

TRIMLEY ST MARY PARISH COUNCIL

Freedom of Information Act – The New model Publications Scheme & Guide to Information

1. BACKGROUND

Under the Freedom of Information Act (“the Act”) it is the duty of every public authority to adopt and maintain a publication scheme. Publication Schemes facilitates the proactive release of information and play a crucial role in supporting and providing greater openness and transparency across the public sector. In line with section 20 of the Act the Information Commissioner has approved a new model publication scheme which should be adopted by all public authorities by 1st January 2009. The scheme comprises two documents which must be adopted by the authority (a.) – The Model Scheme (to be adopted without modification and (b.) – The Guide to Information available from the authority. For convenience both are presented here as a single combined document – Clerk to the Council.

2. THE MODEL SCHEME

This model publication scheme has been prepared and approved by the Information Commissioner. It may be adopted without modification by any public authority without further approval and will be valid until further notice.

This publication scheme commits an authority to make information available to the public as part of its normal business activities. The information covered is included in the classes or information mentioned below, where this information is held by the authority. Additional assistance is provided to the definition of these classes in sector specific guidance manuals issued by the Information Commissioner.

The scheme commits an authority:

- 1) To proactively publish or otherwise make available as a matter of routine, information, including environmental information, which is held by the authority and falls within the classification below.
- 2) To specify the information which is held by the authority and falls within the classifications below.
- 3) To proactively publish or otherwise make available as a matter of routine, information in line with the statements contained within this scheme.
- 4) To produce and publish the methods by which the specific information is made routinely available so that it can be easily identified and accessed by members of the public.
- 5) To review and update on a regular basis the information the authority makes available under this scheme.
- 6) To produce a schedule of any fees charged for access to information which is made proactively available.
- 7) To make this publication scheme available to the public.
- 8) To publish any dataset held by the authority that has been requested, and any updated versions it holds, unless the authority is satisfied that it is not appropriate to do so, to publish the dataset, where reasonably practicable, in an electronic form that is capable of re-use; and, if any information in the dataset is a relevant copyright work and the public authority is the only owner, to make the information available for re-use under the terms of the Re-Use of Public Sector Information Regulations 2015, if they apply, and otherwise under the terms of the Freedom of Information Act section 19. The term “dataset” is defined in section 11(5) of the Freedom of Information Act. The term ‘relevant copyright work’ is defined in section 19(8) of that Act.

Classes of Information

Who we are and what we do.

Organisational information, locations and contracts, constitutional and legal governance.

What we spend and how we spend it.

Financial information relating to projected and actual income and expenditure, tendering, procurement and contracts.

What our priorities are and how we are doing.

Strategy and performance information, plans, assessments, inspections and reviews.

How we make decisions.

Policy proposals and decisions. Decision making processes, internal criteria and procedures, consultations.

Our policies and procedures.

Current written protocols for delivering our functions and responsibilities.

Lists and Registers.

Information held in registers required by law and other lists and registers relating to the functions of the authority.

The services we offer.

Advice and guidance, booklets and leaflets, transactions and media releases. A description of the services offered.

The classes of information will not generally include;

+ Information the disclosure of which is prevented by law, or exempt under the Freedom of Information Act, or is

otherwise properly considered to be protected from disclosure.

+ Information in draft form.

+ Information that is no longer readily available as it is contained in files that have been placed in archive storage, or is difficult to access for similar reasons.

The method by which information published under this scheme will be made available

The authority will indicate clearly to the public what information is covered by this scheme and how it can be obtained.

Where it is within the capability of a public authority, information will be provided on a website. Where it is impracticable to make information available on a website or when an individual does not wish to access the information by the website, a public authority will indicate how information can be obtained by other means and provide it by those means.

In exceptional circumstances some information may be available only by viewing in person. Where this manner is specified, contact details will be provided. An appointment to view the information will be arranged within a reasonable timescale.

Information will be provided in the language in which it is held or in such other language that is legally required. Where an authority is legally required to translate any information, it will do so.

Obligations under disability and discrimination legislation and any other legislation to provide information in other forms and formats will be adhered to when providing information in accordance with this scheme.

Charges which may be made for Information published under this scheme

The purpose of this scheme is to make the maximum amount of information readily available at minimum inconvenience and cost to the public. Charges made by the authority for routinely published material will be justified and transparent and kept to a minimum.

Material which is published and accessed on a website will be provided free of charge.

Charges may be made for information subject to a charging regime specified by Parliament.

Charges may be made for actual disbursements incurred such as:

- +photocopying
- +Postage and packaging
- + the costs directly incurred as a result of viewing information

Charges may also be made for information provided under this scheme where they are legally authorised, they are in all the circumstances, including the general principles of the right of access to information held by public authorities, justified and are in accordance with a published schedule or schedules of fees which is readily available to the public.

Charges may also be made for making datasets (or parts of datasets) that are relevant copyright works available re-use. These charges will be in accordance with the terms of the Re-use of Public Sector Information Regulations 2015, where they apply, or with regulations made under section 11B of the Freedom of Information Act, or with other statutory powers of the public authority.

If a charge is to be made, confirmation of the payment due will be given before the information is provided. Payment may be requested prior to the provision of the information.

Written requests

Information held by a public authority that is not published under this scheme can be requested in writing, when its provision will be considered in accordance with the provisions of the Freedom of Information Act.

Information available from Trimley St Mary Parish Council under the Model Publication Scheme

Information to be published	How the information can be obtained	Cost
Class 1 – Who we are and what we do (Organisational Information, structures, locations and contracts)	(hard copy or website)	Free

This will be current information only		
Who's who on the Council and its Committees		Free
Contact details for Parish Clerk and Council members (named contacts where possible with telephone number and email address (if used))		Free
Location of main Council office and accessibility details		Free
Staffing structure		Free
Class 2 – What we spend and how we spend it	(Hard copy of website)	Free
(Financial information relating to projected and actual income and expenditure, procurement, contracts and financial audit)		
Current and previous financial year as a minimum		

Annual return form and report by auditor		Free
Finalised budget		Free
Precept		Free
Borrowing/ Approval letter		Free
Financial Standing Orders and Regulations		Free
Grants given and received		Free
List of current contracts awarded and value of contract		Free
Members allowance and expenses		Free
<p>Class 3 – What our Priorities are and how we are doing</p> <p>(Strategies and plans, performance indicators, audits, inspections and reviews)</p> <p>Current and previous year as a minimum</p>	(Hard copy or website)	Free

Parish Plan (Current and previous year as a minimum)		Free
Annual Report to Parish or Community Meeting (Current and previous year as a minimum)		Free
Quality status		Free
Local Charters drawn up in accordance with DCLG guidelines		Free
Class 4 – How we make decisions (Decision making processes and records of decisions) Current and previous Council year as a minimum	(Hard copy or website)	Free
Timetable of meetings (Council and any committee/Sub-		Free

committee meetings and parish meetings)		
Agendas of meetings (as above)		Free
Minutes of meetings (As above) – n.b this will exclude information that is properly regarded as private to the meeting.		Free
Reports presented to council meeting – n.b this will exclude information that is properly regarded as private to the meeting		Free
Responses to consultation papers		Free
Responses to planning applications		Free
Bye – Laws		Free
Class 5 – Our policies and procedures	(hard copy or website)	Free

<p>(Current written protocols, policies and procedures for delivering our services and responsibilities)</p> <p>Current information only</p>		
<p>Policies and procedures for the conduct of council business;</p> <p>Procedural standing orders Committee and sub committee terms of reference Delegated authority in respect of officers Code of conduct Policy statements</p>		Free
<p>Policies and procedures for the provision of services and about the employment of staff;</p> <p>Internal instructions to staff and policies relating to the delivery of services</p>		Free

<p>Equality and diversity policy Health and Safety policy Recruitment policies (including current vacancies) Policies and procedures for handling requests for information Complaints procedures (including those covering requests for information and operating the publication scheme)</p>		
Information security policy		Free
Records management policies (records retention, destruction and archive)		Free
Data protection policies		Free
Schedule of charges (for the publication of information)		Free

Class 6 – Lists and Registers Currently maintained lists and registers only	(hard copy or website, some information may only be available by inspection)	Free
Any publicity available register or list (if any are held this should be publicised, in most circumstances existing access provisions will suffice)		Free
Assets register		Free
Disclosure log (indicating the information that has been provided in response to requests, recommended as good practice, but may not be held by Parish Councils)		Free
Register of members interests		Free
Register of gifts and hospitality		Free
Class 7 – The Services we offer (Information about the services we offer, including leaflets,	(Hard copy or website, some information may only be available by inspection)	Free

guidance and newsletters produced for the public and businesses)		
Current Information Only		
Allotments		N/a
Burial grounds and closed churchyards		N/a
Community Centres and Village Halls		N/a
Parks, playing field and recreational facilities		N/a
Seating, litter bins, clocks, memorials and lighting		N/a
Bus Shelters		N/a
Markets		N/a
Public conveniences		N/a
Agency agreements		Free
Services for which the Council is entitled to recover a fee, together with those fees (eg burial fees)		Free

Contact Details;

**The Parish Clerk
Welcome Hall,
High Road,
Trimley St Mary,
IP11 0TN**

Clerk@trimleystmary-pc.gov.uk