

CABINET

5 APRIL 2022

EXCLUSION OF THE PRESS AND PUBLIC

Portfolio Holder: Councillor Alan Jarrett, Leader of the Council

Report from: Bhupinder Gill, Assistant Director -
Legal and Governance

Author: Jon Pitt, Democratic Services Officer

Summary

This report summarises the content of exempt documents, which, in the opinion of the proper officer, will contain exempt information within one of the categories in Schedule 12A of the Local Government Act 1972. It is a matter for the Cabinet to determine whether the press and public should be excluded from the meeting during consideration of these documents.

1. Recommendation

- 1.1 The Cabinet is required to decide whether to exclude the press and public during consideration of the following documents because consideration of these matters in public would disclose information falling within one of the descriptions of exempt information contained in Schedule 12A to the Local Government Act 1972, as specified below, and, in all the circumstances of the case, the public interest in maintaining the exemption, outweighs the public interest in disclosing the information.

Report Title	Request for Consultation on Co-Educational Grammar School Places
Agenda Item	6
Summary	This Exempt Appendix sets out a Memorandum of Understanding
Category of exempt information (Schedule 12A of the Local Government Act 1972)	Not for publication under paragraph 3 of Schedule 12A of the Local Government Act 1972 – Information relating to financial or business affairs of any particular person (including the authority holding that information).

Report Title	Low Carbon Heat Network - Project Development Phase Proposal
Agenda Item	7
Summary	The three Exempt Appendices set out a feasibility study and related documents.
Category of exempt information (Schedule 12A of the Local Government Act 1972)	Not for publication under paragraph 3 of Schedule 12A of the Local Government Act 1972 – Information relating to financial or business affairs of any particular person (including the authority holding that information).

Report Title	Queen Street Development Update
Agenda Item	9
Summary	This exempt report updates the Cabinet on proposals relating to the development of the Queen Street car park site.
Category of exempt information (Schedule 12A of the Local Government Act 1972)	Not for publication under paragraphs 3 and 5 of Schedule 12A of the Local Government Act 1972 – Information relating to financial or business affairs of any particular person (including the authority holding that information). - Information in respect of which a claim to legal professional privilege could be maintained in legal proceedings.

Report Title	Claim Against Medway Council
Agenda Item	10
Summary	This exempt report sets out details in relation to a legal claim against Medway Council and asks the Cabinet to agree a course of action.
Category of exempt information (Schedule 12A of the Local Government Act 1972)	Not for publication under paragraphs 3 and 5 of Schedule 12A of the Local Government Act 1972 – Information relating to financial or business affairs of any particular person (including the authority holding that information). - Information in respect of which a claim to legal professional privilege could be maintained in legal proceedings.

- 1.2 Members are advised that the Local Authorities (Executive Arrangements) (Meetings and Access to Information) (England) Regulations 2012 requires 28 clear days' notice of a Cabinet meeting to be held in private.
- 1.3 Notices of intention to conduct business in private were originally issued on 7 February 2022 (Agenda Item No.7), 7 March 2022 (Agenda item No. 9) and 28 March 2022 (Agenda Item No.6 and Agenda Item No. 10). No representations have been received.
- 1.4 This report confirms the previous notice of intention to conduct this business in private.

Lead Officer Contact

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Appendices

None

Background Papers

[Forward Plan - Cabinet 8 March 2022](#)

[Forward Plan – Cabinet 5 April 2022](#)

[Forward Plan – Cabinet 5 April 2022 – Update No.1](#)