

**FORWARD PLAN OF KEY DECISIONS AND EXEMPT ITEMS
TO BE CONSIDERED BY THE CABINET ON
FORWARD PLAN FOR THE CABINET MEETING ON 24 MAY 2019.**

The County Council is required to publish a document (the Forward Plan) 28 days before a meeting of its Cabinet, setting out:

- Key Decisions to be taken (see definition overleaf).
- Decisions to be taken in private i.e. Exempt Items (see explanation note overleaf)

This Forward Plan lists the Key Decisions and Exempt Items to be considered at the Cabinet meetings to be held on Friday 24 May 2019.

The Cabinet comprises up to ten members of the County Council and is appointed by the leader. At the time of writing, the Cabinet is made up of the following eight members of the County Council:-

Mr. N. J. Rushton CC (Chairman)
Mr. R. Blunt CC
Mr. I. D. Ould OBE CC
Mr. B. L. Pain CC
Mrs. P. Posnett CC
Mrs L. Richardson CC
Mr. J. B. Rhodes CC
Mr. R. Shepherd CC

A copy of this document will be displayed on the County Hall notice board and on the County Council's website. Further details of items to be considered at the Cabinet meeting will also be published in the agenda for the meeting which will also be displayed on the County Hall notice board and on the County Council's website 5 clear days before the meeting.

Paragraph 5 of the Local Authorities (Executive Arrangements) (Meetings and Access to Information) (England) Regulations 2012 provides for members of the public to make representations to the County Council on why an exempt item should be considered in public, rather than in private. Persons wishing to make such representations and/or obtain further details in respect of any issues referred to in the Plan should contact the undermentioned officer.

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Key Decisions

In the Local Authorities (Executive Arrangements) (Meetings and Access to Information) (England) Regulations 2012 a “key decision” means an executive decision, which is likely -

(a) to result in the relevant local authority incurring expenditure which is, or the making of savings which are, significant having regard to the relevant local authority’s budget for the service or function to which the decision relates; or .

(b) to be significant in terms of its effects on communities living or working in an area comprising two or more wards or electoral divisions in the area of the relevant local authority.

Categories of Exempt Information

Schedule 12A (Access to Information: Exempt Information) of the Local Government Act 1972 lists the following categories of Exempt Information.

[NOTE – All categories are subject to the application of a public interest test – see paragraph 10.]

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 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 –
 - (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.

Public Interest Test – Paragraph 10

The above information is only 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.

Town and Country Planning

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.

Matter for Decision	Key Decision?	Reporting Chief Officer(s)	Consultation Arrangements (Where applicable) Who and How?	Is the matter to be considered in open or exempt session?	Documents to be submitted (where known)
Special Educational Needs and Disabilities Provision - Outcome of Consultation on Development of New Provision (High Needs Block Development Plan)	Yes	Director of Children and Family Services	A 12-week public consultation was undertaken from 7 January to 31 March 2019. Drop-in events were held around the County and a questionnaire (on-line and hard copy) was available. Consultees included children and young people with SEND and their parents/carers, governing bodies, principals and Trustees of schools, providers of Early Years Education, and other professional organisations. The Children and Families Overview and Scrutiny Committee received a report on 22 January 2019 and will receive a further report on 4 June 2019.	Open	None
Capital Investment into Adult Social Care Accommodation Based Support Services	Yes	Director of Adults and Communities and Director of Corporate Resources	Market engagement has informed the strategic business case. Consultation with district councils took place in June 2018 and May 2019. The Adults and Communities Overview and Scrutiny Committee received reports on 6 November 2018 and 11 March 2019 and will receive a further report on 10 June 2019.	Open	None
Provisional Revenue and Capital Outturn 2018/19	Yes	Director of Corporate Resources	A report will be considered by the Scrutiny Commission on 12 June 2019 (it receives regular monitoring reports during the year).	Open	None

Matter for Decision	Key Decision?	Reporting Chief Officer(s)	Consultation Arrangements (Where applicable) Who and How?	Is the matter to be considered in open or exempt session?	Documents to be submitted (where known)
Medium Term Financial Strategy - Consultation and Engagement	Yes	Director of Corporate Resources	None (the report will propose consultation).	Open	None
Zouch Bridge Replacement	Yes	Director of Environment and Transport	None. (Planning permission is in place for the proposed scheme and the necessary Orders have been agreed; no further consultation is required).	Open	None