

**APPLICATION TO THE STANDARDS COMMITTEE
FOR DISPENSATION**

Please note that each section **MUST** be completed. Please refer to the attached
Guidance Notes when completing the form.

1. YOUR DETAILS

Your full name: Philip Nigel Thompson

Name of your Council: Kidwelly Town Council

Your address and postcode: 27, Llys Gwenllian, Kidwelly, Carmarthenshire, SA17 5JT

Contact telephone number(s): 01554 229079

Email address: philthompsonkidwelly@yahoo.com

2. DETAILS OF YOUR INTEREST

What is the matter under consideration?

1: Application by Ynghyd CIC to be involved in an asset transfer of the Town's public conveniences with a view to creating an adult changing place.

2: Operation by Ynghyd CIC and Kidwelly Community Hub of a luncheon club in Kidwelly

What is your interest in the above matter?

I am a non-remunerated director of Ynghyd CIC and a member of the Kidwelly Community Hub Management Committee. (In neither case one of the Members not appointed by the Authority).

When will the above matter be considered?

At Full Council on 10th January 2017 and potentially at Full Council and Estates, General Purposes or Finance committees until the elections in May 2017

Are you applying for dispensation to:

Speak only: x

Speak and vote:

Make written
Representations x

Exercise Executive
Powers

3. GROUNDS FOR DISPENSATION

Regulations issued by the National Assembly for Wales prescribe the circumstances in which the Standards Committee may grant a dispensation. These grounds for granting a dispensation are summarised below and are set out in full in the attached guidance notes. On which of the following grounds do you believe that a dispensation should be granted in this case? Please tick the appropriate box(es).

• at least half of the members considering the business has an interest	<input type="checkbox"/>
• my inability to participate would upset the political balance of the meeting to such an extent that the outcome would be likely to be affected;	<input type="checkbox"/>
• my participation would not damage public confidence	x
• the interest is common to me and a significant proportion of the general public;	<input type="checkbox"/>
• my participation in the business is justified by my particular role or expertise;	x
• the business is to be considered by an overview and scrutiny committee and my interest is not a pecuniary interest;	x
• the business relates to the finances or property of a voluntary organisation of whose management committee or board I am a member and I have no other interest	x
• it is appropriate to do so in all the circumstances where not otherwise possible to make reasonable adjustments to accommodate a person's disability	<input type="checkbox"/>

4. INFORMATION IN SUPPORT OF YOUR APPLICATION

Please set out below the reasons why you consider that the Standards Committee should grant a dispensation in this case:

(Please note that failure to complete this section will result in the application form being returned to you)

In respect of item 1, the application to be involved in the asset transfer of the town's conveniences to the extent of converting the existing accessible toilet into an adult changing place, I am the lead director in Ynghyd CIC on this project.

The matter potentially involves the conversion of the existing accessible toilet into an adult changing place by inclusion of an adult lifting hoist and an adult changing table. The toilet is currently tension in the subject asset transfer County Council to the town council. Ynghyd CIC has acquired the necessary equipment, and would like to make it available to the general public including the disabled population as a whole. The current accessible toilet would make an ideal venue, in addition the current accessible toilet is not up to specification and requires work in any event. This making the time ideal for the convers I am both the lead officer within Ynghyd CIC and am a director and on the on the boards of both Anabledd Cymru / Disability Wales and Disability Rights .

I am therefore, particularly able to comment both on the individual project and on the need for and requirements of adult changing place in general, as I have specialist knowledge of both. This will inform and enhance the Council's discussion, which otherwise may be impaired by the lack of specialist knowledge.

The project is to benefit the entire community in Kidwelly and the surrounding area and will involve Ynghyd CIC contributing assets to the town facilities at a cost to Ynghyd rather than any gain, therefore my involvement is not likely to damage public confidence.

Further, my involvement in the adult changing place project is generally publicly known in any event and as such open involvement in discussions in a public meeting would assist transparency rather than impair public confidence.

Although, the constitution of Ynghyd CIC does provide for the potential payment of directors, this is a standard clause and I do receive any remuneration in the role, nor do I intend to in the foreseeable future and accordingly have no pecuniary interest in the project.

In respect of item 2: the Kidwelly Luncheon Club Project, I am again the lead director from Ynghyd CIC in this project and the main contact for the Kidwelly Community Hub.

I was the contact person in respect of the grant from the Big Lottery, which is the major funder.

The Town Council has already made its decision to grant fund the project, (in which I took no part), therefore the decision to fund has been made without any question of my involvement, therefore future discussions will be report backs and logistical or practical rather than fiscal, which I am in a unique position to participate in and inform the Council's discussion.

Further as this is a community project in which as above my involvement is well known and in which I have no pecuniary interest public confidence is unlikely to be damaged by my inclusion in the discussions.

In respect of neither project am I requesting permission to vote, merely speak and provide written representations, which will serve to inform the Council's discussion, rather than actively voting for the projects, which provides an additional check and / or balance to maintain public confidence as my non-participation in the vote will be recorded as a matter of record.

(please continue on a separate sheet if necessary)

I confirm that the information provided on this form is true to the best of my knowledge. I agree that this application and all the information contained within it may form part of a public report to the Standards Committee. I request a dispensation in respect of the above matter.

Signed:

Date:

Please return this form to the Monitoring Officer, Chief Executive's Department, Carmarthenshire County Council, County Hall, Carmarthen, SA31 1JP.

Guidance notes

(1) Please read through the Code of Conduct and decide which of the paragraphs is most appropriate to your case. Brief details of the relevant paragraphs are noted in the table below. If you are unsure, please contact the Monitoring Officer for advice.

Para.	Type of personal interest	
10(2)(a)	<p>Council business which relates to or is likely to affect:</p> <ul style="list-style-type: none"> • your employment or business, • your employer, firm or company • a contract made between the Council and you • any land, lease or licence in which you have an interest • a public body or other association in which you have membership or hold a position of general control or management 	X
10(2)(c)	Council business which affects your well-being or financial position, or the well-being, financial position or other interests of a person with whom you live or have a close personal association	
13	Council business which is being considered by an Overview and Scrutiny Committee and which relates to a decision of the Cabinet or another Committee of which you were a member at the time [County Council only]	

(2) The Standards Committees (Grant of Dispensations)(Wales) Regulations 2001(as amended) state that a Standards Committee may grant dispensations where:

- (a) no fewer than half of the members of the relevant authority or of a committee of the authority (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 a leader and cabinet executive of the relevant authority 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) in the case of a county or county borough council, the inability of the member to participate would upset the political balance of the relevant authority or of the committee of the authority 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 relevant authority'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 business to which the interest relates is to be considered by an overview and scrutiny committee of the relevant authority and the member's interest is not a pecuniary interest;
- (h) the business which is to be considered 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 relevant authority 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; or
- (i) it appears to the committee to be in the interests of the inhabitants of the area of the relevant authority that the disability should be removed provided that written notification of the grant of the dispensation is given to the National Assembly for Wales within seven days in such manner as it may specify.
- (j) It is considered appropriate in all the circumstances to do so where not otherwise possible to make reasonable adjustments to accommodate a persons disability