

Meeting of:	Standards Committee
Date of Meeting:	Thursday, 11 July 2019
Relevant Scrutiny Committee:	No Relevant Scrutiny Committee
Report Title:	Applications for Dispensation
Purpose of Report:	To consider applications for dispensation.
Report Owner:	Ms. Debbie Marles, Monitoring Officer/Head of Legal and Democratic Services
Responsible Officer:	Mrs. Karen Bowen, Principal Democratic and Scrutiny Services Officer
Elected Member and Officer Consultation:	This report does not involve any consultation with other parties
Policy Framework:	This report does not affect the Council's Policy Framework and Budget
<p>Executive Summary:</p> <ul style="list-style-type: none"> To consider applications for dispensation from Members of the Vale of Glamorgan Council and Town and Community Councils. 	

Recommendation

1. That the Standards Committee consider the applications on matters as set out in the completed proformas attached.

Reason for Recommendation

1. To comply with the regulations and obligations for the grant of dispensations to speak and vote.

1. Background

- 1.1 The Standards Committee Grant of Dispensations (Wales) Regulations 2001 permits Members to apply to Standards Committee to speak and, if appropriate, to vote on issues which due to prejudicial interests, they may not otherwise be able to speak or vote or remain in the room.

2. Key Issues for Consideration

- 2.1 In order to deal with the applications as quickly as possible, it is necessary for the Standards Committee to receive full information of the interests involved and why in the Member's opinion dispensation should be given.
- 2.2 Committee is requested to consider the applications as below:
 - Application for dispensation from Councillor G. Hughes, Llantwit Major Town Council, to speak at meetings of Llantwit Major Town Council meetings on matters relating to Llantwit Bowls Club and St. Illtyd's Church (paragraphs (d) and (e)).
 - Application for dispensation from Councillor N.P. Hodges, Vale of Glamorgan Council, to speak and vote on all matters relating to Ysgol Sant Baruc at Vale of Glamorgan Scrutiny Committee and Full Council meetings (paragraphs (d) and (i)).
- 2.3 Applicants are advised that they are also able to attend the Standards Committee meeting to present their application if they wish to do so.

3. How do proposals evidence the Five Ways of Working and contribute to our Well-being Objectives?

- 3.1 One of the roles and functions of the Standards Committee (as detailed in the Council's Constitution) is to consider the granting of dispensations to Councillors, Co-opted Members and Church and Parent Governor Representatives from requirements relating to interests set out in the Members' Code of Conduct.

4. Resources and Legal Considerations

Financial

- 4.1 None as a direct result of this report.

Employment

4.2 None as a direct result of this report.

Legal (Including Equalities)

4.3 The Council is required to comply with the Standards Committee Grant of Dispensations (Wales) Regulations 2001.

5. Background Papers

Standards Committee Grant of Dispensations (Wales) Regulations 2001.

Rec'd 17/05/19

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THE VALE OF GLAMORGAN COUNCIL STANDARDS COMMITTEE

Application for a Dispensation to the Standards Committee under Section 2 of the Standards Committees (Grant of Dispensations) (Wales) Regulations 2001

Name of Councillor	COUNCILLOR GILL HUGHES.
Address	12 VOSS PARK DRIVE. LLANTWIT MASOR CF61 1YD.
Name of Member's relevant Authority and Ward	BOVERTON WARD.
Nature of Dispensation sought	TO be able to speak at meetings of Actual MEMBER OF LLANTWIT BOWLS CLUBS TOWN Council MEMBER OF the L.P.C. OF on matters ST ILLTYD'S CHURCH. relating to
Date of meeting / issue to be discussed (if known)	IF ON AGENDA OF ANY FUTURE MEETING. Llantwit Bowls Club and St Illtyd's
Do you seek a dispensation just for the one meeting or for a longer period? If longer, please state a period. <i>(N.B. All dispensations granted expire at the next Council elections.)</i>	FOR THE TERM OF THE COUNCIL CHURCH DUE TO EXPIRE 2022
Level of dispensation sought (i.e. to speak only or to speak and vote)	TO SPEAK ONLY.
Relevant paragraph(s) under which dispensation can be granted <i>(See (a) to (j) overleaf)</i>	(d) + (e).

<p>Details of the Prejudicial Interest</p>	<p>Member of the Plant Major Bowls club. Member of St Iltys church Parish Council Personal Interest only.</p>
<p>Details of any Position of responsibility / control held on your Council (e.g. Chairman / Vice-Chairman / Cabinet Member)</p>	<p>NONE</p>
<p>Reason(s) to support the application and why you consider the Standards Committee should grant a dispensation</p> <p>(Use a separate sheet of paper if necessary)</p>	<p>Transparency.</p>

SIGNED: C. K. Hughes
 DATED: 8/5/2019

Each section of the form MUST be fully completed.

(N.B. If you are submitting your application form electronically, without a signature, please give written permission for the receiving officer to sign the application form on your behalf. Failure to do this will result in the application being deemed incomplete and returned to the applicant.)

SIGNATURE OF OFFICER (IF APPROPRIATE):

*Please return completed form to:
 Democratic and Scrutiny Services, Directorate of Resources, Room 26, 1st Floor,
 Civic Offices, Holton Road, Barry, CF63 4RU*

Circumstances When A Standards Committee May Grant Dispensations

The Standards Committees (Grant of Dispensations) (Wales) Regulations 2001 specifies that the Council's Standards Committee may grant dispensations under Section 81(4) of the Local Government Act 2000 where:

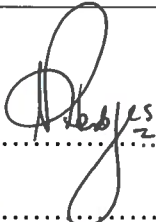
- (a) no fewer than half of the Members of the Council or of a committee of the Council (as the case may be) by which the business is to be considered has an interest which relates to that business;
- (b) no fewer than half of the Members of the Executive of the Council (i.e. Leader and Cabinet) by which the business is to be considered has an interest which relates to that business and either paragraph (d) or (e) also applies;
- (c) Members' inability to participate would upset the political balance of the Council, or any of its committees by which the business is to be considered, to such an extent that the outcome would be likely to be affected;
- (d) the nature of the Member's interest is such that the Member's participation in the business to which the interest relates would not damage public confidence in the conduct of the Council's business;
- (e) the interest is common to the Member and a significant proportion of the general public;
- (f) the participation of the Member in the business to which the interest relates is justified by the Member's particular role or expertise;
- (g) the registerable interest relates to business, which is to be considered by an Overview and Scrutiny Committee of the Council, and the Member's interest is not a pecuniary/financial interest;
- (h) the business relates to the finances or property of a voluntary organisation of whose management committee or board the Member is a member otherwise than as a representative of the Council and the Member has no other interest in that business, provided that any dispensation shall not extend to participation in any vote with respect to that business;
- (i) it appears to the Standards Committee to be in the interests of the inhabitants of the area of the Council that the disability should be removed; or
- (j) it appears to the Standards Committee to be otherwise appropriate to grant a dispensation. [If this circumstance is relied upon it will be required to be reviewed on a 12 month basis – Local Government (Standards Committees, Investigations, Dispensations and Referral) (Wales) (Amendment) Regulations 2016 (3(1)A)]

**THE VALE OF GLAMORGAN COUNCIL
 STANDARDS COMMITTEE**

**Application for a Dispensation to the Standards Committee under Section 2 of
 the Standards Committees (Grant of Dispensations) (Wales) Regulations 2001**

Name of Councillor	Nic Hodges
Address	19 Romilly Road Barry CF62 6AZ
Name of Member's relevant Authority and Ward	Vale of Glamorgan Council Baruc Ward
Nature of Dispensation sought	To speak and vote in all matters relating to Ysgol Sant Baruc
Date of meeting / issue to be discussed (if known)	At Scrutiny Committee and meetings of the Full Council when matters are being discussed
Do you seek a dispensation just for the one meeting or for a longer period? If longer, please state a period. <i>(N.B. All dispensations granted expire at the next Council elections.)</i>	Until the next Local Government Elections 2022
Level of dispensation sought <i>(i.e. to speak only or to speak and vote)</i>	To speak and vote
Relevant paragraph(s) under which dispensation can be granted <i>(See (a) to (j) overleaf)</i>	d and l

<p>Details of the Prejudicial Interest</p>	<p>My wife is a LA appointed Governor and Vice-Chairman of the Governing Body of Ysgol Sant Baruc</p>
<p>Details of any Position of responsibility / control held on your Council (e.g. <i>Chairman / Vice-Chairman / Cabinet Member</i>)</p>	<p>Vice-Chairman of Democratic Services Committee</p>
<p>Reason(s) to support the application and why you consider the Standards Committee should grant a dispensation</p> <p><i>(Use a separate sheet of paper if necessary)</i></p>	<p>As a governor of the school, appointed by the Local Authority, I have an exemption under the Members Code of Conduct which permits me to both speak and vote on issues affecting the school.</p> <p>My wife's appointment does not confer any financial benefit to either of us.</p>

SIGNED: 

DATED: 20/June/2019.

Each section of the form MUST be fully completed.

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- (c) Members' inability to participate would upset the political balance of the Council, or any of its committees by which the business is to be considered, to such an extent that the outcome would be likely to be affected;
- (d) the nature of the Member's interest is such that the Member's participation in the business to which the interest relates would not damage public confidence in the conduct of the Council's business;
- (e) the interest is common to the Member and a significant proportion of the general public;
- (f) the participation of the Member in the business to which the interest relates is justified by the Member's particular role or expertise;
- (g) the registerable interest relates to business, which is to be considered by an Overview and Scrutiny Committee of the Council, and the Member's interest is not a pecuniary/financial interest;
- (h) the business relates to the finances or property of a voluntary organisation of whose management committee or board the Member is a member otherwise than as a representative of the Council and the Member has no other interest in that business, provided that any dispensation shall not extend to participation in any vote with respect to that business;
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