

NORTH EAST (OUTER) AREA COMMITTEE

**Meeting to be held at Treetops Community Centre, Squirrel Way, off Shadwell Lane,
Alwoodley, Leeds LS17 8FQ on Monday, 22nd March, 2010 at 6.00 pm**

MEMBERSHIP

Councillors

G Wilkinson (Chair) - Wetherby;
A Lamb - Wetherby;
J Procter - Wetherby;

R D Feldman - Alwoodley;
Mrs R Feldman - Alwoodley;
P Harrand - Alwoodley;

A Castle - Harewood;
R Procter - Harewood;
A Shelbrooke - Harewood;

CONFIDENTIAL AND EXEMPT ITEMS

The reason for confidentiality or exemption is stated on the agenda and on each of the reports in terms of Access to Information Procedure Rules 9.2 or 10.4(1) to (7). The number or numbers stated in the agenda and reports correspond to the reasons for exemption / confidentiality below:

9.0 Confidential information – requirement to exclude public access

9.1 The public must be excluded from meetings whenever it is likely in view of the nature of the business to be transacted or the nature of the proceedings that confidential information would be disclosed. Likewise, public access to reports, background papers, and minutes will also be excluded.

9.2 Confidential information means

- (a) information given to the Council by a Government Department on terms which forbid its public disclosure or
- (b) information the disclosure of which to the public is prohibited by or under another Act or by Court Order. Generally personal information which identifies an individual, must not be disclosed under the data protection and human rights rules.

10.0 Exempt information – discretion to exclude public access

10.1 The public may be excluded from meetings whenever it is likely in view of the nature of the business to be transacted or the nature of the proceedings that exempt information would be disclosed provided:

- (a) the meeting resolves so to exclude the public, and that resolution identifies the proceedings or part of the proceedings to which it applies, and**
- (b) that resolution states by reference to the descriptions in Schedule 12A to the Local Government Act 1972 (paragraph 10.4 below) the description of the exempt information giving rise to the exclusion of the public.
- (c) that resolution states, by reference to reasons given in a relevant report or otherwise, in all the circumstances of the case, the public interest in maintaining the exemption outweighs the public interest in disclosing the information.

10.2 In these circumstances, public access to reports, background papers and minutes will also be excluded.

10.3 Where the meeting will determine any person's civil rights or obligations, or adversely affect their possessions, Article 6 of the Human Rights Act 1998 establishes a presumption that the meeting will be held in public unless a private hearing is necessary for one of the reasons specified in Article 6.

10.4 Exempt information means information falling within the following categories (subject to any condition):

- 1 Information relating to any individual
- 2 Information which is likely to reveal the identity of an individual.
- 3 Information relating to the financial or business affairs of any particular person (including the authority holding that information).
- 4 Information relating to any consultations or negotiations, or contemplated consultations or negotiations, in connection with any labour relations matter arising between the authority or a Minister of the Crown and employees of, or officer-holders under the authority.
- 5 Information in respect of which a claim to legal professional privilege could be maintained in legal proceedings.
- 6 Information which reveals that the authority proposes –
 - (a) to give under any enactment a notice under or by virtue of which requirements are imposed on a person; or
 - (b) to make an order or direction under any enactment
- 7 Information relating to any action taken or to be taken in connection with the prevention, investigation or prosecution of crime

A BRIEF EXPLANATION OF COUNCIL FUNCTIONS AND EXECUTIVE FUNCTIONS

There are certain functions that are defined by regulations which can only be carried out at a meeting of the Full Council or under a Scheme of Delegation approved by the Full Council. Everything else is an Executive Function and, therefore, is carried out by the Council's Executive Board or under a Scheme of Delegation agreed by the Executive Board.

The Area Committee has some functions which are delegated from full Council and some Functions which are delegated from the Executive Board. Both functions are kept separately in order to make it clear where the authority has come from so that if there are decisions that the Area Committee decides not to make they know which body the decision should be referred back to.

AGENDA

Item No	Ward	Item Not Open		Page No
1			<p>APPEALS AGAINST REFUSAL OF INSPECTION OF DOCUMENTS</p> <p>To consider any appeals in accordance with Procedure Rule 25 of the Access to Information Procedure Rules (in the event of an Appeal the press and public will be excluded)</p> <p>(*In accordance with Procedure Rule 25, written notice of an appeal must be received by the Chief Democratic Services Officer at least 24 hours before the meeting)</p>	

Item No	Ward	Item Not Open		Page No
2			<p>EXEMPT INFORMATION - POSSIBLE EXCLUSION OF THE PRESS AND PUBLIC</p> <p>1 To highlight reports or appendices which officers have identified as containing exempt information, and where officers consider that the public interest in maintaining the exemption outweighs the public interest in disclosing the information, for the reasons outlined in the report.</p> <p>2 To consider whether or not to accept the officers recommendation in respect of the above information.</p> <p>3 If so, to formally pass the following resolution:-</p> <p>RESOLVED – That the press and public be excluded from the meeting during consideration of the following parts of the agenda designated as containing exempt information on the grounds that it is likely, in view of the nature of the business to be transacted or the nature of the proceedings, that if members of the press and public were present there would be disclosure to them of exempt information, as follows:-</p> <p>Agenda Item 9 – Leeds City Credit Union – Branch Network</p> <p>Access to Information Procedure Rule 10.4 (3) – Information relating to the financial or business affairs of any particular person (including the authority holding that information).</p>	
3			<p>LATE ITEMS</p> <p>To identify items which have been admitted to the agenda by the Chair for consideration</p> <p>(The special circumstances shall be specified in the minutes)</p>	

Item No	Ward	Item Not Open		Page No
4			APOLOGIES FOR ABSENCE	
5			DECLARATION OF INTERESTS To declare any personal/prejudicial interests for the purpose of Section 81(3) of the Local Government Act 2000 and paragraphs 8 to 12 of the Members Code of Conduct	
6			OPEN FORUM In accordance with Paragraphs 6.24 and 6.25 of the Area Committee Procedure Rules, at the discretion of the Chair a period of up to 10 minutes may be allocated at each ordinary meeting for members of the public to make representations or to ask questions on matters within the terms of reference of the Area Committee. This period of time may be extended at the discretion of the Chair. No member of the public shall speak for more than three minutes in the Open Forum, except by permission of the Chair.	
7			MINUTES - 8TH FEBRUARY 2010 To confirm as a correct record the attached minutes of the meeting held on 8 th February 2010.	1 - 6
8			MATTERS ARISING FROM THE MINUTES	

Item No	Ward	Item Not Open		Page No
9		10.4(3)	<p>LEEDS CITY CREDIT UNION - BRANCH NETWORK (EXECUTIVE FUNCTION) (10 MINS)</p> <p>To receive and consider the attached joint report of the Director of City Development and the Chief Customer Services Officer.</p> <p>The report includes an Appendix which contains exempt information relating to the financial and business affairs of the Leeds City Credit Union. It is considered that the public interest in maintaining the exemption outweighs the public interest in disclosing the information, and the reasons for this view are outlined in the report.</p> <p>It will therefore be necessary for the Committee to consider whether or not to accept the officers recommendation in respect of the above referred to exempt information.</p> <p>If the Committee accept the officers recommendation regarding this matter, then it is necessary for it to pass the following formal resolution excluding the press and public from the meeting during the discussion and consideration of the exempt information :-</p> <p>RESOLVED – That the press and public be excluded from the meeting during the consideration of those parts of the agenda designated as exempt information on the grounds that it is likely, in view of the nature of the business to be transacted or the nature of the proceedings, that if members of the press and public were present there would be disclosure to them of exempt information.</p>	7 - 14
10			<p>CHILDREN'S SERVICES - AREA COMMITTEE PERFORMANCE REPORT (COUNCIL FUNCTION) (15 MINS)</p> <p>To receive and consider the attached report of the Director of Children's Services.</p>	15 - 28
11			<p>WELLBEING FUND - UPDATE REPORT (EXECUTIVE FUNCTION) (10 MINS)</p> <p>To receive and consider the attached report of the East North East Area Manager.</p>	29 - 44

Item No	Ward	Item Not Open		Page No
12			<p>AREA DELIVERY PLAN 2008 - 2011 - REFRESH FOR 2010/11 (EXECUTIVE FUNCTION) (5 MINS)</p> <p>To receive and consider the attached report of the East North East Area Manager.</p>	45 - 56
13			<p>TOWN AND PARISH COUNCIL FORUM - FEEDBACK REPORT (EXECUTIVE FUNCTION) (5 MINS)</p> <p>To receive and consider the attached report of the East North East Area Manager.</p>	57 - 60
14			<p>DATES, TIMES AND VENUES OF AREA COMMITTEE MEETINGS 2010/11 AND COMMITTEE'S WORK PROGRAMME 2010/11 (EXECUTIVE FUNCTION) (10 MINS)</p> <p>To receive and consider the attached report of the Chief Democratic Services Officer.</p> <p>MAP OF TONIGHT'S VENUE</p> <p>See attached location map.</p>	61 - 66