

# Public Document Pack



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[www.plymouth.gov.uk/democracy](http://www.plymouth.gov.uk/democracy)

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## **CABINET**

**Date:** Thursday 23 August 2012  
**Time:** 5pm  
**Venue:** COUNCIL HOUSE, PLYMOUTH

**Members:**

Councillor Evans, Chair  
Councillor Peter Smith, Vice Chair  
Councillors Coker, Lowry, McDonald, Penberthy, Vincent and Williams.

Members are invited to attend the above meeting to consider the items of business overleaf.

Members and officers are requested to sign the attendance list at the meeting.

This meeting will be broadcast live to the internet and will be capable of subsequent repeated viewing. By entering the Council Chamber and during the course of the meeting, Councillors are consenting to being filmed and to the use of those recordings for webcasting.

Although the public seating areas are not filmed, by entering the meeting room and using the public seating area, the public are consenting to being filmed and to the use of those recordings for webcasting.

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**Bob Coomber**  
Interim Chief Executive

# **CABINET**

## **AGENDA**

### **PART I – PUBLIC MEETING**

#### **1. APOLOGIES**

To receive apologies for non-attendance submitted by Cabinet Members.

#### **2. DECLARATIONS OF INTEREST (Pages 1 - 2)**

Cabinet Members will be asked to make any declarations of interest in respect of items on this agenda. A flowchart providing guidance on member interests is attached to assist councillors.

#### **3. MINUTES TO FOLLOW**

To sign and confirm as a correct record the minutes of the meeting held on 14 August 2012.

#### **4. QUESTIONS FROM THE PUBLIC**

To receive questions from the public in accordance with the Constitution.

Questions, of no longer than 50 words, can be submitted to the Democratic Support Unit, Corporate Services Department, Plymouth City Council, Civic Centre, Plymouth, PL1 2AA, or email to [democraticsupport@plymouth.gov.uk](mailto:democraticsupport@plymouth.gov.uk). Any questions must be received at least five clear working days before the date of the meeting.

#### **5. CHAIR'S URGENT BUSINESS**

To receive reports on business which, in the opinion of the Chair, should be brought forward for urgent consideration.

**6. ENERGY FROM WASTE PLANT - INDEPENDENT LEGAL ADVICE TO FOLLOW**

At the request of the City Council on 30 July 2012 (Motion on Notice No 1 – Combined Heat and Power Plants refers), the Interim Chief Executive will submit a written report attaching independent legal advice received from Foot Anstey LLP, Solicitors, on the implications of the Council terminating the current contractual arrangements for an energy from waste plant at North Yard and revoking the current planning consent.

Foot Anstey LLP, Solicitors, have been invited to attend the meeting to present their findings.

The report will also be considered by the Planning Committee on 23 August 2012.

**7. EXEMPT BUSINESS**

To consider passing a resolution under Section 100A(4) of the Local Government Act 1972 to exclude the press and public from the meeting for the following item(s) of business on the grounds that it (they) involve the likely disclosure of exempt information as defined in paragraph 3 of Part I of Schedule 12A of the Act, as amended by the Freedom of Information Act 2000.

**PART II (PRIVATE MEETING)**

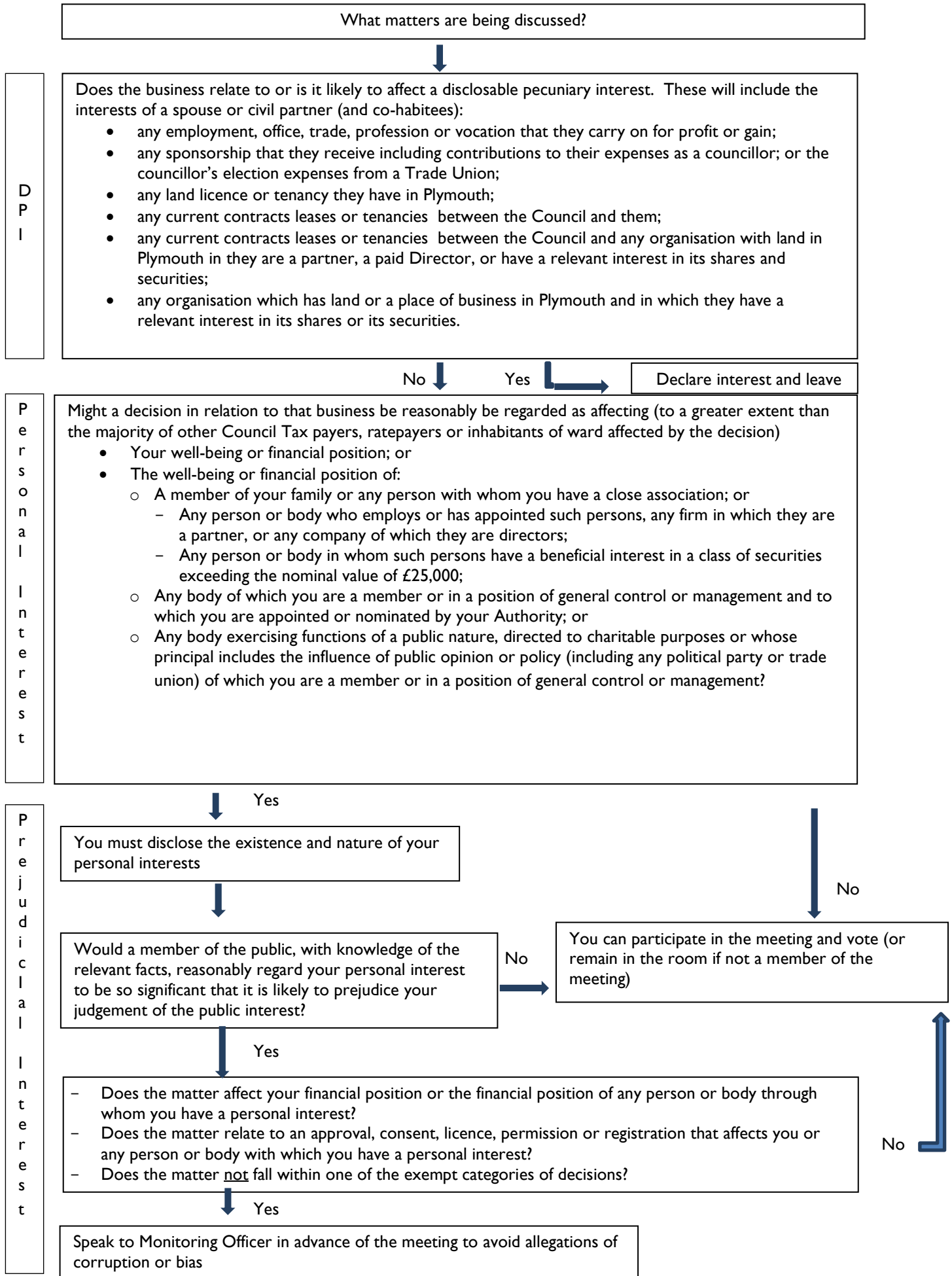
**AGENDA**

**MEMBERS OF THE PUBLIC TO NOTE**

that under the law, members are entitled to consider certain items in private. Members of the public will be asked to leave the meeting when such items are discussed.

NIL.

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