

Pecyn Dogfennau



Mark James LLM, DPA, DCA
Prif Weithredwr,
Chief Executive,
Neuadd y Sir, Caerfyrddin. SA31 1JP
County Hall, Carmarthen. SA31 1JP

DYDD LLUN, 15FED EBRILL 2019

AT: HOLL AELODAU'R PWYLLGOR SAFONAU

YR WYF DRWY HYN YN EICH GALW I FNYNCHU CYFARFOD O'R **PWYLLGOR SAFONAU** A GYNHELIR YN Y **SIAMBR, 3 HEOL SPILMAN, CAERFYRDDIN, AM 2.00 YP, DYDD MERCHER, 24AIN EBRILL, 2019** ER MWYN CYFLAWNI'R MATERION A AMLINELLIR AR YR AGENDA ATODEDIG.

Mark James DYB

PRIF WEITHREDWR



AILGYLCHWCH OS GWELWCH YN DDA

Swyddog Democrataidd:	Martin S. Davies
Ffôn (llinell uniongyrchol):	01267 224059
E-bost:	MSDavies@sirgar.gov.uk
Cyf:	AD016-001



EICH CYNGOR arleinamdani
www.sirgar.llyw.cymru
YOUR COUNCIL doitonline
www.carmarthenshire.gov.wales

PWYLLGOR SAFONAU

AELODAETH: 9 AELOD

Aelodau Annibynnol (5)

1. Mrs Mary Dodd Is-Cadeirydd y Pwyllgor
2. Mrs Daphne Evans
3. Mrs Julie James
4. Mr M. Andre Morgan Cadeirydd y Pwyllgor
5. Mr Alun Williams

Aelod Pwyllgor Cymunedol (1)

1. Cynghorydd Tref Philip Rogers

Aelodau Etholedig y Cyngor Sir (3)

1. Y Cynghorydd Jeanette Gilasbey
2. Y Cynghorydd Rob James
3. Y Cynghorydd Gareth Thomas

AGENDA

1. YMDDIHEURIADAU AM ABSENOLDEB.
2. DATGAN BUDDIANNAU PERSONOL.
3. LLOFNODI FEL COFNOD CYWIR COFNODION CYFARFOD PWYLLGOR SAFONAU A GYNHALWYD AR Y 15FED MAWRTH, 2019. 5 - 8
4. CAIS AM OLLYNGIAD GAN Y CYNGHORYDD CHRISTOPHER MARK DAVIES. 9 - 18
5. CAIS AM OLLYNGIAD GAN Y CYNGHORYDD WILLIAM EDMUND VINCENT JOHN DAVIES. 19 - 28
6. UNRHYW FATER ARALL Y GALL Y CADEIRYDD OHERWYDD AMGYLCHIADAU ARBENNIG, BENDERFYNU EI YSTYRIED YN FATER BRYD YN UNOL AG ADRAN 100B(4)(B) DEDDF LLYWODRAETH LEOL 1972

Mae'r dudalen hon yn wag yn fwriadol

PWYLLGOR SAFONAU

Dydd Gwener, 15 Mawrth 2019

YN BRESENNOL: Y Cynghorydd M.A. Morgan (Cadeirydd)

Aelodau Annibynnol:

M. Dodd, D. Evans a A. Williams;

Aelod Cymunedol:

Y Cynghorydd Tref P. Rogers;

Y Cynghorwyr:

S.J.G. Gilasbey;

Yr oedd y swyddogion canlynol yn gwasanaethu yn y cyfarfod:

R. Edgecombe, Rheolwr y Gwasanaethau Cyfreithiol

M.S. Davies, Swyddog Gwasanaethau Democrataidd

Siambwr, Neuadd Y Sir, Caerfyrddin: 10.00 am - 11.20 am

1. YMDDIHEURIADAU AM ABSENOLDEB

Derbyniwyd ymddiheuriadau am absenoldeb gan Mrs. J. James a'r Cynghorwyr R. James a G.B. Thomas.

2. DATGAN BUDDIANNAU PERSONOL

Ni ddatganwyd unrhyw fuddiannau personol.

3. COFNODION - 28 IONAWR 2019

PENDERFYNWYD YN UNFRYDOL Iofnodi cofnodion y cyfarfod a gynhaliwyd ar 28 Ionawr 2019 yn gofnod cywir.

4. CAIS AM OLLYNGIAD GAN Y CYNGYHORWYR JEAN LEWIS, HAZEL EVANS, JOSEPH DAVIES, ALUN LENNY, KIM BROOM, ANDREW JAMES, ARWEL DAVIES, ANN DAVIES, EIRWYN WILLIAMS, MANSEL CHARLES, TYSSUL EVANS, KEN HOWELL, GARETH THOMAS A CEFIN CAMPBELL.

Gan gyfeirio at Gofnod 3 y cyfarfod a gynhaliwyd ar 12 Tachwedd 2018 ystyriodd y Pwyllgor geisiadau a gyflwynwyd gan y Cynghorwyr Sir Jean Lewis, Hazel Evans, Joseph Davies, Alun Lenny, Kim Broom, Andrew James, Arwel Davies, Ann Davies, Eirwyn Williams, Mansel Charles, Tyssul Evans, Ken Howell, Gareth Thomas a Cefin Campbell am ollyngiad o dan ddarpariaethau'r Rheoliadau Pwyllgorau Safonau (Caniatáu Gollyngiadau) (Cymru) fel y gallent siarad a chyflwyno sylwadau ysgrifenedig yng nghyfarfodydd Cyngor Sir Caerfyrddin mewn perthynas ag unrhyw fater i'r Cyngor sy'n ymwneud â ffermio'n gyffredinol.

Adroddwyd bod cais am ollyngiad wedi'i wneud gan bob Cynghorydd oherwydd y gallent, o bosibl, fod â buddiant personol mewn materion o'r fath yn rhinwedd paragraffau 10(2) o Gôd Ymddygiad yr Aelodau yn yr ystyr eu bod i gyd naill ai'n ffermio yn y Sir, yn berchen ar dir fferm sy'n cael ei ffermio gan bobl eraill, neu fod ganddynt gymdeithion personol agos a oedd yn ffermio.

Roedd buddiant yr aelodau hefyd yn rhagfarnol gan y byddai'n rhesymol i aelod o'r cyhoedd oedd yn gwybod y ffeithiau perthnasol ystyried bod y buddiant mor arwyddocaol fel ei fod yn debygol o ddylanwadu ar farn y cynghorwyr ynghylch budd y cyhoedd.

Gan hynny, roedd y Cynghorwyr wedi gofyn am ollyngiad ar ddwy sail a nodir yn Rheoliadau Pwyllgorau Safonau (Caniatáu Gollyngiadau) (Cymru) 2001 sef:-

- (1) Na fyddai cyfranogiad y Cynghorwyr mewn materion o'r fath yn niweidio hyder y cyhoedd yn y modd y cyflawnir gwaith y Cyngor;
- (2) Bod modd cyfiawnhau eu cyfranogiad oherwydd eu harbenigedd penodol.

Nodwyd bod y pwyllgor wedi caniatáu gollyngiad i aelodau'r Cyngor yn y gorffennol mewn perthynas â materion sy'n ymwneud â ffermio ar 12/11/2018, 28/09/2017, 03/06/2016, 03/12/2015 a 29/07/2015 a bod pob un o'r 14 cynghorydd a enwyd wedi defnyddio gollyngiadau a ganiatawyd iddynt yn flaenrol gan y Pwyllgor Safonau (neu gan y Swyddog Monitro o dan awdurdod dirprwyedig gan y pwyllgor) i siarad yn dilyn Rhybudd o Gynnig a roddwyd gerbron y Cyngor llawn mewn perthynas â mater sy'n ymwneud â ffermio.

PENDERFYNWYD YN UNFRYDOL

- 4.1 **ganiatáu gollyngiad o dan Reoliadau 2(d) ac (f) o Reoliadau Pwyllgorau Safonau (Caniatáu Gollyngiadau) (Cymru) i'r Cynghorwyr Sir Jean Lewis, Hazel Evans, Joseph Davies, Alun Lenny, Kim Broom, Andrew James, Arwel Davies, Ann Davies, Eirwyn Williams, Mansel Charles, Tyssul Evans, Ken Howell, Gareth Thomas a Cefin Campbell i SIARAD, OND NID PLEIDLEISIO, A CHYFLWYNO SYLWADAU YSGRIFENEDIG yng nghyfarfodydd Cyngor Sir Caerfyrddin mewn perthynas ag unrhyw faterion i'r Cyngor sy'n ymwneud â ffermio yn gyffredinol, tan 31 Mai 2022;**
- 4.2 **bod y Cynghorwyr a enwir uchod yn cael eu cynghori i geisio cyngor cyfreithiol pellach ac os oes angen, wneud cais am ollyngiad arall os byddant yn dymuno cymryd rhan ym musnes y Cyngor sy'n ymwneud yn benodol â hwy, neu sy'n debygol o effeithio arnynt hwy, neu'u cysylltiadau personol agos o ran gweithgareddau ffermio neu dir fferm.**

5. HYFFORDDIANT CÔD YMDDYGIAD 2019

Atgoffwyd y Pwyllgor ei fod, ers nifer o flynyddoedd, wedi bod yn trefnu sesiynau hyfforddiant ynghylch Côd Ymddygiad yr Aelodau ar gyfer Cynghorwyr Tref a Chymuned. Yn unol â'r arfer hwnnw, ystyriwyd y cynnwys a gynigiwyd ar gyfer sesiynau 2019 gan gynnwys adran ar Egwyddorion Nolan, set newydd o astudiaethau achos a mân newidiadau i'r adrannau ar fuddiannau personol a gollyngiadau. Bu'r aelodau hefyd yn trafod yn fanwl yr opsiynau ar gyfer cynyddu'n sylweddol nifer y cynghorwyr unigol sy'n derbyn hyfforddiant o'r fath yn dilyn pryder a fynegwyd yn flaenrol bod llai na 50% o Gynghorwyr Tref a Chymuned wedi derbyn hyfforddiant ar y côd yn ystod y 5 mlynedd diwethaf.

PENDERFYNWYD YN UNFRYDOL:

- 5.1 gymeradwyo'r cynnwys a awgrymwyd ar gyfer Sesiynau Hyfforddiant 2019 ynghylch Côt Ymddygiad yr Aelodau ar gyfer Cynghorwyr Tref a Chymuned;
- 5.2 gwneud trefniadau i gynnal sesiwn yng Nghaerfyrddin, Llanelli ac ardal Llandeilo/Llanymddyfri ym mis Gorffennaf (gan osgoi wythnos y Sioe Frenhinol) gan wahodd cynrychiolwyr i fynd i'r sesiwn fwyaf cyfleus iddynt hwy;
- 5.3 anfon llythyrau gwahodd, sy'n pwysleisio pwysigrwydd y côd, y cynnydd mewn cwynion yn ymwneud â'r côd yn Sir Gaerfyrddin yn ystod 2018/2019 a manteision mynychu hyfforddiant, ynghyd â 'slip ateb' er mwyn i'r derbynydd nodi pa sesiwn, os o gwbl, y mae am fynd iddi;
- 5.4 Estyn gwahoddiadau i Gynghorwyr Sir i ddod i'r sesiynau;
- 5.5 Cyflwyno adroddiad yng nghyfarfod Mehefin sy'n manylu ynghylch yr ymatebion a gafwyd;
- 5.6 addasu'r ffurflenni adborth fel eu bod yn cynnwys cwestiynau am amser a lleoliad y sesiynau a gofyn am farn ynghylch dulliau hyfforddi amgen (ond heb awgrymu unrhyw opsiynau amgen penodol);
- 5.7 yn dilyn y sesiynau y sonnir amdanynt uchod, darparu'r deunyddiau a ddefnyddir i glercod yr holl gynghorau Tref a Chymuned, ynghyd â chais eu bod yn cynnwys y drafodaeth ynghylch y deunyddiau hynny fel eitem agenda ffurfiol yn eu cyfarfod Cyngor nesaf a'u bod hefyd yn cael gwybod y gallai aelodau o'r Pwyllgor Safonau benderfynu mynd i sampl bach o'r Cyfarfodydd hynny i arsylwi'r trafodion.

6. DATA CYDYMFFURFIO Â'R CÔD

Yn dilyn cofnod 9 o'r cyfarfod a gynhaliwyd ar 7 Rhagfyr 2018 lle derbyniwyd yr Adroddiad Blynyddol Cydymffurfio â'r Côt, bu'r Pwyllgor yn ystyried pa ddata pellach y dylai ei geisio a beth fyddai'r ffordd orau o wella'r data y mae'n ei dderbyn, yn enwedig mewn perthynas â nifer y datganiadau o fuddiant a ph'un a oedd unrhyw gynghorwyr wedi cael hyfforddiant ynglŷn â'r Côt. Bu'r pwyllgor hefyd yn ystyried derbyn data tebyg gyda golwg ar Gynghorwyr Sir.

PENDERFYNWYD YN UNFRYDOL

- 6.1 anfon ceisiadau am gydymffurfio â'r Côt at bob Cyngor gan adlewyrchu'r gofyniad cyfreithiol i ddal gafael ar wybodaeth ynghylch datganiadau o fuddiant ac i gyhoeddi agendâu a chofnodion a ph'un a oedd cyngor yn ymateb yn 2018/2019;
- 6.2 adroddiadau pellach yn manylu ynghylch yr ymatebion a gafwyd a'r angen posibl am gyflwyno llythyrau dilynol wedi'u targedu i'r Pwyllgor yn y cyfarfodydd a drefnwyd ar gyfer Mehefin a Medi 2019;
- 6.3 coladu pob ymateb mewn adroddiad ar gyfer cyfarfod Rhagfyr 2019 ynghyd â data cymharol ar gyfer Cynghorwyr Sir.

7. UNRHYW FATER ARALL

Ni chafwyd dim eitemau brys i'w hystyried.

CADEIRYDD

DYDDIAD

Mae'r dudalen hon yn wag yn fwriadol

Y PWYLLGOR SAFONAU
24/04/19

CAIS AM OLLYNGIAD GAN Y
CYNGHORYDD CHRISTOPHER MARK DAVIES

Yr argymhellion / penderfyniadau allweddol sydd eu hangen:
Ystyried a phenderfynu ar y cais

Y rhesymau:

Mae cynnwys yr adroddiad hwn yn rhan o faes gorchwyl y Pwyllgor.

Argymhellion / Sylwadau'r Pwyllgor Craffu:

Amherthnasol

Angen i'r Bwrdd Gweithredol wneud penderfyniad NAC OES

Angen i'r Cyngor wneud penderfyniad NAC OES

YR AELOD O'R BWRDD GWEITHREDOL SY'N GYFRIFOL AM Y PORTFFOLIO:- Y
Cynghorydd E Dole (Arweinydd)

Y Gyfarwyddiaeth

Y Prif Weithredwr

Enw Pennaeth y Gwasanaeth:

Linda Rees-Jones

Awdur yr Adroddiad:

Robert Edgecombe

Swyddi:

Pennaeth Gweinyddiaeth a'r
Gyfraith

Rheolwr y Gwasanaethau
Cyfreithiol

Rhifau ffôn:

01267 224018

Cyfeiriadau E-bost:

rjedgeco@sirgar.gov.uk.

**EXECUTIVE SUMMARY
STANDARDS COMMITTEE
24/04/19**

**APPLICATION FOR DISPENSATION BY COUNCILLOR
CHRISTOPHER MARK DAVIES**

An application has been received from Community Councillor C M Davies of St Clears Town Council for dispensation to speak only in respect of Council business relating to or likely to affect St Clears Town Trust.

The Town Trust is a charitable organisation first established in 1889.

Councillor Davies would have a personal interest in any council business relating to or likely to affect this organisation by virtue of paragraph 10(2)(a)(ix)(ee) of the members code of conduct as he is a member of the Trust

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

Councillor Davies has not specified in his application the grounds set out in the Standards Committees (Grant of Dispensations)(Wales) regulations 2011 (as amended) upon which he relies. However 2 grounds would appear to be relevant, namely;

1. That 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.
2. That his participation would be justified by his particular role or expertise

If the committee is minded to grant Councillor Davies a dispensation in respect of this interest it has absolute discretion as to the duration of that dispensation.

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: L R 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: LRJones

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-171	Legal Services, County Hall

Mae'r dudalen hon yn wag yn fwriadol

**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:

CHRISTOPHER MARK DAVIES

Name of your Council:

ST CLAIRS TOWN

Your address and postcode:

Riverside House Bridge St SA334EW

Contact telephone number(s):

01994 231176 07815146165.

Email address:

CHRISTOPHER.DAVIES24@BTINTERNET.COM.

2. DETAILS OF YOUR INTEREST

What is the matter under consideration?

What is your interest in the above matter?

When will the above matter be considered?

Are you applying for dispensation to:

Speak only:

Speak and vote:

Make written
Representations

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	<input type="checkbox"/>
• 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;	<input type="checkbox"/>
• the business is to be considered by an overview and scrutiny committee and my interest is not a pecuniary interest;	<input type="checkbox"/>
• 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	<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)

I would like to be able to speak at Council meetings to share relevant information on behalf of the Town Trust. I would also like to speak in support of St Clears Town Trust, to secure its future in the way that will be most feasible.

(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: 19 / 2 / 2019.

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 	
10(2)(b)	Council business in which there may be a conflict between your decision-making role and your role in representing constituents in your ward	
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 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.**

Y PWYLLGOR SAFONAU
24/04/19

CAIS AM OLLYNGIAD GAN Y
CYNGHORYDD WILLIAM EDMUND VINCENT JOHN DAVIES

Yr argymhellion / penderfyniadau allweddol sydd eu hangen:
Ystyried a phenderfynu ar y cais

Y rhesymau:

Mae cynnwys yr adroddiad hwn yn rhan o faes gorchwyl y Pwyllgor.

Argymhellion / Sylwadau'r Pwyllgor Craffu:

Amherthnasol

Angen i'r Bwrdd Gweithredol wneud penderfyniad NAC OES

Angen i'r Cyngor wneud penderfyniad NAC OES

YR AELOD O'R BWRDD GWEITHREDOL SY'N GYFRIFOL AM Y PORTFFOLIO:- Y
Cyngorydd E Dole (Arweinydd)

Y Gyfarwyddiaeth

Y Prif Weithredwr

Enw Pennaeth y Gwasanaeth:

Linda Rees-Jones

Awdur yr Adroddiad:

Robert Edgecombe

Swyddi:

Pennaeth Gweinyddiaeth a'r
Gyfraith

Rheolwr y Gwasanaethau
Cyfreithiol

Rhifau ffôn:

01267 224018

Cyfeiriadau E-bost:

rjedgeco@sirgar.gov.uk.

**EXECUTIVE SUMMARY
STANDARDS COMMITTEE
24/04/19**

**APPLICATION FOR DISPENSATION BY
COUNCILLOR WILLIAM EDMUND VINCENT JOHN DAVIES**

An application has been received from Community Councillor W E V J Davies of St Clears Town Council for dispensation to speak only in respect of Council business relating to or likely to affect St Clears Town Trust.

The Town Trust is a charitable organisation first established in 1889

Councillor Davies would have a personal interest in any council business relating to or likely to affect this organisation by virtue of paragraph 10(2)(a)(ix)(ee) of the members code of conduct as he is a member of the Trust

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

Councillor Davies has submitted his application on the basis of three grounds set out in the Standards Committees (Grant of Dispensations)(Wales) regulations 2011 (as amended) namely;

1. That 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.
2. That his participation would be justified by his particular role or expertise
3. That the business is to be considered by an overview and scrutiny committee and his interest is not a pecuniary one

If the committee is minded to grant Councillor Davies a dispensation in respect of this interest it has absolute discretion as to the duration of that dispensation.

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: L R 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: LRJones

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*

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Mae'r dudalen hon yn wag yn fwriadol

**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:

DA WILLIAM EDMUND VINCENT JOHN DAVID

Name of your Council:

ST CLAYTON TOWN COUNCIL

Your address and postcode:

907A VILLE, ST PLEAS SA33 4DY

Contact telephone number(s):

(01994) 230772

Email address:

2. DETAILS OF YOUR INTEREST

What is the matter under consideration?

MEMBER OF ST PLEAS TOWN TRUST.

What is your interest in the above matter?

A MEMBER OF THE TOWN TRUST

When will the above matter be considered?

Every Meeting.

Are you applying for dispensation to:

Speak only:

Speak and vote:

Make written

Representations

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	<input type="checkbox"/>
• the interest is common to me and a significant proportion of the general public;	<input checked="" type="checkbox"/>
• my participation in the business is justified by my particular role or expertise;	<input checked="" type="checkbox"/>
• the business is to be considered by an overview and scrutiny committee and my interest is not a pecuniary interest;	<input checked="" type="checkbox"/>
• 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	<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)

Being a member of the Town Trust and
Town Council for almost 50 years
Hence the knowledge etc of the needs of the
area would clearly be of benefit
to the area I love and cherish

Ed (Daw)

(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:

19/2/14

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 	
10(2)(b)	Council business in which there may be a conflict between your decision-making role and your role in representing constituents in your ward	
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 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.

10-10-2018

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