCLOSURE:

This report should be presented on an exempt basis due to the legal position that is detailed in the report

Signed:  Dated: 13th January, 2016

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

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

Signed:  Date: 13/1/16
Proper Officer