

# Public Document Pack

## **NOTIFICATION OF THE INTENTION FOR EXECUTIVE BOARD TO CONSIDER MATTERS IN PRIVATE**

**17<sup>TH</sup> DECEMBER 2014**

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## NOTIFICATION OF THE INTENTION FOR EXECUTIVE BOARD TO CONSIDER MATTERS IN PRIVATE

The Executive Board is the principal decision making body of the Council. All meetings of the Executive Board are open to the public, except where certain parts of an agenda contain exempt or confidential information. In these circumstances, the Executive Board may decide that it is in the public interest to discuss certain aspects of a report in private, and as such, choose to treat that specific part of the meeting as a 'private meeting' by excluding the public. Even when an element of a report is designated as exempt and considered in private, the remainder of the report and the related discussion by the Board will always be in the public domain.

Where there is a proposal for a meeting of Executive Board to consider part of a report in private, Part 2 of The Local Authorities (Executive Arrangements) (Meetings and Access to Information) (England) Regulations 2012 requires the Council to provide notification of its intention to do so.

This notice provides the required notification of the intention for certain aspects of the following Executive Board reports to be considered in private at its meeting on 17<sup>th</sup> December 2014.

<b>Issue Proposed to be Considered by Executive Board</b>	<b>The Reasons why Certain Aspects of the Report are Required to be Considered in Private</b>	<b>The Relevant Access to Information Procedure Rule – Further Information regarding these rules can be found within the Council's Constitution</b>	<b>Contact Person - To which any Representations should be made</b>
East Leeds Orbital Road	It is considered that the information contained in the exempt Appendix attached to this report relates to the financial or business affairs of a particular person, and of the Council, and therefore the public interest in maintaining the exemption outweighs the public interest in disclosing the information	Access to Information Procedure Rule 10.4 (3)	Contact : Mary Stockton  Tel: 0113 3952793  Email: <a href="mailto:mary.stockton@leeds.gov.uk">mary.stockton@leeds.gov.uk</a>
Update on proposal to develop a Social Enterprise in the form of a staff led mutual to deliver the Learning Disability	As an issue which may be considered by Executive Board on 17 December and at the time of publication of this notice it is anticipated that appendices to this report will be recommended to be exempt from publication under the provisions of Access	Access to Information Procedure Rules 10.4 (3),& (5)	Contact: Paul Broughton  Tel: 24778545  Email: <a href="mailto:paul.broughton@leeds.gov.uk">paul.broughton@leeds.gov.uk</a>

Community Support Service	<p>to Information Procedure Rule 10.4(3); and 10.4(5) as they contain commercially sensitive financial information and information in relation labour relations matters. Additionally, the appendices refer to information in respect of which a claim to legal professional privilege could be maintained in legal proceedings.</p> <p>Publication of this information would damage the council's interests and confidence of the council's procurement processes. It is therefore recommended that in all circumstances of the case, the public interest in maintaining the exemption outweighs the public interest in disclosing the information.</p>		
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Following the initial publication of this notice, confirmation has been received that the item(s) listed below which propose to contain exempt information require consideration during the private part of the **17<sup>th</sup> December 2014** Executive Board meeting. In line with Part 2 of The Local Authorities (Executive Arrangements) (Meetings and Access to Information) (England) Regulations 2012, the relevant Scrutiny Board Chair has provided confirmation that consideration of this matter is urgent and cannot reasonably be deferred.

<b>Issue Proposed to be Considered by Executive Board</b>	<b>The Reasons why Certain Aspects of the Report are Required to be Considered in Private</b>	<b>The Relevant Access to Information Procedure Rule – Further Information regarding these rules can be found within the Council's Constitution</b>	<b>Contact Person - To which any Representations should be made</b>
Design & Cost Report for Playing Pitches and Land at Woodhall Lane, Pudsey, LS28	The information contained in the Appendix to this report relates to the financial or business affairs of a particular person, and of the Council. This information is not publicly available from the statutory registers of information kept in relation to certain companies and charities. It is	Access to Information Procedure Rule 10.4(3)	Ben Middleton  City Development  Tel: 0113 247 7817 Email: ben.middlton@leeds.gov.uk

	considered that since this information was obtained through one to one negotiations for the purchase of the land/property referred to then it is not in the public interest to disclose this information at this point in time. Also the release of such information would or would be likely to prejudice the Council's commercial interests and undermine its attempts to acquire by agreement similar properties in the locality; in that owners of other similar properties would be aware about the nature and level of consideration which may prove acceptable to the Council. It is considered that whilst there may be a public interest in disclosure, much of this information will be available from the Land Registry following completion of the purchase and consequently the public interest in maintaining the exemption outweighs the public interest in disclosing this information at this point in time.		
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The reasons provided by the relevant directorate as to why the consideration of this matter cannot be delayed to a subsequent meeting are detailed below:-

- Officers have confirmed that it is necessary for the report to be presented to the December Executive Board as the acquisition needs to be progressed as soon as possible otherwise the Council may lose the opportunity. The Chair of the Sustainable Economy and Culture Scrutiny Board has confirmed that she is agreeable to the reasons for urgency supplied for the exempt appendix to this report.

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