

THURSDAY, 9 MARCH 2023

TO: THE CABINET MEMBER FOR RESOURCES

I HEREBY SUMMON YOU TO ATTEND A VIRTUAL MEETING OF THE **CABINET MEMBER FOR RESOURCES** WHICH WILL BE HELD AT **10.00 AM, ON THURSDAY, 16TH MARCH, 2023** FOR THE TRANSACTION OF THE BUSINESS OUTLINED ON THE ATTACHED AGENDA.

Wendy Walters

CHIEF EXECUTIVE

| | |
|---------------------------------|--|
| Democratic Officer: | Martin S. Davies |
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Wendy Walters Prif Weithredwr, *Chief Executive*,
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County Hall, Carmarthen. SA31 1JP

A G E N D A

1. DECLARATIONS OF PERSONAL INTEREST
2. TO SIGN AS A CORRECT RECORD THE DECISION RECORD OF THE MEETING HELD ON THE 2ND MARCH 2023. 3 - 6
3. REPORTS NOT FOR PUBLICATION.
FOLLOWING CONSIDERATION OF ALL THE CIRCUMSTANCES OF THE CASE AND FOLLOWING THE APPLICATION OF THE PUBLIC INTEREST TEST THE CABINET MEMBER MAY CONSIDER THAT THE FOLLOWING ITEMS ARE NOT FOR PUBLICATION AS THEY CONTAIN EXEMPT INFORMATION AS DEFINED IN PARAGRAPH 14 OF PART 4 OF SCHEDULE 12A TO THE LOCAL GOVERNMENT ACT, 1972 AS AMENDED BY THE LOCAL GOVERNMENT (ACCESS TO INFORMATION) (VARIATION) (WALES) ORDER 2007.
4. FORMER TENANT DEBT WRITE-OFF. 7 - 32

Note:- The press and public are not entitled to attend the meeting. The decision record will be published normally within 3 working days.

THURSDAY, 2 March 2023

PRESENT: Councillor: A. Lenny (Cabinet Member).

The following officers were in attendance:

S. Jones, Tenancy Support Lead;
A Thomas, Revenue Services Manager;
M.S. Davies, Democratic Services Officer.

Virtual Meeting: 10.00 am - 10.50 am

1. DECLARATIONS OF PERSONAL INTEREST

There were no declarations of personal interest.

2. TO SIGN AS A CORRECT RECORD THE DECISION RECORD OF THE MEETING HELD ON THE 17TH JANUARY 2023

RESOLVED that the decision record for the meeting held on the 17th January 2023 be signed as a correct record.

3. IRRECOVERABLE ACCOUNTS - NON-DOMESTIC RATES

The Cabinet Member considered a report which contained a detailed schedule of Non-Domestic Rates which had been identified as being irrecoverable. Recovery procedures, where appropriate, had been exhausted and there was no likelihood of payment being secured. It was therefore considered appropriate to write-off those accounts.

RESOLVED that the Non-domestic Rates arrears detailed within the report be written-off as irrecoverable.

4. REPORTS NOT FOR PUBLICATION

RESOLVED pursuant to the Local Government Act 1972, as amended by the Local Government (Access to Information)(Variation)(Wales) Order 2007 that the following items were not for publication as the reports contained exempt information as defined in Paragraph 14 of Part 4 of Schedule 12A to the Act.

5. COUNCIL TAX - DISCRETIONARY DISCOUNTS

Following the application of the public interest test it was **RESOLVED** pursuant to the Act referred to in minute 4 above not to publicise the content of the report as it contained exempt information relating to the financial or business affairs of any particular person (including the Authority holding that information) (Paragraph 14 of Part 4 of Schedule 12A to the Act).

The public interest test in this matter related to applications for the discretionary reduction of Council Tax and that in all the circumstances of the case the public interest in maintaining the exemption under paragraph 14 of Schedule 12A of the 1972 Act outweighed the public interest in disclosing

had the potential to have a disproportionate effect upon the individuals concerned and was not necessary for any of the purposes specified in the Data Protection Act 2018.

The Cabinet Member considered a report detailing applications received for discretionary reduction of Council Tax.

It was noted that regulations had been introduced with effect from April 2004 giving local authorities discretionary powers to grant locally determined Council Tax discounts or reductions, over and above existing statutory reductions. While delegated authority was granted to the Head of Financial Services to determine applications falling within specific criteria, applications falling outside those criteria were to be determined by the Cabinet Member for Resources:

RESOLVED:

5.1 that the awards detailed in Appendix A to the report be approved and that delegated authority be granted to the Revenue Services Manager to approve the reduction, removal or increase the award if there was a future change in circumstances;

5.2 That application reference number 60305774-X be granted in the sum detailed in the report.

6. IRRECOVERABLE ACCOUNTS - HOUSING BENEFIT OVERPAYMENTS

Following the application of the public interest test it was **RESOLVED** pursuant to the Act referred to in minute 4 above not to publicise the content of the report as it contained exempt information relating to the financial or business affairs of any particular person (including the Authority holding that information) (Paragraph 14 of Part 4 of Schedule 12A to the Act).

The public interest in maintaining the exemption referred to above outweighs the public interest in disclosing the contents of this report as disclosure would result in the unwarranted and disproportionate disclosure of sensitive information about the persons concerned into the public domain.

The Cabinet Member considered a report which contained a schedule of housing benefit over-payment accounts which had been identified as being irrecoverable. Recovery procedures, where appropriate, had been exhausted and there was no likelihood of payment being secured. It was therefore considered appropriate to write-off those accounts against the Authority's prudent bad debt provision for Housing Benefit overpayments.

RESOLVED that the accounts detailed within the report be written-off as irrecoverable.

7. FORMER TENANT DEBT WRITE-OFF

Following the application of the public interest test it was **RESOLVED** pursuant to the Act referred to in minute no. 4 above not to publicise the content of the report as it contained exempt information relating to the

financial or business affairs of any particular person (including the Authority holding that information) (Paragraph 12 of Part 4 of Schedule 12A to the Act).

The public interest test in this matter related to the fact that the report included personal data relating to former council tenants, including details of their rent arrears. The publication of individual rents is unwarranted and would prejudice the rights and freedoms of the relevant data subjects. Accordingly, the public interest test in disclosure is outweighed by the public interest in maintaining confidentiality.

The Cabinet Member considered a report prepared in accordance with the Council's Procedure Rules, providing the current position on current and former tenant debt and seeking the write-off of those debts in excess of £1,500.

The Cabinet Member noted the cases outlined in the report and considered the individual reports for each of the current and former tenants detailing the reasons why write-off was being sought which included personal circumstances.

RESOLVED that the current and former tenant debt arrears detailed within the report be written-off as irrecoverable.

CABINET MEMBER

DATE

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Agenda Item 4

By virtue of paragraph(s) 14 of Part 4 of Schedule 12A of the Local Government Act 1972 as amended by the Local Government (Access to Information) (Variation) (Wales) Order 2007.

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