

## **Local Authorities (Executive Arrangements) (Meetings and Access to Information) (England) Regulations 2012**

### **Notice under Regulation 5 – private meeting where less than 28 days’ public notice has been given**

The Local Authorities (Executive Arrangements) (Meetings and Access to Information) (England) Regulations 2012 prescribe that 28 clear days’ notice must be given by a decision-making body where it intends to hold the whole or part of a meeting in private because confidential or exempt information would otherwise be disclosed.

Under the provisions of the above named Regulations the following report entitled **Building Safety, Compliance Report. Anthony Brown, RMS Consulting: April 2021** will contain an annex which may be considered, in private, at the meeting of Cabinet to be held on **14<sup>th</sup> December 2021**

The annex may be considered in private as it contains Exempt Information as described in **Paragraph 3** of Part 1 of Schedule 12A to the Local Government Act 1972 (as amended) in that the information relates to **The Building Safety Compliance Report (Anthony Brown, Robust Management, April 2021) that contains commercially sensitive information** is provided as private appendix 1 to this report

**Appendix 1 is private in accordance with Schedule 12A Local Government Act 1972, as amended by the Local Government (Access to Information) (Variation) Order 2006 namely it contains information relating to the financial and business affairs of third parties (including the Authority holding that information). It is considered that the disclosure of the information would adversely affect those third parties including the Authority and therefore the public interest in maintaining the exemption, which would protect the rights of an individual or the Authority, outweighs the public interest in disclosing the information and providing greater openness and transparency in relation to public expenditure in the Authority’s decision making.**

Please note that the covering report for this item of business will be available for public inspection and there will be public discussion of the business at the meeting. It is only if there is likely to be a need to discuss the details of the commercially sensitive information that the meeting will move into private session.

Reasons why the meeting is urgent and cannot reasonably be deferred:

**To provide Cabinet with an early opportunity to review the actions being taken by officers following and external report by Anthony Brown Robust Management Consultants in relation to the Councils compliance obligations.**

**Contact: Asad Bhatti, Head of Building Safety**

Dated: **22/11/21**  
Julie Muscroft

Service Director – Legal, Governance and Commissioning

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As required by Regulation 5 of the Regulations, the Chair of the Overview and Scrutiny Management Committee has been informed of the matter about which the decision is to be made by and given the above notice.