

Appendix A

“.....An error in the Appendix to the report has been identified relating to the registration of personal interests. This error has now been corrected and reflected in the revised report which is attached and will be submitted to the Vale of Glamorgan Council meeting on 27 April 2016.

Please note that the numbering in the Vale of Glamorgan Council's Members' Code of Conduct differs from the numbering in the Local Authorities (Model Code of Conduct) (Wales) (Amendment) Order 2016, as it reflects the numbering in the Council's Constitution.

You'll note that paragraph 18.4.1(e) in the Vale's Code of Conduct clarifies the position for Town and Community Councillors and provides that they are not required to register 18.3.1 (b)(i) interests (using the Vale's numbering) upfront.

In summary:

(1) Unitary Authority Members are required to register by providing their Monitoring Officer written notification of paragraph 18.3.1(b)(i) interests (or 10(2)(a) as per the Order) unless it equates to sensitive information, within 28 days of the Code of Conduct being introduced by their Council or 28 days of being elected (if that is later) and to notify in writing their Monitoring Officer within 28 days of any new paragraph 18.3.1(b)(i) interest(s), again unless it equates to sensitive information. This is regarded as upfront notification.

(2) The upfront notification requirement in (1) above does not apply to Town and Community Councillors.

(3) Both Unitary Authority and Town and Community Councillors continue to be required if they have a personal interest in any business of their authority and attend a meeting at which that business is considered, to disclose orally to that meeting the existence and nature of that interest before or at the commencement of the consideration of that matter, or when the interest becomes apparent; in addition councillors must in respect of an interest not previously disclosed, before or immediately after the close of such a meeting give written notification to the Monitoring Officer in the case of a Unitary Authority Councillor, or Proper Officer in the case of a Town or Community Councillor.

(4) For ease of reference paragraph 18.3.1(b)(i) of the Vale's Code of Conduct (10(2)(a) as per the Order) is attached at Appendix 1 to this email.

(5) In line with paragraph 18.4.1(c) (Vale's numbering)/15(1)(3) (numbering as per the Order) both Unitary Authority Councillors and Community Councillors are required within 28 days of becoming aware of any change to a registered personal interest falling within paragraph 18.3.1(b)(i)/10(2)(a) to register that change with their Monitoring Officer/Proper Officer respectively (unless the information equates to sensitive information).”

I'd also draw your attention to paragraph 10 of my attached report which deals with the statutory obligation set out in section 51(6) of the Local Government Act 2000.

I understand that Town and Community Councils are receiving guidance from One Voice Wales regarding the above, however should you require clarification from myself please do not hesitate to contact me.

Kind regards,

Debbie Marles
Head of Legal Services (and Monitoring Officer)