

STANDARDS COMMITTEE
9/6/17

APPLICATION FOR DISPENSATION BY COUNCILLOR G HOWELLS

Recommendations / key decisions required:

To consider and determine the application

Reasons:

The subject matter of this report falls within the remit of the Committee

Scrutiny Committee recommendations / comments:

Not applicable

Exec Board Decision Required NO

Council Decision Required NO

EXECUTIVE BOARD MEMBER PORTFOLIO HOLDER:- Cllr E Dole (Leader)

Directorate

Chief Executives

Name of Head of Service:

Linda Rees-Jones

Report Author:

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Designations:

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EXECUTIVE SUMMARY
STANDARDS COMMITTEE
9/6/17

APPLICATION FOR DISPENSATION BY CLLR G HOWELLS

An application for dispensation has been received from Councillor Gerald Howells of Llansteffan and Llanybri Community Council to speak and make written representations in respect of matters relating to Llansteffan Primary School, Llansteffan Parish Church and the Carmarthen Bay Ferries Community Interest Company.

Councillor Howells has a personal interest in such matters by virtue of paragraph 10(2)(ix)(aa) of the Code in respect of the school, paragraph 10(2)(ix)(ee) in respect of the Parish Church and paragraph 10(2)(ix)(bb) in respect of the Ferry Company in that;

1. The school is a body exercising functions of a public nature in which, as Chairman of Governors, he holds a position of general control or management. Councillor Howells was not appointed to his current position as a school governor by his community council. As such the exemption under paragraph 12(2)(a)(iv) would not allow him to participate in business that relates particularly to that school.
2. The Church should be considered as a private association in which, as a Church Warden, he is a member.
3. He is a Director of the Company

These interests are also prejudicial as a member of the public with knowledge of the relevant facts would reasonably regard the interests as so significant that they would be likely to prejudice the Councillor's judgement of the public interest.

The application is based upon four grounds in the Standards Committees (Grant of Dispensations)(Wales) Regulations 2001, namely;

- (d) No damage to public confidence
- (e) The interest is common to a significant proportion of the general public
- (f) Justified by the councillors special expertise
- (h) The business relates to the finances/property of a voluntary organisation and the member has no other interest in that business

Councillor Howells was previously granted a dispensation to speak but not vote in respect of the school and church to the end of his previous term of office. That dispensation has expired.

If the committee is minded to grant the application, it has an absolute discretion as to the duration of the grant.

DETAILED REPORT ATTACHED ?

NO

IMPLICATIONS

I confirm that other than those implications which have been agreed with the appropriate Directors / Heads of Service and are referred to in detail below, there are no other implications associated with this report :

Signed: **LINDA REES JONES**

Head of Administration and Law

Policy, Crime & Disorder and Equalities NONE	Legal NONE	Finance NONE	ICT NONE	Risk Management Issues NONE	Staffing Implications NONE	Physical Assets NONE
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CONSULTATIONS

I confirm that the appropriate consultations have taken in place and the outcomes are as detailed below

Signed: **LINDA REES JONES**

Head of Administration and Law

1. **Scrutiny Committee** Not applicable
2. **Local Member(s)** Not applicable
3. **Community / Town Council** Not applicable
4. **Relevant Partners** Not applicable
5. **Staff Side Representatives and other Organisations** *Not applicable*

Section 100D Local Government Act, 1972 – Access to Information

List of Background Papers used in the preparation of this report:

THESE ARE DETAILED BELOW

Title of Document	File Ref No.	Locations that the papers are available for public inspection
Legal file	DPSC-153	Legal Services, County Hall