



## TAXI AND GENERAL SUB COMMITTEE – 27<sup>TH</sup> JUNE 2019

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

**SUBJECT: LOCAL GOVERNMENT (MISCELLANEOUS PROVISIONS) ACT 1982 -  
GRANT OF STREET TRADING CONSENT**

**REPORT BY: MONITORING OFFICER AND HEAD OF LEGAL SERVICES**

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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:**

The report contains information relating to a particular individual – paragraph 12 – Schedule 12A Local Government Act 1972.

**FACTORS IN FAVOUR OF DISCLOSURE:**

There is a public interest for the process to be open and transparent when councils consider applications for Street Trading Consents.

**PREJUDICE WHICH WOULD RESULT IF THE INFORMATION WERE DISCLOSED:**

The report includes personal information relating to the prospective consent holders and details of persons objecting to the grant of the consent.

**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 the determination of Street Trading Consents, this must be balanced against the fact that the report contains personal information about the prospective consent holders and objectors which must remain exempt from publication.

On that basis, I feel that the public interest in maintaining the exemption does outweigh 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 whether to exclude the press and public from the meeting when this agenda item is being considered.

**RECOMMENDED DECISION ON EXEMPTION FROM DISCLOSURE:**

On that basis I feel that the public interest in maintaining the exemption does outweigh the public interest in disclosing the information and that the report should be exempt.

**Signed:**

**Date:**

20/6/19.

**Post:**

Monitoring Officer and Head of Legal Services

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

**Signed:**

  
Proper Officer

**Date:**

20/6/19.



## TAXI AND GENERAL SUB COMMITTEE – 27<sup>TH</sup> JUNE 2019

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

**SUBJECT: APPLICATION FOR GRANT OF HACKNEY CARRIAGE LICENCE &  
EXEMPTION IN RESPECT OF WINDOW TINTING**

**REPORT BY: MONITORING OFFICER AND HEAD OF LEGAL SERVICES**

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:**

The report contains information relating to a particular individual – paragraph 12 – Schedule 12A Local Government Act 1972.

**FACTORS IN FAVOUR OF DISCLOSURE:**

There is a public interest for the process to be open and transparent when councils consider taxi licences.

**PREJUDICE WHICH WOULD RESULT IF THE INFORMATION WERE DISCLOSED:**

The report includes personal information relating to the Licence holder.

**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 taxi drivers, this must be balanced against the fact that the report contains personal information about the licence holder which must remain exempt from publication.

On that basis I feel that the public interest in maintaining the exemption does outweigh 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 whether to exclude the press and public from the meeting when this agenda item is being considered.

**RECOMMENDED DECISION ON EXEMPTION FROM DISCLOSURE:**

On that basis I feel that the public interest in maintaining the exemption does outweigh the public interest in disclosing the information and that the report should be exempt.

Signed: 

Date: 20/6/19

Post: Monitoring Officer and Head of Legal Services

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

Signed:   
Proper Officer

Date: 20/6/19



## TAXI AND GENERAL SUB COMMITTEE – 27TH JUNE 2019

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

**SUBJECT: APPLICATION FOR GRANT OF HACKNEY CARRIAGE LICENCE &  
EXEMPTION IN RESPECT OF WINDOW TINTING**

**REPORT BY: MONITORING OFFICER AND HEAD OF LEGAL SERVICES**

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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:**

The report contains information relating to a particular individual – paragraph 12 – Schedule 12A Local Government Act 1972.

**FACTORS IN FAVOUR OF DISCLOSURE:**

There is a public interest for the process to be open and transparent when councils consider taxi licences.

**PREJUDICE WHICH WOULD RESULT IF THE INFORMATION WERE DISCLOSED:**

The report includes personal information relating to the Licence holder.

**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 taxi drivers, this must be balanced against the fact that the report contains personal information about the licence holder which must remain exempt from publication.

On that basis I feel that the public interest in maintaining the exemption does outweigh 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 whether to exclude the press and public from the meeting when this agenda item is being considered.

**RECOMMENDED DECISION ON EXEMPTION FROM DISCLOSURE:**

On that basis I feel that the public interest in maintaining the exemption does outweigh the public interest in disclosing the information and that the report should be exempt.

Signed:  Date: 20/6/19

Post: Monitoring Officer and Head of Legal Services

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

Signed:  Date: 20/6/19  
Proper Officer



## TAXI AND GENERAL SUB COMMITTEE – 27<sup>TH</sup> JUNE 2019

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

**SUBJECT: LICENSING OF HACKNEY CARRIAGE/PRIVATE HIRE VEHICLE DRIVERS**

**REPORT BY: HEAD OF LEGAL SERVICES AND 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 with regard to disclosing personal information of persons who are granted a taxi licence.

**PREJUDICE WHICH WOULD RESULT IF THE INFORMATION WERE DISCLOSED:**

The report includes sensitive personal information relating to the applicant.

**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 taxi drivers, this must be balanced against the fact that some of the information contained in the report relates to sensitive personal information about the applicant.

There is a need to maintain the confidentiality of the sensitive personal information which outweighs the need for the information to be made public.

This 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 does outweigh 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 does outweigh the public interest in disclosing the information and that the information should be exempt.

**Signed:**

**Date:**

18/6/19.

**Post:**

**Head of Legal Services and Monitoring Officer**

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

**Signed:**

  
**Proper Officer**

**Date:**

18/6/19