

## Haringey Council

### Written Statement/Record of a decision made by an officer under delegated authority

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| Decision Maker (Post Title) | <i>Robbie McNaugher MRTPI – Head of Development Management and Planning Enforcement</i>                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                      |
| Subject of the decision     | 819-829 High Road, Tottenham, London, N17 8ER                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                |
| Date of decision            | 04/03/2023                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                   |
| Decision                    | <p>The Head of Development Management has used their sole discretion to allow an extension to the timeframe for completion of the agreement to the 04/03/2023 in accordance with the provisions set out in paragraph 2.2 of the report to the Planning Sub Committee.</p> <p>The Council entering into a <i>section 106 agreement</i> to secure the following heads of terms:</p> <p><b>1. Affordable Housing</b><br/> Affordable Student Accommodation – Affordable Student Accommodation Scheme to be submitted for approval prior to commencement of development:</p> <ol style="list-style-type: none"> <li>a. Minimum of 35% of the proposed accommodation shall be affordable student bedspaces (101 student bedspaces)</li> <li>b. Affordable student accommodation residents to have access to the same communal amenity as the market accommodation.</li> <li>c. The rent charged must include all services and utilities which are offered as part of the package for an equivalent non-affordable room in the</li> <li>d. development. There should be no additional charges specific to the affordable accommodation.</li> </ol> <p><b>2. Affordability</b></p> <ol style="list-style-type: none"> <li>a. Affordable student accommodation shall meet the following affordability criteria: <ul style="list-style-type: none"> <li>• The definition of affordable student accommodation is a Purpose-built student accommodation (PBSA) bedroom that is provided at a rental cost for the academic year equal to or below 55 per cent of the maximum income that a new full-time student studying in London and living away from home could receive from the Government's maintenance loan for living costs for that academic year.</li> <li>• The actual amount the Mayor defines as affordable student accommodation for the coming academic year is published in the Mayor's Annual Monitoring Report.</li> <li>• Should the Government make significant changes to the operation of the maintenance loan for living costs as the main source of income available from</li> </ul> </li> </ol> |

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|  | <p>the Government for higher education students, the Mayor will review the definition of affordable student accommodation and may provide updated guidance.</p> <ul style="list-style-type: none"> <li>b. the affordable student accommodation bedrooms shall be allocated by the higher education provider(s) that operates the accommodation, or has the nomination right to it, to students it considers most in need of the accommodation.</li> <li>c. The rent charged must include all services and utilities which are offered as part of the package for an equivalent non-affordable room in the development. There should be no additional charges specific to the affordable accommodation.</li> <li>d. The initial annual rental cost for the element of affordable accommodation should not exceed the level set out in the Mayor's Annual Monitoring Report for the relevant year. For following years, the rental cost for this accommodation shall be linked to changes in a nationally recognised index of inflation.</li> <li>e. A review period shall be set to allow for recalibrating the affordable student accommodation to the level stated as affordable in the Mayor's Annual Monitoring Report.</li> </ul> <p><b>3. Viability Review Mechanism</b></p> <ul style="list-style-type: none"> <li>a. Early-Stage Review if not implemented within 2 years.</li> <li>b. Break review – review if construction is suspended for 2 years or more.</li> </ul> <p><b>4. Student use only in term time</b> - Accommodation secured for the use of students only during the academic year.</p> <ul style="list-style-type: none"> <li>- Outside of the academic year the building shall only provide accommodation for conference delegates, visitors, interns on university placements, and students on short-term education courses or any similar use at any institution approved in advance in writing by the local planning authority, acting reasonably. The temporary use shall not disrupt the accommodation of the resident students during their academic year. Any ancillary use described above shall only be for a temporary period each year and shall not result in a material change of use of the building.</li> </ul> <p><b>5. Nomination Agreement</b> - The majority of the bedrooms in the development including all of the affordable student accommodation bedrooms shall be</p> |
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|  | <p>secured through a nomination agreement for occupation by students of one or more higher education provider.</p> <p><i>Transportation</i></p> <p><b>6. Future Connectivity &amp; Access Plan</b> – setting out how the development shall be constructed to allow for potential future pedestrian, cycling and vehicular access across the development to and from adjacent land (Peacock Industrial Estate).</p> <p><b>7. Percival Court resurfacing</b> - Works to resurface Percival Court within the application site and for the length of the application site up to the High Road.</p> <p><b>8. Car Capping</b> – No future occupiers will be entitled to apply for a residents or business parking permit under the terms of the relevant Traffic Management Order controlling on-street parking in the vicinity of the development. The applicant must contribute a sum of £4000 (four thousand pounds) towards the amendment of the Traffic Management Order for this purpose.</p> <p><b>9. Car Club Contributions</b> - Two years' free membership for all residents and £50.00 credit.</p> <p><b>10. Student &amp; Commercial Travel Plans</b> comprising:</p> <ol style="list-style-type: none"> <li>Appointment of a Travel Plan Coordinator (to also be responsible for monitoring Delivery Servicing Plan) to monitor the travel plan initiatives annually for a minimum period of 5 years.</li> <li>Provision of welcome induction packs containing public transport and cycling/walking information, map and timetables, along with a £200 voucher for active travel related equipment purchases for every new student.</li> <li>Each travel plan requires the payment of £2,000 (two thousand pounds) per year, per travel plan for monitoring of the travel plans for a period of 5 years.</li> </ol> <p><i>Employment and Training</i></p> <p><b>11. Employment &amp; Skills Plan</b> - Including Construction apprenticeships Support Contribution and Skills Contribution (to be calculated in accordance with Planning Obligations SPD).</p> <p><b>12. Commitment to being part of the borough's Construction Partnership.</b></p> <p><i>Carbon Management and Sustainability</i></p> |
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|                          | <p><b>13. Energy &amp; Potential future connection to District Energy Network</b></p> <ol style="list-style-type: none"> <li>Submission of Energy Plan for approval by LPA</li> <li>Ensure the scheme is designed to take heat supply from the proposed DEN where viable (including submission of DEN Feasibility Study)</li> <li>Design of secondary and (on-site) primary District Heat Network (DHN) in accordance with LBH Generic Specification and approval of details at design, construction, and commissioning stages.</li> <li>Use all reasonable endeavours to negotiate a supply and connection agreement with the DHN within a 10-year window from the date of a planning permission.</li> <li>Sustainability review</li> <li>Heating strategy fall-back option if not connecting to the DEN</li> <li>Deferred carbon off-set contribution</li> <li>To install solar PV in the roof area reserved for the low-carbon heating solution if connecting to the DEN</li> </ol> <p><b>14. Carbon offsetting</b></p> <ul style="list-style-type: none"> <li>Payment of an agreed carbon offset amount (residential &amp; non-residential) plus 10% management fee on commencement.</li> </ul> <p><i>Telecommunications</i></p> <p><b>15. Ultrafast broadband infrastructure</b> and connections to be provided.</p> <p>Construction</p> <p><b>16. Commitment to Considerate Contractors Scheme.</b></p> <p><b>17. Monitoring costs</b> in the sum of £15,106-00.</p> |
| Reasons for the decision | <p>The section 106 agreement needs to be entered into to secure the measures set out in the above heads of terms to ensure compliance with the development plan/that no planning harm results from the proposed development in planning application reference HGY/2023/2306 if planning permission is granted.</p> <p>The S106 follows the HoTs approved by the planning subs committee and the decision has been made after consideration of new submissions and changes as set out in the post-committee delegated report - whereby the Chair of the Planning Sub Committee's delegation for changes to Conditions and the s106 were sought and received.</p>                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                            |

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| Details of any alternative options considered and rejected by the officer when making the decision                                                                                                                                                                                                                                                          | Not entering into the section 106 agreement is unacceptable as it would not follow the decision of the planning sub-committee                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                     |
| <u>Conflicts of interest – Executive decisions</u><br><br>Details of any conflict of interest declared by a Cabinet Member who is consulted by the officer which relates to the decision and details of dispensation granted by the Council's Head of Place Service.                                                                                        | N/A                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                               |
| <u>Conflicts of interest – Non executive decisions</u><br><br>Where the decision is taken under an express delegation e.g. by a Committee, the name of any Member who declared a conflict of interest in relation to this matter at the committee meeting.                                                                                                  | N/A                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                               |
| Title of any document(s), including reports, considered by the officer and relevant to the above decision or where only part of the report is relevant to the above decision, that part)<br><br>These documents need to be attached to the copy of this record/statement kept by the Authority but must not be published if they contain exempt information | Planning Drawings <ul style="list-style-type: none"> <li>• Site Location Plan 220428 F3A ZZ EX ST A 8 9000 21/07/2023 07/08/2023</li> <li>• Existing Site Plan 220428 F3A ZZ EX ST A 8 9001 21/07/2023 07/08/2023</li> <li>• Demolition Site Plan 220428 F3A ZZ EX ST A 8 9002 21/07/2023 07/08/2023</li> <li>• Proposed Site Plan - existing context 220428 F3A ZZ EX ST A 8 9003 02/08/2023 07/08/2023</li> <li>• Demolition GA L00 floor plans (819-829) 220428 F3A ZZ 00 GA A 8 9025 21/07/2023 07/08/2023</li> <li>• Demolition GA L01 floor plans (819-829) 220428 F3A ZZ 01 GA A 8 9026 21/07/2023 07/08/2023</li> <li>• Demolition GA L02 floor plans (819-829) 220428 F3A ZZ 02 GA A 8 9027 21/07/2023 07/08/2023</li> <li>• Demolition GA Roof floor plans (819-829) 220428 F3A ZZ RF GA A 8 9028 21/07/2023 07/08/2023</li> <li>• Room 1 - 821 - Flat 2 - L01 Existing Internal Elevations 220428 F3A ZZ ZZ EL A 8 9031 26/07/2023 07/08/2023</li> <li>• Room 3 - 821 - Flat 2 - L01 Proposed set showing repairs to internal fabric 220428 F3A ZZ ZZ EL A 8 9032 26/07/2023 07/08/2023</li> <li>• Room 4 - 819 - Flat 1 - L01 Proposed set showing repairs to internal fabric 220428 F3A ZZ ZZ EL A 8 9033 26/07/2023 07/08/2023</li> <li>• Room 3 - 819 - Flat 3 - L02 Proposed set showing repairs to internal fabric 220428 F3A ZZ ZZ EL A 8 9034 26/07/2023 07/08/2023</li> </ul> |

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|  | <ul style="list-style-type: none"> <li>• Room 4 - 819 - Flat 3 - L02 Proposed set showing repairs to internal fabric 220428 F3A ZZ ZZ EL A 8 9035 26/07/2023 07/08/2023</li> <li>• GROUND FLOOR - Existing GA Plan (819-829 HR) 220428 F3A ZZ 00 GA A 8 2100 21/07/2023 07/08/2023</li> <li>• FIRST FLOOR - Existing GA Plan (819-829 HR) 220428 F3A ZZ 01 GA A 8 2101 21/07/2023 07/08/2023</li> <li>• SECOND FLOOR - Existing GA Plan (819-829 HR) 220428 F3A ZZ 02 GA A 8 2102 21/07/2023 07/08/2023</li> <li>• Existing Roof Plan (819-829 HR) 220428 F3A ZZ RF EL A 8 2103 21/07/2023 07/08/2023</li> <li>• GROUND FLOOR - Proposed GA Plan (819-829 HR) 220428 F3A ZZ 00 GA A 8 2104 26/07/2023 07/08/2023</li> <li>• FIRST FLOOR - Proposed GA Plan (819-829 HR) 220428 F3A ZZ 01 GA A 8 2105 04/08/2023 07/08/2023</li> <li>• SECOND FLOOR - Proposed GA Plan (819-829 HR) 220428 F3A ZZ 02 GA A 8 2106 04/08/2023 07/08/2023</li> <li>• THIRD FLOOR - Proposed GA Plan (819-829 HR) 220428 F3A ZZ 03 GA A 8 2107 04/08/2023 07/08/2023</li> <li>• Proposed Roof Plan (819-829 HR) 220428 F3A ZZ RF GA A 8 2108 02/08/2023 07/08/2023</li> <li>• GROUND FLOOR - Existing GA Plan (819-821 HR) 220428 F3A ZZ 00 GA A 8 2109 21/07/2023 07/08/2023</li> <li>• FIRST FLOOR - Existing GA Plan (819-821 HR) 220428 F3A ZZ 01 GA A 8 2110 21/07/2023 07/08/2023</li> <li>• SECOND FLOOR - Existing GA Plan (819-821 HR) 220428 F3A ZZ 02 GA A 8 2111 21/07/2023 07/08/2023</li> <li>• Existing Roof Plan (819-821 HR) 220428 F3A ZZ RF EL A 8 2112 21/07/2023 07/08/2023</li> <li>• GROUND FLOOR - Existing GA Significance Plan (819-821 HR) 220428 F3A ZZ 00 GA A 8 2113 21/07/2023 07/08/2023</li> <li>• FIRST FLOOR - Existing GA Significance Plan (819-821 HR) 220428 F3A ZZ 01 GA A 8 2114 21/07/2023 07/08/2023</li> <li>• SECOND FLOOR - Existing GA Significance Plan (819-821 HR) 220428 F3A ZZ 02 GA A 8 2115 21/07/2023 07/08/2023</li> <li>• Existing Roof Significance Plan (819-821 HR) 220428 F3A ZZ RF EL A 8 2116 21/07/2023 07/08/2023</li> </ul> |
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|  | <ul style="list-style-type: none"> <li>• GROUND FLOOR - Demolition GA Plan (819-821 HR) 220428 F3A ZZ 00 GA A 8 2117 21/07/2023 07/08/2023</li> <li>• FIRST FLOOR - Demolition GA Plan (819-821 HR) 220428 F3A ZZ 01 GA A 8 2118 21/07/2023 07/08/2023</li> <li>• SECOND FLOOR - Demolition GA Plan (819-821 HR) 220428 F3A ZZ 02 GA A 8 2119 21/07/2023 07/08/2023</li> <li>• Demolition Roof Plan (819-821 HR) 220428 F3A ZZ RF EL A 8 2120 21/07/2023 07/08/2023</li> <li>• GROUND FLOOR - Proposed GA Plan (819-821 HR) 220428 F3A ZZ 00 GA A 8 2121 02/08/2023 07/08/2023</li> <li>• FIRST FLOOR - Proposed GA Plan (819-821 HR) 220428 F3A ZZ 01 GA A 8 2122 02/08/2023 07/08/2023</li> <li>• SECOND FLOOR - Proposed GA Plan (819-821 HR) 220428 F3A ZZ 02 GA A 8 2123 02/08/2023 07/08/2023</li> <li>• THIRD FLOOR - Proposed GA Plan (819-821 HR) 220428 F3A ZZ 03 EL A 8 2124 17/07/2023 07/08/2023</li> <li>• Proposed Roof Plan (819-821 HR) 220428 F3A ZZ RF EL A 8 2125 02/08/2023 07/08/2023</li> <li>• Existing GA Elevation with Demolition 220428 F3A ZZ ZZ EL A 8 2500 21/07/2023 07/08/2023</li> <li>• Existing GA Elevation North (823-829) 220428 F3A ZZ ZZ EL A 8 2501 21/07/2023 07/08/2023</li> <li>• Existing GA Elevation South (819-821) 220428 F3A ZZ ZZ EL A 8 2502 21/07/2023 07/08/2023</li> <li>• Existing GA Elevation East (819-821) 220428 F3A ZZ ZZ EL A 8 2503 21/07/2023 07/08/2023</li> <li>• Existing GA Elevation East (823-829) 220428 F3A ZZ ZZ EL A 8 2504 02/08/2023 07/08/2023</li> <li>• Existing GA Elevations - Sections West (819-821) 220428 F3A ZZ ZZ EL A 8 2509 21/07/2023 07/08/2023</li> <li>• Existing GA Elevations - Sections West (823-829) 220428 F3A ZZ ZZ EL A 8 2510 21/07/2023 07/08/2023</li> <li>• Demolition Elevations North (823-829) 220428 F3A ZZ EX EL A 8 2511 21/07/2023 07/08/2023</li> <li>• Demolition Elevation South (819-821) 220428 F3A ZZ EX EL A 8 2512 21/07/2023 07/08/2023</li> <li>• Demolition Elevation East (823-829) 220428 F3A ZZ EX EL A 8 2513 21/07/2023 07/08/2023</li> <li>• Demolition Elevation East (819-821) 220428 F3A ZZ EX EL A 8 2514 21/07/2023 07/08/2023</li> </ul> |
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|  | <ul style="list-style-type: none"> <li>• Demolition Elevations - Sections West (819-821) 220428 F3A ZZ EX EL A 8 2515 21/07/2023 07/08/2023</li> <li>• Demolition Elevations - Sections West (823-829) 220428 F3A ZZ EX EL A 8 2516 21/07/2023 07/08/2023</li> <li>• Existing GA Section AA (819-821) 220428 F3A ZZ ZZ SE A 8 2600 21/07/2023 07/08/2023</li> <li>• Existing GA Section BB (819-821) 220428 F3A ZZ ZZ SE A 8 2601 21/07/2023 07/08/2023</li> <li>• Existing GA Section CC (819-821) 220428 F3A ZZ ZZ SE A 8 2602 21/07/2023 07/08/2023</li> <li>• Demolition Section AA (819-821) 220428 F3A ZZ ZZ SE A 8 2604 21/07/2023 07/08/2023</li> <li>• Demolition Section BB (819-821) 220428 F3A ZZ ZZ SE A 8 2605 21/07/2023 07/08/2023</li> <li>• Demolition Section CC (819-821) 220428 F3A ZZ ZZ SE A 8 2606 21/07/2023 07/08/2023</li> <li>• GROUND FLOOR - Proposed GA Plan 220428 F3A ZZ 00 GA A 8 2127 04/08/2023 07/08/2023</li> <li>• FIRST FLOOR - Proposed GA Plan 220428 F3A ZZ 01 GA A 8 2128 04/08/2023 07/08/2023</li> <li>• SECOND FLOOR - Proposed GA Plan 220428 F3A ZZ 02 GA A 8 2129 04/08/2023 07/08/2023</li> <li>• THIRD FLOOR - Proposed GA Plan 220428 F3A ZZ 03 GA A 8 2130 04/08/2023 07/08/2023</li> <li>• FOURTH FLOOR - Proposed GA Plan 220428 F3A ZZ 04 GA A 8 2131 04/08/2023 07/08/2023</li> <li>• FIFTH FLOOR - Proposed GA Plan 220428 F3A ZZ 05 GA A 8 2132 04/08/2023 07/08/2023</li> <li>• SIXTH FLOOR - Proposed GA Plan 220428 F3A ZZ 06 GA A 8 2133 04/08/2023 07/08/2023</li> <li>• Proposed Roof Plan 220428 F3A ZZ RF GA A 8 2134 02/08/2023 07/08/2023</li> <li>• Proposed GA Elevations North ( 823-827) 220428 F3A ZZ ZZ EL A 8 2517 02/08/2023 07/08/2023</li> <li>• Proposed GA Elevations South ( 819-821) 220428 F3A ZZ ZZ EL A 8 2518 02/08/2023 07/08/2023</li> <li>• Proposed GA Elevations East ( 823-829) 220428 F3A ZZ ZZ EL A 8 2519 02/08/2023 07/08/2023</li> <li>• Proposed GA Elevations East ( 819-821) 220428 F3A ZZ ZZ EL A 8 2520 02/08/2023 07/08/2023</li> <li>• Proposed GA Elevations-Sections West (819-821) 220428 F3A ZZ ZZ EL A 8 2521 17/07/2023 07/08/2023</li> <li>• Proposed GA Elevations-Sections West (823-829) 220428 F3A ZZ ZZ EL A 8 2522 17/07/2023 07/08/2023</li> <li>• Proposed GA Elevations North and West 220428 F3A ZZ ZZ EL A 8 2524 02/08/2023 07/08/2023</li> </ul> |
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|  | <ul style="list-style-type: none"> <li>• Proposed GA Elevations South and HR East 220428 F3A ZZ ZZ EL A 8 2525 02/08/2023 07/08/2023</li> <li>• Proposed GA Elevations - Sections 220428 F3A ZZ ZZ EL A 8 2526 02/08/2023 07/08/2023</li> <li>• Proposed GA Illustrative Materials Elevations Study 220428 F3A ZZ ZZ EL A 8 2530 21/07/2023 07/08/2023</li> <li>• Proposed GA Illustrative Materials Elevations Study 220428 F3A ZZ ZZ EL A 8 2531 21/07/2023 07/08/2023</li> <li>• Proposed GA Illustrative Materials Elevations Study 220428 F3A ZZ ZZ EL A 8 2532 21/07/2023 07/08/2023</li> <li>• Proposed GA Illustrative Materials Elevations Study 220428 F3A ZZ ZZ EL A 8 2533 21/07/2023 07/08/2023</li> <li>• Proposed GA Illustrative Materials Elevations Study 220428 F3A ZZ ZZ EL A 8 2534 21/07/2023 07/08/2023</li> <li>• Proposed GA Illustrative Materials Elevations Study 220428 F3A ZZ ZZ EL A 8 2535 21/07/2023 07/08/2023</li> <li>• Proposed GA Illustrative Materials Elevations Study 220428 F3A ZZ ZZ EL A 8 2536 21/07/2023 07/08/2023</li> <li>• Proposed GA Illustrative Materials Elevations Study 220428 F3A ZZ ZZ EL A 8 2537 21/07/2023 07/08/2023</li> <li>• Proposed GA Illustrative Materials Elevations Study 220428 F3A ZZ ZZ EL A 8 2538 26/07/2023 07/08/2023</li> <li>• Proposed GA Illustrative Materials Elevations Study 220428 F3A ZZ ZZ EL A 8 2539 26/07/2023 07/08/2023</li> <li>• Proposed GA Illustrative Materials Elevation Bay Study 220428 F3A ZZ ZZ EL A 8 2550 21/07/2023 07/08/2023</li> <li>• Proposed GA Illustrative Materials Elevation Bay Study 220428 F3A ZZ ZZ EL A 8 2551 21/07/2023 07/08/2023</li> <li>• Proposed GA Illustrative Materials Elevation Bay Study 220428 F3A ZZ ZZ EL A 8 2552 21/07/2023 07/08/2023</li> <li>• Proposed GA Illustrative Materials Elevation Bay Study 220428 F3A ZZ ZZ EL A 8 2553 21/07/2023 07/08/2023</li> <li>• Proposed GA Illustrative Materials Elevation Bay Study 220428 F3A ZZ ZZ EL A 8 2554 21/07/2023 07/08/2023</li> <li>• Proposed GA Sections AA (819-821) 220428 F3A ZZ ZZ SE A 8 2607 02/08/2023 07/08/2023</li> </ul> |
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|  | <ul style="list-style-type: none"> <li>Proposed GA Sections BB (819-821) 220428 F3A ZZ SE A 8 2608 02/08/2023 07/08/2023</li> <li>Proposed GA Section CC (819-821) 220428 F3A ZZ SE A 8 2609 02/08/2023 07/08/2023</li> <li>Proposed GA Sections North South 220428 F3A ZZ SE A 8 2610 02/08/2023 07/08/2023</li> <li>Proposed GA Sections East West 220428 F3A ZZ SE A 8 2611 02/08/2023 07/08/2023</li> </ul> |
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|-----------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------|---------------------------------------------------------|
| <p>Reasons for exemption with reference to categories of exemption specified overleaf, or</p> <p>Reason why decision is confidential (see overleaf)</p> <p>Note: decisions containing exempt or confidential information falling within the categories specified overleaf are not required to be published.</p> | N/A                                                     |
| <p>Communicating your decision:</p> <p>Who needs to know about this decision and is a plan in place to tell them? (officers in your department, in other departments where necessary, members, external stakeholders).</p>                                                                                      | Decision published online and notified to stakeholders. |
| Signature of Decision Maker                                                                                                                                                                                                                                                                                     | <i>Robbie McNaugher</i>                                 |
| Name of Decision Maker                                                                                                                                                                                                                                                                                          | Robbie McNaugher                                        |
| <div> <div>X</div> <div>Yes</div> </div> <p>Does the decision need to be published?</p> <div> <div>No</div> <div></div> </div>                                                                                                                                                                                  |                                                         |

### Exempt Information

Local Government Act 1972 Schedule 12A

## **Part 1: Descriptions of Exempt Information**

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 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.

**Note:** It is insufficient to simply identify a category of exemption, you must also conduct a public interest test on the basis specified in the Act as follows:  
Information falling within categories 1-7 is exempt 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.

### **Confidential Decisions**

1. The decision contains information provided by a Government department on a non disclosure basis
2. There is a Court order against disclosure