

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: J. Mansel Charles

Name of your Council: Carmarthenshire County Council
Llanegwad Community Council

Your address and postcode:

Contact telephone number(s):

Email address: MCharles@carmarthenshire.gov.uk

2. DETAILS OF YOUR INTEREST

What is the matter under consideration?

Electricity transmission from Nant Mithil Energy Park, Forrest of Radnor and potentially other energy park developments to grid connection in Carmarthenshire.

What is your interest in the above matter?

- I am a landowner. I received the introductory letter but as of 16.02.2023, there has been no request for access onto my land to undertake survey work, though that might change.
- I have immediate neighbours and close associates who have received requests for access onto land to undertake survey work.
- Should pylons be erected, it is possible that they would be visible from my property.
- Should pylons be erected, there would be potential impact on the value of my property.

- I am the current County Councillor for the Llanegwad Ward and a member of Llanegwad Community Council, and likely to be called upon to discuss issues that require a swift response/to make representations to the community council.

- I am a member of FUW who will be required to address the issue. I may be called upon to be present information concerning the matter at meetings where the issue will be discussed.

When will the above matter be considered?

It is likely that the matter will be discussed periodically over the forthcoming three or four years.

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)

The Standards Committee has already granted me a dispensation to speak and to make written representations at meetings of Carmarthenshire County Council in respect of any Council business relating to farming and farming related matters generally, from 13th June 2022 until the end of the current electoral term. However, the Committee advised me to seek further legal advice and, if necessary, apply for another dispensation in the event that I wished to participate in council business which specifically related to, or was likely to affect, my or close personal associates' farming activities or farmland. I am therefore making a specific application for a dispensation to participate on matters relating to the proposal for an energy transmission scheme in part of the Tywi Valley, which may involve the erection of pylons and overhead electricity cables. It is not yet clear whether any of the scheme will directly impact my own land, or whether it will just be visible from my land, but I have received a notification from the proposed developer.

As a county councillor, I have received calls about the issue, and I have been copied into correspondence by ward residents sent to the company/companies requesting access onto land. The issue, however, will impact on several wards. It is not exclusive to the ward that I represent, either as a County Councillor or a Community Councillor. The energy transmission scheme in question will impact on landowners and/or tenants (private and local authority) who use land for various purposes, including agricultural. I feel that I have an understanding of the practical effects and consequences of such a development (buried cables or above ground infrastructure) on land-based enterprises, and therefore would be able to offer an insight as part of any discussion.

It is difficult to say what types of debates might arise in meetings at Council, Committees or Panels on the matter, but for example I am aware that on a previous proposal elsewhere in the County a Motion on Notice was tabled for debate at County Council about the proposed lines being overground and not underground, so there is a potential for debates about the proposal to arise.

(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: J. Mansel Charles

Date: 16 / 02 / 23

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)	Council business which relates to or is likely to affect: <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.