

**Key Decisions to be made by Executive members; and  
Items to be considered in Private at Executive meetings**

**Between Tuesday 1 November 2016 to Wednesday 30  
November 2016 (inclusive)**

**Notice given under the Local Authorities (Executive  
Arrangements) (Meetings and Access to Information)  
(England) Regulations 2012**

**Representations to be received by no later than  
12 noon on Monday 31 October, 2016**

**First Published 30 September 2016**

## Children's Services

Anticipated Decisions	Key Decision Type	Private Item	Date of Decision	List of Documents to be submitted and address where they will be made available	Responsible Director  Contact Details  Report author
<p>CS071</p> <p><b>Schools' Model Disciplinary Policy and Guidance</b> Seeking approval by Cabinet so that the Schools' Model Disciplinary Policy can be recommended to Schools where the Local Authority is the employer for the Governing Bodies to adopt.</p> <p>Council Scorecard Priorities: Great Performance - 'Excellent people, excellent council'</p>	<p>New and/or amendments to operational policy or policies i.e. policies, standards or rules by which council employees or agents operate and deliver services;</p>	<p>No</p>	<p>November 2016</p>		<p>Matthew Sampson, Director of Children's Services</p> <p>Chris Ward, Director - Education</p> <p>Louise Lawrence. HR Business Partner 0121 569 3845 louise_lawrence@sandwell.gov.uk</p>

Anticipated Decisions	Key Decision Type	Private Item	Date of Decision	List of Documents to be submitted and address where they will be made available	Responsible Director  Contact Details  Report author
<p>CS073</p> <p><b>Schools' Model Grievance Policy and Guidance</b></p> <p>Seeking approval by Cabinet so that the Schools' Model Grievance Policy can be recommended to Schools where the Local Authority is the employer for the Governing Bodies to adopt.</p> <p>Council Scorecard Priorities: Great Performance - 'Excellent people, excellent council'</p>	<p>New and/or amendments to operational policy or policies i.e. policies, standards or rules by which council employees or agents operate and deliver services;</p>	<p>No</p>	<p>November 2016</p>		<p>Matthew Sampson Director of Children's Services</p> <p>Chris Ward Director - Education</p> <p>Louise Lawrence. HR Business Partner 0121 569 3845 louise_lawrence@sandwell.gov.uk</p> <p>Lakhbir Mahal, Assistant HR Business Partner 0121 569 3855 lakhbir_mahal@sandwell.gov.uk</p>

Anticipated Decisions	Key Decision Type	Private Item	Date of Decision	List of Documents to be submitted and address where they will be made available	Responsible Director  Contact Details  Report author
<p>CS074</p> <p><b>Schools' Model Management of Absence Policy and Guidance</b></p> <p>Seeking approval by Cabinet so that the Schools' Model Management of Absence Policy can be recommended to Schools where the Local Authority is the employer for the Governing Bodies to adopt.</p> <p>Council Scorecard Priorities: Great Performance - 'Excellent people, excellent council'</p>	<p>New and/or amendments to operational policy or policies i.e. policies, standards or rules by which council employees or agents operate and deliver services;</p>	<p>No</p>	<p>November 2016</p>		<p>Matthew Sampson, Director of Children's Services</p> <p>Chris Ward, Director - Education</p> <p>Louise Lawrence. HR Business Partner 0121 569 3845 <a href="mailto:louise_lawrence@sandwell.gov.uk">louise_lawrence@sandwell.gov.uk</a></p> <p>Lakhbir Mahal, Assistant HR Business Partner 0121 569 3855 lakhbir_mahal@sandwell.gov.uk</p>

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<p>CS075</p> <p><b>Schools' Model Redundancy Policy and Guidance</b></p> <p>Seeking approval by Cabinet so that the Schools' Model Redundancy Policy for School Based Teaching and Non-Teaching staff can be recommended to Schools where the Local Authority is the employer for the Governing Bodies to adopt.</p> <p>Council Scorecard Priorities: Great Performance - 'Excellent people, excellent council'</p>	<p>New and/or amendments to operational policy or policies i.e. policies, standards or rules by which council employees or agents operate and deliver services;</p>	<p>No</p>	<p>November 2016</p>		<p>Matthew Sampson Director of Children's Services</p> <p>Chris Ward Director - Education</p> <p>Louise Lawrence. HR Business Partner 0121 569 3845 louise_lawrence@sandwell.gov.uk</p> <p>Lakhbir Mahal, Assistant HR Business Partner 0121 569 3855 lakhbir_mahal@sandwell.gov.uk</p>

Anticipated Decisions	Key Decision Type	Private Item	Date of Decision	List of Documents to be submitted and address where they will be made available	Responsible Director  Contact Details  Report author
<p>CS076</p> <p><b>Schools' Model Capability Policy and Guidance</b></p> <p>Details of proposal: Seeking approval by Cabinet so that the Schools' Model Capability Policy for Non-Teaching staff can be recommended to Schools where the Local Authority is the employer for the Governing Bodies to adopt.</p> <p>Council Scorecard Priorities: Great Performance - 'Excellent people, excellent council'</p>	<p>New and/or amendments to operational policy or policies i.e. policies, standards or rules by which council employees or agents operate and deliver services;</p>	<p>No</p>	<p>November 2016</p>		<p>Matthew Sampson Director of Children's Services</p> <p>Chris Ward, Director - Education</p> <p>Louise Lawrence. HR Business Partner 0121 569 3845 louise_lawrence@sandwell.gov.uk</p> <p>Lakhbir Mahal, Assistant HR Business Partner 0121 569 3855 lakhbir_mahal@sandwell.gov.uk</p>

<b>Anticipated Decisions</b>	<b>Key Decision Type</b>	<b>Private Item</b>	<b>Date of Decision</b>	<b>List of Documents to be submitted and address where they will be made available</b>	<b>Responsible Director Contact Details Report author</b>
<p>CS083</p> <p><b>Delivery of Children's Services</b></p> <p>To approve the future model of delivery for Children's Services</p> <p>Council Scorecard Priorities: Great Performance - 'Excellent people, excellent council'</p>	(c)	<p>Information relating to the financial or business affairs of any particular person (including the authority holding that information).</p>	19 October	<p>Report from Director of Children's Services</p>	<p>Director of Children's Service Matthew Sampson</p> <p>Contact Officer Matthew Sampson Matthew_sampson@sandwell.gov.uk</p>

Anticipated Decisions	Key Decision Type	Private Item	Date of Decision	List of Documents to be submitted and address where they will be made available	Responsible Director  Contact Details  Report author
<p>CS084</p> <p><b>Formation of a Children's Trust to deliver services in Sandwell – Memorandum of Understanding</b></p> <p>To seek approval to a draft Memorandum of Understanding between the Secretary of State for Education and the Borough Council of Sandwell for the establishment of a Children's Trust.</p> <p>Council Scorecard Priorities: Great People, Great Place,</p>	(b)	No	November 2016	Memorandum of Understanding	<p>Matthew Sampson Director of Children's Services</p> <p>Darren Carter Interim Director of Resources</p> <p>Contact Officer Tara Malik Tara_malik@sandwell.gov.uk</p>



## Core Council Services

Anticipated Decisions	Key Decision Type	Private Item	Date of Decision	List of Documents to be submitted and address where they will be made available	Responsible Director  Contact Details  Report author
<p>CCS02</p> <p><b>The Provision of a new Oldbury Local.</b></p> <p>To improve the customer experience by providing a fit for purpose local facility which amalgamates service provision and allows customers to self serve where possible and provides a more personal/face-to-face service to deal with complex and multi-faceted issues</p> <p>Council Scorecard Priorities: Great performance Great place Great people Great prospects</p>	(a) (b) (c)	No	November 2016	Report, Appraisal Report.	<p>Adrian Scarrott Director - Neighbourhoods</p> <p>Paul Haden Service Manager – Customer 0121 569 3471 Paul_haden@sandwell.gov.uk</p>

## Highways and Environment

Anticipated Decisions	Key Decision Type	Private Item	Date of Decision	List of Documents to be submitted and address where they will be made available	Responsible Director  Contact Details  Report author
<p>HE051</p> <p><b>Flood Risk Management Service Delivery Arrangements</b></p> <p>To approve proposed Service Delivery Arrangements with Staffordshire County Council</p> <p>Council Scorecard Priorities: Great People, Great Place, Great Prospects, Great Performance</p>	(c)	No	November 2016	None	<p>Nick Bubalo Director- Regeneration &amp; Economy</p> <p>Contact Officer: Nigel Wilkins Group Manager Highway Services 0121 569 4027</p> <p>Kate Ashley, Strategic Lead Service Improvement 0121 569 2389</p>

Anticipated Decisions	Key Decision Type	Private Item	Date of Decision	List of Documents to be submitted and address where they will be made available	Responsible Director  Contact Details  Report author
<p>HE046</p> <p><b>Award of Parking Enforcement Contract and Extension</b></p> <p>To approve the award of parking enforcement and exemption to extend the existing contracts for ; Maintenance of Pay &amp; Display Parking Meters and Software &amp; Hardware Maintenance Support Agreement</p> <p>Council Scorecard Priorities: Great Place</p>	(b) (c)	Information relating to the financial or business affairs of any particular person (including the authority holding that information)	November 2016	None	<p>Nick Bubalo Director – Regeneration and Economy</p> <p>Robin Weare Service Manager Highways 0121 569 4171 Robin_weare@sandwell.gov.uk and</p> <p>Kate Ashley, Strategic Lead Service Improvement 0121 569 2389</p>

## Housing

Anticipated Decisions	Key Decision Type	Private Item	Date of Decision	List of Documents to be submitted and address where they will be made available	Responsible Director  Contact Details  Report author
<p>HG09</p> <p><b>Shaftesbury House, High Street, West Bromwich</b></p> <p>To consider recommendations for a housing scheme.</p> <p>Council Scorecard Priorities: Great Place – homes that meet people’s needs</p>	(a)	<p>Information relating to the financial or business affairs of any particular person (including the authority holding that information) and 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 office holders under, the authority.</p>	November 2016	None	<p>Nick Bubalo Director – Regeneration and Economy</p>

Anticipated Decisions	Key Decision Type	Private Item	Date of Decision	List of Documents to be submitted and address where they will be made available	Responsible Director  Contact Details  Report author
<p>HG21</p> <p><b>Supply of Plumbing Parts</b></p> <p>Supply of Plumbing Parts into the Roway Lane stores for use by Repairs Departments.</p> <p>Council Scorecard Priorities: Great Place</p>	(b)	No	November 2016	None	<p>Adrian Scarrott Director of Neighbourhood Services</p> <p>Wendy Jones Category Manager Procurement Services 0121 569 6098 Wendy_jones@sandwell.gov.uk</p>

Anticipated Decisions	Key Decision Type	Private Item	Date of Decision	List of Documents to be submitted and address where they will be made available	Responsible Director  Contact Details  Report author
<p>HG22</p> <p><b>Wallpaper, Paints, Brushes &amp; Sundries</b></p> <p>The supply of Wallpaper, Paints, Brushes &amp; Decorating Sundries into Stores for use by the Repairs Teams</p> <p>Council Scorecard Priorities: Great Place</p>	(b)	No	November 2016	None	<p>Adrian Scarrott Director - Neighbourhoods 0121 569 5034</p> <p>Steve Piddock Contract Administrator 0121 569 6023</p>

Anticipated Decisions	Key Decision Type	Private Item	Date of Decision	List of Documents to be submitted and address where they will be made available	Responsible Director Contact Details Report author
<p>HG27</p> <p><b>Roofing Repairs and Parts</b></p> <p>Tenders are invited for the provision of asphalt, built up felt and sheet and pitched roof repairs.</p> <p>Council Scorecard Priorities: Great People, Great Place,</p>	(b)	information relating to the financial or business affairs of any particular person (including the authority holding that information)	November 2016	None	<p>Adrian Scarrott Director - Neighbourhoods</p> <p>Matthew Cotter Category Manager Procurement Services 0121 569 6073 Matthew_cotter@sandwell.gov.uk</p>

Anticipated Decisions	Key Decision Type	Private Item	Date of Decision	List of Documents to be submitted and address where they will be made available	Responsible Director Contact Details Report author
<p>HG26</p> <p><b>Supply and Fit Composite Door Sets</b></p> <p>Tenders are invited for the supply and fit of fully assembled composite door sets for front and rear of the property as well as fire doors.</p> <p>Council Scorecard Priorities: Great People, Great Place,</p>	(b)	information relating to the financial or business affairs of any particular person (including the authority holding that information)	November 2016	None	<p>Adrian Scarrott Director - Neighbourhoods</p> <p>Matthew Cotter Category Manager Procurement Services 0121 569 6073 Matthew_cotter@sandwell.gov.uk</p>



Anticipated Decisions	Key Decision Type	Private Item	Date of Decision	List of Documents to be submitted and address where they will be made available	Responsible Director  Contact Details  Report author
<p>HG28</p> <p><b>Emergency Drain Clearance and Associated Underground Drainage Repairs</b></p> <p>The work entails the inspection, location and clearance of blockages to drains, sewers &amp; manholes using the appropriate equipment which includes jetting, washing down and disinfecting the affected area upon completion.</p> <p>Council Scorecard Priorities: Great People, Great Place,</p>	(b)	information relating to the financial or business affairs of any particular person (including the authority holding that information)	November 2016	None	<p>Adrian Scarrott Director - Neighbourhoods</p> <p>Matthew Cotter Category Manager Procurement Services 0121 569 6073 Matthew_cotter@sandwell.gov.uk</p>

Anticipated Decisions	Key Decision Type	Private Item	Date of Decision	List of Documents to be submitted	Responsible Director Contact Details Report author
<p>HG29</p> <p><b>Delivery of Building Materials to Multiple Location</b></p> <p>The supply of various building materials to carry out repairs to tenanted properties within the Borough of Sandwell., Wednesbury. There will also be the need to make deliveries to the Central Stores based at Roway Lane, Oldbury West Midlands.</p> <p>Council Scorecard Priorities: Great People, Great Place,</p>	(b)	information relating to the financial or business affairs of any particular person (including the authority holding that information)	November 2016	None	<p>Adrian Scarrott Director - Neighbourhoods</p> <p>Matthew Cotter Category Manager Procurement Services 0121 569 6073 Matthew_cotter@sandwell.gov.uk</p>

Anticipated Decisions	Key Decision Type	Private Item	Date of Decision	List of Documents to be submitted and address where they will be made available	Responsible Director  Contact Details  Report author
<p>HG31</p> <p><b>Sandwell Community Information and Participation Services (SCIPs)</b></p> <p>Requesting approval to award a 3 year Grant Agreement (2017-19) to SCIPs to support tenants and residents</p> <p>Council Scorecard Priorities: Great People Great Place</p>	(b)	No	16.11.16	None	<p>Ajman Ali Interim Director - Neighbourhoods</p> <p>Contact Officer: Manny Sehmbi Communities Team Manager Number 0121 569 4637 Email <a href="mailto:manny_sehmbi@sandwell.gov.uk">manny_sehmbi@sandwell.gov.uk</a></p>

**Public Health and Protection**

Anticipated Decisions	Key Decision Type	Private Item	Date of Decision	List of Documents to be submitted and address where they will be made available	Responsible Director Contact Details Report author
<p>PHP02</p> <p><b>Charges for pest control treatments in domestic premises</b></p> <p>To consider the introduction of charges for some pest control treatment in domestic premises, with exemptions for persons meeting certain criteria.</p> <p>Council Scorecard Priorities: GREAT PERFORMANCE - Getting the resources right</p>	(c)	No	16 November 2016	None	<p>Director of Adult Social Care, Health and Wellbeing</p> <p>Contact Officer: Stephen Gabriel 0121 569 5331 stephen_gabriel@sandwell.gov.uk</p>

<b>Anticipated Decisions</b>	<b>Key Decision Type</b>	<b>Private Item</b>	<b>Date of Decision</b>	<b>List of Documents to be submitted and address where they will be made available</b>	<b>Responsible Director Contact Details Report author</b>
<p>PHP03</p> <p><b>Commissioning of Drug and Alcohol Service</b> To approve commissioning of drug and alcohol service to reduce the prevalence of substance misuse and associated harms across Sandwell.</p> <p>Council's Scorecard Priority: Great People</p>	(b)	Information relating to the financial or business affairs of any particular person (including the authority holding that information).	16 November 2016	None	<p>David Stevens Director of Adult Social Care, Health and Wellbeing</p> <p>Ansaf Azhar Consultant in Public Health 0121 569 5185 Ansaf_azhar @sandwell.gov.uk</p>

<b>Anticipated Decisions</b>	<b>Key Decision Type</b>	<b>Private Item</b>	<b>Date of Decision</b>	<b>List of Documents to be submitted and address where they will be made available</b>	<b>Responsible Director  Contact Details  Report author</b>
<p>PHP04</p> <p><b>Targeted Good Start to Life support.</b></p> <p>Approval to develop a new service model.</p> <p>Council Scorecard Priorities: Great People Great Prospects</p>	(b)	No	16 November 2016	None	<p>Director of Adult Social Care, Health and Wellbeing</p> <p>Contact Officer: Sarah Farmer Early Years Programme Manager Public Health 0121 569 5058 sarah_farmer@sandwell.gov.uk</p>

Anticipated Decisions	Key Decision Type	Private Item	Date of Decision	List of Documents to be submitted and address where they will be made available	Responsible Director  Contact Details  Report author
<p>PHP08</p> <p><b>Fixed penalties for fly-tipping offences</b></p> <p>To approve the level of fixed penalty imposed under The Unauthorised Deposit of Waste (Fixed Penalties) Regulations 2016 and to amend the Scheme of Delegations so that officers within Neighbourhood Services can be authorised to issue penalty notices in relation to waste issues.</p> <p>Council Scorecard Priorities: GREAT PLACE: Cleaner streets and more recycling.</p>	(c)	No	November 2016	None	<p>Director of Adult Social Care, Health and Wellbeing</p> <p>Contact Officer: Stephen Gabriel 0121 569 5331 Email: stephen_gabriel@sandwell.gov.uk</p> <p>Director – Neighbourhoods</p> <p>Contact Officer Max Cookson 0121 569 4117 max_cookson@sandwell.gov.uk</p>

Anticipated Decisions	Key Decision Type	Private Item	Date of Decision	List of Documents to be submitted and address where they will be made available	Responsible Director Contact Details Report author
<p>PHP09</p> <p><b>Microchipping of dogs</b></p> <p>To approve an amendment of the Scheme of Delegation to include The Microchipping of Dogs (England) Regulations 2015 under those delegated to the Director – Neighbourhoods. Under these regulations the owner of a dog can be served with a notice requiring it to be microchipped within 21 days.</p> <p>Council Scorecard Priorities: GREAT PLACE: Cleaner streets and more recycling</p>	(c)	No	16 November 2016	None	<p>Director of Adult Social Care, Health and Wellbeing</p> <p>Contact Officer: Stephen Gabriel 0121 569 5331 stephen_gabriel@sandwell.gov.uk</p> <p>Director – Neighbourhoods</p> <p>Contact Officer: Max Cookson 0121 569 4117 max_cookson@sandwell.gov.uk</p>



Anticipated Decisions	Key Decision Type	Private Item	Date of Decision	List of Documents to be submitted and address where they will be made available	Responsible Director  Contact Details  Report author
<p>PHP10</p> <p><b>Cost recovery for requested Food Hygiene Rating Scheme (FHRS) re-inspections</b></p> <p>To approve early adoption of cost recovery for re-inspections under the FHRS when requested by business and to set the level of fee charged for this service.</p> <p>Council Scorecard Priorities: GREAT PROSPECTS: Investing in businesses, people and jobs</p>	(c)	No	16 November 2016	None	<p>Director of Adult Social Care, Health and Wellbeing</p> <p>Contact Officer: Stephen Gabriel 0121 569 5331 Email: stephen_gabriel@sandwell.gov.uk</p>

Anticipated Decisions	Key Decision Type	Private Item	Date of Decision	List of Documents to be submitted and address where they will be made available	Responsible Director Contact Details Report author
<p>PHP11</p> <p><b>Charges for House Surveys in support of UK Entry Clearance Applications</b></p> <p>To approve the introduction of a fee to carry out house surveys in support of applications to the UK Border Agency for entry clearance into the UK.</p> <p>Council Scorecard Priorities: GREAT PLACE: Homes that meet people's current and future needs</p>	(c)	No	16 November 2016	None	<p>Director of Adult Social Care, Health and Wellbeing</p> <p>Contact Officer: Stephen Gabriel 0121 569 5331</p> <p>stephen_gabriel@sandwell.gov.uk</p>

Anticipated Decisions	Key Decision Type	Private Item	Date of Decision	List of Documents to be submitted and address where they will be made available	Responsible Director Contact Details Report author
<p>LR14</p> <p><b>Quarter 2 Council Wide Budget Monitoring</b></p> <p>To consider the Quarter 2 Council Wide Budget Monitoring report for 2016/2017.</p> <p>Council Scorecard Priorities: Great People, Great Place, Great Prospects</p>	(b)	No	16 November 2016	None	<p>Darren Carter Chief Finance Officer Tel: 0121 569 8151 Darren_Carter@sandwell.gov.uk</p>

Anticipated Decisions	Key Decision Type	Private Item	Date of Decision	List of Documents to be submitted	Responsible Director Contact Details Report Author
<p>LR05</p> <p><b>Acquisition of 77 properties off plan from Metis Development on sites at: Dudley Road, Rowley; Clifton Lane, West Bromwich; Simpson Street, Oldbury and Whitehall Road, Tipton</b></p> <p>Acquisition of 74 new build properties and 3 refurbished properties off plan.</p> <p>Council Scorecard Priorities: Great People, Great Place, Great Prospects, Great Performance</p>	(b) (c)	Information relating to the financial or business affairs of any particular person (including the authority holding that information)	November 2016	None	<p>Nick Bubalo Director Regeneration and Economy</p> <p>Contact Officer: Alan Martin Partnerships Programme Manager Alan_martin@sandwell.gov.uk</p> <p>Warren Williams Partnerships Officer Warren_williams@sandwell.gov.uk 0121 569 5223</p>

Anticipated Decisions	Key Decision Type	Private Item	Date of Decision	List of Documents to be submitted	Responsible Director Contact Details Report author
<p>REI1023</p> <p><b>Smethwick Council House – Demolition and Redevelopment of obsolete office accommodation.</b></p> <p>To demolish obsolete office accommodation to the rear of the main building and prepare the site for housing redevelopment. This will include re-defining boundaries disconnection and re-provision of new services and completing works to the listed building as a result of demolition.</p> <p>Council Scorecard Priorities: Great People, Great Place, Great Prospects, Great Performance</p>	(b)	No	November 2016	None	<p>Nick Bubalo Director- Regeneration &amp; Economy</p> <p>Contact Officer: Alan Martin 0121 569 5349 alan_martin@sandwell.gov.uk</p>

The Local Authorities (Executive Arrangements) (Meetings and Access to Information) (England) Regulations 2012 requires local authorities to give 28 days notice (this means 4 full weeks plus 2 days, i.e. 30 days) of:-

- (a) the intention to hold a meeting of the executive in private and the reasons for that decision;  
(this is applicable to meetings of the Cabinet and its Committees)
- (b) the intention to make a key decision.  
(this is applicable to all meetings of the executive, including decisions taken by Cabinet Members)

Representations may be made to the Authority about why an item should not be considered in private within the timescales as indicated on the front sheet of the Notice.

This document and the tables to which it relates form the basis of the Notice as required by the Regulations.

### **Who takes Key Decisions?**

The Notice contains matters which it is believed will be key decisions to be taken by the executive during the period of the Notice.

The following series of tables, broken down into the areas of responsibility of each of the Cabinet Members, Cabinet or Cabinet Committees list the items which are likely to be considered as either a key decision or will not be open to the public during their consideration by the executive.

### **What does the Notice tell me?**

- What key decisions/private items are likely to be considered during the period of the Notice;
- Who is responsible for making those decisions;
- Which of the Council's Scorecard Priorities: Great People, Great Place, Great Prospects and Great Performance are affected by the proposals;

- A list, where available, of the documents which will be submitted for the consideration of the decision maker in relation to a key decision and an address from which public documents may be obtained;
- Any other relevant documents;
- Who you can contact for further information or to make representations about proposed private items.

### **What is a Key Decision?**

The Council defines a Key Decision as:

- (a) an executive decision which is likely to result in the Council incurring expenditure which exceeds that included in any approved revenue or capital budget or the limits set out within an approved borrowing or investment strategy and was not the subject of specific grant; or
- (b) an executive decision which is likely to result in the Council incurring expenditure, the making of savings or the generation of income amounting to:
  - £250,000 or more where the service area budget exceeds £10m;
  - £100,000 or more where the service area budget is less than £10m; or
- (c) an executive decision which is likely to be significant in terms of its effect on communities living or working in an area comprising two or more wards of the Borough

The part(s) of the definition which it is considered apply to each of the items listed in this Notice are indicated in the 'Anticipated Decisions' Column.

### **What is meant by Confidential and Exempt Information?**

Confidential information means information given to the Council by a Government Department on terms which prevent its public disclosure or information which cannot be publicly disclosed by statute or by Court Order.

In accordance with Schedule 12A of the Local Government Act 1972, as amended by the Local Government (Access to Information) (Variation) Order 2006, exempt information means information falling within the following 7 categories (subject to any condition):-

1. Information relating to any individual.
2. Information that 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 office 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:-
  - to give under any enactment a notice under or by virtue of which requirements are imposed on a person; or
  - 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.

**NOTE - Qualifications on the application of the Exemptions**

8. Information falling within Paragraph 3 above is not exempt information if it is required to be registered under any of the following Acts:-

The Companies Act 1985;

The Friendly Societies Acts 1974 or 1992;

The Industrial and Provident Societies Acts 1965 to 1978p;

The Building Societies Act 1986;

The Charities Act 1993.

9. Information is not exempt information if it relates to proposed development for which the local planning authority may grant itself planning permission pursuant to regulation 3 of the Town and Country Planning General Regulations 1992.



10. Information which:-

falls within any of Paragraphs 1 to 7 above; and

is not prevented from being exempt by virtue of paragraphs 8 or 9 above,

is exempt information **if and so long as, in all the circumstances of the case, the public interest in maintaining the exemption outweighs the public interest in disclosing the information.**

### How do I find out about an item listed in the Notice?

If you would like any information about an item listed in the Notice, you can contact the person named in the last column of each table. A contact telephone number is provided for you.

### How can I make representations?

If you wish to make any representations as to why a proposed Cabinet or Cabinet Committee item should not be considered in private, please contact the Democratic Services Unit on 0121 569 3188 or email [democratic\\_services@sandwell.gov.uk](mailto:democratic_services@sandwell.gov.uk) who will refer your representation to the Council's Monitoring Officer. A further notice will be made, five clear days prior to the decision being taken, stating if any representations have been made, what they were and the Monitoring Officer's decision on the matter.

### Additional items within the period of the Notice

Should any additional decisions be required, within that part of the Notice which exceeds 28 days, a further Notice will be supplied indicating the details of those additional items and the date by which representations can be made.