

**STANDARDS COMMITTEE**  
**24<sup>TH</sup> JANUARY 2023**

<b>DISPENSATION APPLICATION BY COUNCILLOR P H THOMAS</b>		
<b>Recommendations / key decisions required:</b> To consider the application and decide whether to grant Councillor Thomas a dispensation.		
Reasons: Consideration of such applications fall within the remit of the committee		
Relevant scrutiny committee to be consulted NO		
<b>Include date of Cttee (if known and any observations here <u>or</u> within the Consultations section)</b>		
Cabinet Decision Required	NO	
Council Decision Required	NO	
CABINET MEMBER PORTFOLIO HOLDER: - Councillor Linda Evans		
Directorate: Name of Head of Service: Linda Rees-Jones Report Author: Robert Edgecombe	Designations:  Head of Administration and Law  Legal Services Manager	Tel: 01267 224018  Email addresses: rjedgeco@carmarthenshire.gov.uk

**EXECUTIVE SUMMARY  
STANDARDS COMMITTEE  
24<sup>TH</sup> JANUARY 2023**

**DISPENSATION APPLICATION BY COUNCILLOR P H  
THOMAS**

A dispensation application has been received from Councillor P H Thomas of St. Ishmael's Council .

Councillor Thomas seeks dispensation to speak and vote in relation to council business regarding the foreshore and cockling activities in the Three Rivers estuary.

Councillor Thomas has a personal interest in council business relating to such matters as he works in the cockling industry.

A reasonable member of the public with knowledge of these facts would be likely to conclude that this would influence the Councillor's view of the wider public interest when it came to Council decisions on the issue.

The Council has no decision making role in relation to the use of the foreshore or the permitting of cockling activities. The Council does not own any land affected by those activities however these activities are the subject of frequent discussion at council meetings.

The application from Councillor Thomas is attached to this report. The grounds upon which a dispensation can be granted are set out in the Standards Committees (Grant of Dispensations)(Wales) Regulations 2001 . Those relied upon by Cllr Thomas are

1. That his inability to participate would upset the political balance of the council to such an extent that the outcome would be likely to be affected. (Regulation 2(c)). This ground only applies to County and County Borough Councils
2. His participation would not damage public confidence (Regulation 2(d))
3. His participation is justified by his particular role and expertise. (Regulation 2(f))

If the committee is minded to grant Councillor Thomas a dispensation it will need to determine its duration.

<b>DETAILED REPORT ATTACHED?</b>	<b>NO</b>
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## 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: LRJones

Head of Administration and Law

Policy, Crime & Disorder and Equalities	Legal	Finance	ICT	Risk Management Issues	Staffing Implications	Physical Assets
<b>NONE</b>	<b>NONE</b>	<b>NONE</b>	<b>NONE</b>	<b>NONE</b>	<b>NONE</b>	<b>NONE</b>

## CONSULTATIONS

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

Signed: LRJones

Head of Administration and Law

1. Scrutiny Committee – n/a

2. Local Member(s) - n/a

3. Community / Town Council – n/a

4. Relevant Partners - n/a

5. Staff Side Representatives and other Organisations - n/a

**EXECUTIVE BOARD PORTFOLIO  
HOLDER(S) AWARE/CONSULTED**

**No**

**Section 100D Local Government Act, 1972 – Access to Information  
List of Background Papers used in the preparation of this report:**

Title of Document	File Ref No.	Locations that the papers are available for public inspection
Legal File	DPSC-202	County Hall Carmarthen