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Cyngor Sir
CEREDIGION
County Council

Neuadd Cyngor Ceredigion, Penmorfa,
Aberaeron, Ceredigion SA46 0PA
ceredigion.gov.uk

19/1/23

Lisa Evans

01545574177

Dear Sir / Madam

I write to inform you that a Meeting of the Ethics and Standards Committee will be held at the HYBRID - NEUADD CYNGOR CEREDIGION, PENMORFA, ABERAERON / REMOTELY VIA VIDEO CONFERENCE on Wednesday, 25 January 2023 at 10.00 am for the transaction of the following business:

- 1. Apologies**
- 2. Disclosure of personal / prejudicial interests**
- 3. To confirm as a true record the minutes of the meeting of the Ethics & Standards Committee held on 13 October 2022 (Pages 3 - 10)**
- 4. Action Log (Pages 11 - 16)**
- 5. To consider applications for dispensation from the following Councillors:**
 - (i) Councillor Brett Stones, New Quay Town Council (Pages 17 - 24)
 - (ii) Councillor Jennifer Davies, New Quay Town Council (Pages 25 - 32)
 - (iii) Councillor Julian Evans, New Quay Town Council (Pages 33 - 40)
 - (iv) Councillor Sioned Davies, New Quay Town Council (Pages 41 - 48)
 - (v) Councillor Tomos Davies, New Quay Town Council (Pages 49 - 56)
 - (vi) Councillor Ywain Davies, New Quay Town Council (Pages 57 - 64)
- 6. To discuss with party leaders the methods of promoting and maintaining high standards by conduct by Members of Ceredigion County Council to include the duties required under S 62-63 of the Local Government and Elections (Wales) Act 2021**
- 7. Political Group Leaders Compliance Template (Pages 65 - 72)**
- 8. The Ombudsman Code of Conduct Complaints Guidance and Process (Pages 73 - 76)**

9. **Harmonisation of gifts/hospitality thresholds across all Welsh Authorities (Pages 77 - 80)**
10. **Monitoring Officer Code of Conduct Update-Q3 (September - December 2022) (Pages 81 - 84)**
11. **The Public Services Ombudsman Code of Conduct Findings (Pages 85 - 88)**
12. **Self Evaluation of the Ethics and Standards Committee (Pages 89 - 94)**
13. **Town and Community Council training plans (Pages 95 - 96)**
14. **Forward Work Programme (Pages 97 - 102)**
15. **To consider any other applications for dispensation received since the agenda was published**
 - (vii) Councillor Sian Maehrlein, Ceredigion County Council (Pages 103 - 110)
16. **Any other matter which the Chairman decides is for the urgent attention of the Committee**

Members are reminded to sign the Attendance Register

A Translation Services will be provided at this meeting and those present are welcome to speak in Welsh or English at the meeting.

Yours faithfully



Miss Lowri Edwards
Corporate Lead Officer: Democratic Services

To: Chairman and Members of Ethics and Standards Committee
The remaining Members of the Council for information only.

Agenda Item 3

Minutes of the Meeting of ETHICS AND STANDARDS COMMITTEE

held Hybrid at Neuadd Cyngor Ceredigion, Penmorfa, Aberaeron / remotely
via video conference on Thursday, 13 October 2022

PRESENT: Mrs Caroline White (Chair) Miss Caryl Davies, Ms Carol Edwards and
Mr John Weston (Independent Members)

Councillor Gwyn Evans and Caryl Roberts (Elected Members) Councillor
Delyth James and Jan Culley (Town and Community Councillors)

IN ATTENDANCE:

Ms Elin Prysor (Monitoring Officer)

Mrs Lisa Evans (Scrutiny and Standards Officer)

Mrs Dana Jones (Democratic and Standards Officer)

(10.00am-12:10pm)

1 Apologies

Mr Alan Davies apologised for his inability to attend the meeting.

2 Personal Matters

The Chair welcomed the two new Town and Community Councillors
representatives to their first meeting, Councillor Delyth James and Jan
Culley.

3 Disclosure of Personal / Prejudicial Interests

Ms Caroline White declared a personal interest in item 13 on the agenda.

**4 To confirm as a true record the minutes of the meeting of the Ethics &
Standards Committee held on 25 May 2022**

It was RESOLVED to confirm as a true record of the minutes of the
meeting of the Committee held on 25 May 2022.

5 Matters arising

Item 6- The Monitoring Officer reported that it had been confirmed in the Full Council meeting in July that Councillor Gwyn Evans would become a member of the Corporate Joint Committee Standards Sub Committee. A second County Councillor will be appointed in the 20 October meeting. The report considered as item 13 on the agenda, Update on Ethics and Standards Committee recruitment would be presented in the 20 October 2022 meeting.

Item 7 – The Annual Report was due to be presented originally in July and then September, however, the meeting was cancelled in September due to the national mourning period. The report would now be presented at the 20 October 2022 meeting.

Item 8- was an item on the agenda.

Item 9 – The two new Town and Community Council representatives, Councillors Delyth James and Jan Culley as stated previously were attending their first meeting.

Item 13- A Hearing Procedure workshop had been held on the 30 September 2022 .

Item 16- Clerks to Town and Community Council had only been provided guidance by One Voice Wales on how to complete the Training Programme at the end of September, therefore an update report would provided to the January meeting on the number of Councils that had provided this report and that included training on the Code of Conduct.

.Item 17- Guidance on the self evaluation was still awaited.

6 Action Log

It was AGREED to note the Action Log as presented.

7(i) Councillor Keith Evans, Ceredigion County Council (Calon Tysul Application)

An application for dispensation dated 17 August 2022 was received from

Councillor Keith Evans to speak and vote on potential funding for Calon Tysul. Councillor Evans serves and advises on their Management Committee. As both their County Council and Community Council local Member, local organisations look to elected members for guidance, leadership and support.

It was RESOLVED to grant Councillor Evans a dispensation to speak and vote on the grounds that the nature of the members' 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, and the participation of the member in the business to which the interest relates is justified by the member's particular role or expertise (regulation 2 (d) and (f) of the Standards Committees (Grant of Dispensations)(Wales) Regulations 2001). The dispensation was granted for a period of 12 months.

7(ii) Councillor Keith Evans, Llandysul Community Council (Calon Tysul Application)

An application for dispensation dated 17 August 2022 was received from Councillor Keith Evans to speak and vote on potential funding for Calon Tysul. Councillor Evans serves and advises on their Management Committee. As both their County Council and Community Council local Member, local organisations look to elected members for guidance, leadership and support.

It was RESOLVED to grant Councillor Evans a dispensation to speak and vote on the grounds that the nature of the members' 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, and the participation of the member in the business to which the interest relates is justified by the member's particular role or expertise (regulation 2 (d) and (f) of the Standards Committees (Grant of Dispensations)(Wales) Regulations 2001). The dispensation was granted for a period of 12 months.

7(iii) Councillor Keith Evans, Ceredigion County Council (Llandysul Sports Society Application)

An application for dispensation dated 17 August 2022 was received from Councillor Keith Evans to speak and vote on potential funding for Llandysul Sports Society. Councillor Evans serves and advises on their Management Committee. As both their County Council and Community Council local Member, local organisations looks to elected members for guidance,

leadership and support.

It was RESOLVED to grant Councillor Evans a dispensation to speak and vote on the grounds that the nature of the members' 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, and the participation of the member in the business to which the interest relates is justified by the member's particular role or expertise (regulation 2 (d) and (f) of the Standards Committees (Grant of Dispensations)(Wales) Regulations 2001). The dispensation was granted for a period of 12 months.

7(iv) Councillor Keith Evans, Llandysul Community Council (Llandysul Sports Society Application)

An application for dispensation dated 17 August 2022 was received from Councillor Keith Evans to speak and vote on potential funding for Llandysul Sports Society. Councillor Evans serves and advises on their Management Committee. As both their County Council and Community Council local Member, local organisations look to elected members for guidance, leadership and support.

It was RESOLVED to grant Councillor Evans with a dispensation to speak and vote on the grounds that the nature of the members' 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, and the participation of the member in the business to which the interest relates is justified by the member's particular role or expertise (regulation 2 (d) and (f) of the Standards Committees (Grant of Dispensations)(Wales) Regulations 2001). The dispensation was granted for a period of 12 months

7(v) Councillor Keith Evans, Ceredigion County Council (Llandysul Pontweli Application)

An application for dispensation dated 17 August 2022 was received from Councillor Keith Evans to speak and vote on potential funding for Llandysul Pont-Tyweli Ymlaen Cyf. Councillor Evans serve and advise on their Management Board as a Director. As both their County Council and Community Council local Member, local organisations looks to elected members for guidance, leadership and support.

It was RESOLVED to grant Councillor Evans a dispensation to speak and vote on the grounds that the nature of the members' 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, and the participation of the member in the business to which the interest relates is justified by the member's particular role or expertise (regulation 2 (d) and (f) of the Standards Committees (Grant of Dispensations)(Wales) Regulations 2001). The dispensation was granted for a period of 12 months.

7(vi) Councillor Keith Evans, Llandysul Community Council (Llandysul Pontweli Application)

An application for dispensation dated 17 August 2022 was received from Councillor Keith Evans to speak and vote on potential funding for Llandysul Pont-Tyweli Ymlaen Cyf. Councillor Evans serve and advise on their Management Board as a Director. As both their County Council and Community Council local Member, local organisations look to elected members for guidance, leadership and support.

It was RESOLVED to grant Councillor Evans a dispensation to speak and vote on the grounds that the nature of the members' 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, and the participation of the member in the business to which the interest relates is justified by the member's particular role or expertise (regulation 2 (d) and (f) of the Standards Committees (Grant of Dispensations)(Wales) Regulations 2001). The dispensation was granted for a period of 12 months.

8 New Regulations in relation to the Mid Wales Corporate Joint Committee

It was AGREED to note the content of the amended regulations.

9 The Public Services Ombudsman Code of Conduct Findings

It was AGREED to note the content of the report for information and that the report would also be circulated to the Clerks of the Town and Community Councils for information.

10 Update on Code of Conduct matters

It was AGREED to note the content of the report for information subject to the committee being informed in future reports of any trends that had increased/decreased. The Committee noted the increase in recent years of trends relating to social media and online abuse.

11 Update on Adjudication Panel for Wales matters

It was AGREED to note the content of the report.

12 Ombudsman Annual Letter 2021/22

It was AGREED to note the content of the report. A request would be made by the Monitoring Officer for the Ombudsman to add an additional column

where a case had been referred but not been investigated.

13 Update on Ethics and Standards Committee recruitment and appointments to the Mid Wales Corporate Joint Committee Standards Sub Committee

It was AGREED to note the content of the report.

14 Training

It was AGREED to note the content of the report subject to the addition of the Hearing Training that was held on the 30 September 2022. Also, training would be available for individual Town and Community Councils if requested.

15 To consider any other applications for dispensation received since the agenda was published

None received.

16 Forward Work Programme

It was AGREED to note the content of the Forward Work Prog- programme subject to:-

- Further consideration be given to Political Group Leaders attending all meetings of the committee, and for a mechanism that the Monitoring Officer could report on their behalf presenting evidence of the work they had done in relation to promoting standards.
- Flintshire County Council had provided its template for Group Leaders to complete. This could be adapted and reported to the committee accordingly.
- Review of the Vision statement
- Training Programme for Town and Community Councils would be requested from Clerks to ascertain if Code of Conduct training would be mandated
- That the Chair and Vice Chair together with Officers would be considering the Committee's Self -evaluation as the guidance had not yet been received

17 Any Other Business

The Monitoring Officer updated Members on:

- The Ombudsman Decision Notices
- All Wales Chair Standards Forum-a meeting may be held prior to the Christmas period. The terms of reference was currently being reviewed and the Powys and Ceredigion MOs would attend alternately at the meeting. The Chair, or Vice-Chair, will also attend

the meeting.

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Ceredigion County Council Ethics and Standards Committee Meeting Actions Log 2022-2023*

The purpose of this Actions Log is to monitor Actions agreed by the Ethics and Standards Committee at their Meetings e.g. where the Ethics and Standards have requested a future Report to be presented to them, or information sought at a future Meeting.

For further information regarding the Actions Log please contact the Standards Officer.

Last updated: 18 January 2023

*Municipal Year

Actions marked green and Completed ('Y') shall be removed from the subsequent Actions Log

Acronyms:

AW – Audit Wales

CE: Chief Executive

CLO – Corporate Lead Officer

FWP – Forward Work Programme

SO – Standards Officer

MO – Monitoring Officer

CM – Corporate Manager

ESC – Ethics and Standards
Committee

OVW – One Voice Wales

L&G – Legal & Governance

N/A – Not Applicable

TBC – To Be Confirmed

No.	ESC Meeting Date	Item	Noted/ Comments	Action	Officer(s) responsible for Action	Progress Update	To next be Reported	Completed ? Y/N
1.	25.5.22	Annual Report from the Chair of the Ethics and Standards Committee 2021/22	Report approved	Present to Council 20.10.22	DJ, SO		n/a	Y
2.	25.5.22	Succession planning-lay member	<p>AGREED to recommend to Council to approve:</p> <p>(i) the role description, person specification and criteria (as set out in Appendix)</p> <p>(ii) Membership of the Selection Panel as follows:</p> <ul style="list-style-type: none"> • Chair of the Council(in 	<p>Present to Council 20.10.22</p> <p>Nominate and contact Independent/ Lay Panel member</p> <p>Contact OVW</p> <p>Shortlisting/ interview dates</p>	<p>LE, SO</p> <p>EP, LE</p> <p>LE</p> <p>LE</p>	<p>Prof John Williams agreed</p>	<p>Interviews held 12/1 Successful candidate accepted</p>	Y

No.	ESC Meeting Date	Item	Noted/ Comments	Action	Officer(s) responsible for Action	Progress Update	To next be Reported	Completed ? Y/N
			<p>absence Vice Chair);</p> <ul style="list-style-type: none"> •Independent/Lay Panel member (nominated by the Monitoring Officer) • Chair and Vice Chair of the Ethics and Standards Committee (or other independent members nominated by the Monitoring Officer as necessary) • Town and Community Council representative nominated by 					

No.	ESC Meeting Date	Item	Noted/ Comments	Action	Officer(s) responsible for Action	Progress Update	To next be Reported	Completed ? Y/N
			One Voice Wales; and (iii) change the title of job description to role description in the Appendix					
3	25.5.22	Training	Monitoring Officer would request a copy of Town and Community Councils Training Programme in order to ascertain if the Code of Conduct training had been provided. It was noted that the Standing Orders and the Local Resolution	MO to contact OVW	MO	OVW monthly training programme provided to MO LE written to all Town/Community Councils asking for copy of their Training Plans by 2/1/23	25/1/23	

No.	ESC Meeting Date	Item	Noted/ Comments	Action	Officer(s) responsible for Action	Progress Update	To next be Reported	Completed ? Y/N
			<p>Process had previously been requested.</p> <p>It was noted that as all County Councillors attend Town and Community Councils to promote the training available.</p>		GWE CR			
4	25.5.22	FWP	Meeting to be arranged for Sept/Oct	Arranged for 13/10	SO			Y
5	13.10.2 2	Self-evaluation	That the Chair and Vice Chair together with Officers would be considering the Committee's Self - evaluation as	LE met with Chair & Vice Chair	LE	Proposed questionnaire drafted	25.1.23	

No.	ESC Meeting Date	Item	Noted/ Comments	Action	Officer(s) responsible for Action	Progress Update	To next be Reported	Completed ? Y/N
			the guidance had not yet been received					
6	13.10.22	The Public Services Ombudsman Code of Conduct Findings	circulated to the Clerks of the Town and Community Councils for information.	Email sent	DJ			Y
7	13.10.22	Update on Code of Conduct matters	It was AGREED to note the content of the report for information subject to the committee being informed in future reports of any trends that had increased/decreased.				Completed. Trend decrease or increase now incorporated in MO quarterly reports	Y
8	13.10.22	Ombudsman Annual Letter 2021/22	AGREED to note	A request would be made by the Monitoring Officer for the Ombudsman	MO	Ombudsman confirmed they'd try to implement this change in		Y

No.	ESC Meeting Date	Item	Noted/ Comments	Action	Officer(s) responsible for Action	Progress Update	To next be Reported	Completed ? Y/N
				to add an additional column where a case had been referred but not been investigated.		their next annual letter.		

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APPLICATION TO THE ETHICS & STANDARDS COMMITTEE FOR DISPENSATION

Information

Please refer to the flowchart which will provide further guidance regarding the need for dispensation.

Members should also be aware of the Code of Conduct and its contents. If you are in any doubt, please contact the Monitoring Officer.

Please ensure that **ONLY ONE** matter is used per form, if there are multiple matters (different cases) please use separate forms.

If you require dispensation for both Town/Community Council **AND** County Council you must use **separate** forms for each application.

Please send this completed form to:

ethicsandstandards@ceredigion.gov.uk / moesegasafonau@ceredigion.llyw.cymru

Ethics and Standards
Neuadd Cyngor Ceredigion
Penmorfa
Aberaeron
Ceredigion
SA46 0PA
Tel: 01545 570881

For any further guidance or advice, please contact:

Monitoring Officer - Elin Prysor
Neuadd Cyngor Ceredigion,
Penmorfa,
Aberaeron,
Ceredigion,
SA46 0PA

MonitoringOfficer@ceredigion.gov.uk / SwyddogMonitro@ceredigion.gov.uk



**APPLICATION TO THE ETHICS & 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: Brett Stones

Council:

County:

Town/Community:

Name of your Council: New Quay Town Council

Your address: 16 Park Street, New Quay

Postcode:

Contact telephone number(s):

Email address: stonesbrett@hotmail.com

2. DETAILS OF YOUR INTEREST

What is the matter being discussed by the Council?

-Planning applications for holiday accommodation (self-catering accommodation, huts, caravans and Second homes) and any consultations on Council tax and Business Rates for 'second homes' and holiday accommodation

Describe your prejudicial interest in the above matter, including your connection with it:

I own a Dolphin Watching Boat Trip business, a Pasty Shop and holiday accommodation in New Quay

Where will the above matter be considered? (e.g. Cabinet, County Council, Town/Community Council)

County- Council

County- Cabinet

County- Committee

Town /Community

**Other
(Please specify)**

Under which paragraph of the Members Code of Conduct (20th May 2016 edition) does your interest fall?

Paragraph 10 (2) (a) it relates to, or is likely to affect —

(i) any employment or business carried on by you;

(ii) any person who employs or has appointed you, any firm in which you are a partner or any company for which you are a remunerated director;

(iii) any person, other than your authority, who has made a payment to you in respect of your election or any expenses incurred by you in carrying out your duties as a member;

(iv) any corporate body which has a place of business or land in your authority's area, and in which you have a beneficial interest in a class of securities of that body that exceeds the nominal value of £25,000 or one hundredth of the total issued share capital of that body;

(v) any contract for goods, services or works made between your authority and you or a firm in which you are a partner, a company of which you are a remunerated director, or a body of the description specified in sub-paragraph (iv) above;

(vi) any land in which you have a beneficial interest and which is in the area of your authority;

(vii) any land where the landlord is your authority and the tenant is a firm in which you are a partner, a company of which you are a remunerated director, or a body of the description specified in sub-paragraph (iv) above;

(viii) any body to which you have been elected, appointed or nominated by your authority;

(ix) any —

(aa) public authority or body exercising functions of a public nature;

(bb) company, industrial and provident society, charity, or body directed to charitable purposes;

(cc) body whose principal purposes include the influence of public opinion or policy;

(dd) trade union or professional association; or

(ee) private club, society or association operating within your authority's area, in which you have membership or hold a position of general control or management;

(x) any land in your authority's area in which you have a licence (alone or jointly with others) to occupy for 28 days or longer;

Paragraph 10 (2) (b) a decision upon it might reasonably be regarded as affecting —

(i) your well-being or financial position, or that of a person with whom you live, or any person with whom you have a close personal association;

(ii) any employment or business carried on by persons as described in 10(2)(b)(i);

(iii) any person who employs or has appointed such persons described in 10(2)(b)(i), any firm in which they are a partner, or any company of which they are directors;

(iv) any corporate body in which persons as described in 10(2)(b)(i) have a beneficial interest in a class of securities exceeding the nominal value of £5,000; or

(v) anybody listed in paragraphs 10(2)(a)(ix)(aa) to (ee) in which persons described in 10(2)(b)(i) hold a position of general control or management, to a greater extent than the majority of—

(aa) in the case of an authority with electoral divisions or wards, other council tax payers, rate payers or inhabitants of the electoral division or ward, as the case may be, affected by the decision; or

(bb) in all other cases, other council tax payers, ratepayers or inhabitants of the authority's area.

Paragraph 13 You also have a prejudicial interest in any business before an overview and scrutiny committee of your authority (or of a sub-committee of such a committee) where —

(a) that business relates to a decision made (whether implemented or not) or action taken by your authority's executive, board or another of your authority's committees, sub-committees, joint committees or joint sub-committees; and

(b) at the time the decision was made or action was taken, you were a member of the executive, board, committee, sub-committee, joint-committee or joint sub-committee mentioned in sub-paragraph (a) and you were present when that decision was made or action was taken.

3. INFORMATION IN SUPPORT OF YOUR APPLICATION

Please provide additional (background/ factual) information in order to clarify/explain your interest further, and assist the committee considering this dispensation application.

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

As I own holiday accommodation, planning applications for any other type of holiday accommodation could be seen potentially as impacting my business; as it will be in competition with my property. Also; any discussion on council tax and business rates for these type of properties.

(please continue on a separate sheet if necessary)

4. GROUNDS FOR DISPENSATION

The **Standards Committee (Grant of Dispensations)(Wales) Regulations 2001** prescribe the circumstances in which the Ethics & Standards Committee may grant a dispensation. The grounds for granting a dispensation are set out below.

On which of the following grounds do you believe that a dispensation should be granted in this case? Please tick the appropriate box(es).

(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;	<input checked="" type="checkbox"/>
(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	<input type="checkbox"/>
(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;	<input type="checkbox"/>
(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;	<input checked="" type="checkbox"/>
(e) the interest is common to the member and a significant proportion of the general public;	<input checked="" type="checkbox"/>
(f) the participation of the member in the business to which the interest relates is justified by the member's particular role or expertise;	<input type="checkbox"/>
(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;	<input type="checkbox"/>
(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	<input type="checkbox"/>

- (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



5. GROUNDS FOR DISPENSATION- FURTHER INFORMATION

Please set out below the reasons why you consider that the Ethics & Standards Committee should grant a dispensation in this case (i.e. Please explain how and why you consider that one of the grounds for dispensation is/are satisfied)

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

Due to the number of holiday accommodation in New Quay and its surrounding area, I feel that I can remain impartial and clear of any bias towards any other planning applications for holiday accommodation. I will consider every application on its own merit in accordance with Planning Policy and the Local Development Plan.

(please continue on a separate sheet if necessary)

6. REQUEST

Are you applying for dispensation to speak only or to speak and vote?

Speak Only:

Speak and Vote:

Please provide a reason for this:

I require a dispensation so that I can 'speak and vote' as a Town Councillor. Over 50 % of the Town Council will seek dispensation

7. DURATION

What is the requested duration for this dispensation?

Specific:

Specific Meeting(s):

Please specify meeting date(s): _____

General:

6 months:

12 months:

8. DECLARATION

I request a dispensation in respect of the above matter.

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 Ethics and Standards Committee.

Signed:

Brett Stones

Date:

26 / 11 /22

Please return this form to:

Ethics and Standards
Neuadd Cyngor Ceredigion
Penmorfa
Aberaeron
Ceredigion
SA46 0PA
Tel: 01545 570881

ethicsandstandards@ceredigion.gov.uk / moesegasafonau@ceredigion.llyw.cymru



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APPLICATION TO THE ETHICS & STANDARDS COMMITTEE FOR DISPENSATION

Information

Please refer to the flowchart which will provide further guidance regarding the need for dispensation.

Members should also be aware of the Code of Conduct and its contents. If you are in any doubt, please contact the Monitoring Officer.

Please ensure that **ONLY ONE** matter is used per form, if there are multiple matters (different cases) please use separate forms.

If you require dispensation for both Town/Community Council **AND** County Council you must use **separate** forms for each application.

Please send this completed form to:

ethicsandstandards@ceredigion.gov.uk / moesegasafonau@ceredigion.llyw.cymru

Ethics and Standards
Neuadd Cyngor Ceredigion
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For any further guidance or advice, please contact:

Monitoring Officer - Elin Prysor
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MonitoringOfficer@ceredigion.gov.uk / SwyddogMonitro@ceredigion.gov.uk



**APPLICATION TO THE ETHICS & 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: Jennifer Joy Davies

Council:

County:

Town/Community:

Name of your Council: New Quay Town Council

Your address: Alamo, Maenygroes, New Quay

Postcode: SA45 9TJ

Contact telephone number(s): 01545560037

Email address: sailingjenny@hotmail.com

2. DETAILS OF YOUR INTEREST

What is the matter being discussed by the Council?

Planning applications for holiday accommodation to include self-catering accommodation, second homes, glamping pods and caravans, and consultation on Council Tax and Business rates for these type of accommodation

Describe your prejudicial interest in the above matter, including your connection with it:
My daughter in law owns a self catering property.

Where will the above matter be considered? (e.g. Cabinet, County Council, Town/Community Council)

County- Council

County- Cabinet

County- Committee

Town /Community

**Other
(Please specify)**

Under which paragraph of the Members Code of Conduct (20th May 2016 edition) does your interest fall?

Paragraph 10 (2) (a) it relates to, or is likely to affect —

- (i) any employment or business carried on by you;
- (ii) any person who employs or has appointed you, any firm in which you are a partner or any company for which you are a remunerated director;
- (iii) any person, other than your authority, who has made a payment to you in respect of your election or any expenses incurred by you in carrying out your duties as a member;
- (iv) any corporate body which has a place of business or land in your authority's area, and in which you have a beneficial interest in a class of securities of that body that exceeds the nominal value of £25,000 or one hundredth of the total issued share capital of that body;
- (v) any contract for goods, services or works made between your authority and you or a firm in which you are a partner, a company of which you are a remunerated director, or a body of the description specified in sub-paragraph (iv) above;
- (vi) any land in which you have a beneficial interest and which is in the area of your authority;
- (vii) any land where the landlord is your authority and the tenant is a firm in which you are a partner, a company of which you are a remunerated director, or a body of the description specified in sub-paragraph (iv) above;
- (viii) any body to which you have been elected, appointed or nominated by your authority;
- (ix) any — (ee)
x
- (aa) public authority or body exercising functions of a public nature;
- (bb) company, industrial and provident society, charity, or body directed to charitable purposes;
- (cc) body whose principal purposes include the influence of public opinion or policy;
- (dd) trade union or professional association; or
- (ee) private club, society or association operating within your authority's area, in which you have membership or hold a position of general control or management;

(x) any land in your authority's area in which you have a licence (alone or jointly with others) to occupy for 28 days or longer;

Paragraph 10 (2) (b) a decision upon it might reasonably be regarded as affecting —

(i) your well-being or financial position, or that of a person with whom you live, or any person with whom you have a close personal association;

(ii) any employment or business carried on by persons as described in 10(2)(b)(i);

(iii) any person who employs or has appointed such persons described in 10(2)(b)(i), any firm in which they are a partner, or any company of which they are directors;

(iv) any corporate body in which persons as described in 10(2)(b)(i) have a beneficial interest in a class of securities exceeding the nominal value of £5,000; or

(v) anybody listed in paragraphs 10(2)(a)(ix)(aa) to (ee) in which persons described in 10(2)(b)(i) hold a position of general control or management, to a greater extent than the majority of—

(aa) in the case of an authority with electoral divisions or wards, other council tax payers, rate payers or inhabitants of the electoral division or ward, as the case may be, affected by the decision; or

(bb) in all other cases, other council tax payers, ratepayers or inhabitants of the authority's area.

Paragraph 13 You also have a prejudicial interest in any business before an overview and scrutiny committee of your authority (or of a sub-committee of such a committee) where —

(a) that business relates to a decision made (whether implemented or not) or action taken by your authority's executive, board or another of your authority's committees, sub-committees, joint committees or joint sub-committees; and

(b) at the time the decision was made or action was taken, you were a member of the executive, board, committee, sub-committee, joint-committee or joint sub-committee mentioned in sub-paragraph (a) and you were present when that decision was made or action was taken.

3. INFORMATION IN SUPPORT OF YOUR APPLICATION

Please provide additional (background/ factual) information in order to clarify/explain your interest further, and assist the committee considering this dispensation application.

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

Provision of holiday accommodation especially in a rural setting is of benefit to the area and to the providers as they are able to earn the extra income which enables them to live in New Quay.

(please continue on a separate sheet if necessary)

4. GROUNDS FOR DISPENSATION

The **Standards Committee (Grant of Dispensations)(Wales) Regulations 2001** prescribe the circumstances in which the Ethics & Standards Committee may grant a dispensation. The grounds for granting a dispensation are set out below.

On which of the following grounds do you believe that a dispensation should be granted in this case? Please tick the appropriate box(es).

(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;	<input checked="" type="checkbox"/>
(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	<input type="checkbox"/>
(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;	<input type="checkbox"/>
(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;	<input checked="" type="checkbox"/>
(e) the interest is common to the member and a significant proportion of the general public;	<input checked="" type="checkbox"/>
(f) the participation of the member in the business to which the interest relates is justified by the member's particular role or expertise;	<input type="checkbox"/>
(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;	<input type="checkbox"/>
(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	<input type="checkbox"/>
(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	<input type="checkbox"/>

5. GROUNDS FOR DISPENSATION- FURTHER INFORMATION

Please set out below the reasons why you consider that the Ethics & Standards Committee should grant a dispensation in this case (i.e. Please explain how and why you consider that one of the grounds for dispensation is/are satisfied)

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

My family are local to New Quay and wishe to remain here and bring up their family and I can have family close as I grow older. The extra income from the self catering cottage enables this which brings tourists 12 months of the year. I wish to provide a balanced view on planning applications for holiday accommodation and housing need in New Quay.

(please continue on a separate sheet if necessary)

6. REQUEST

Are you applying for dispensation to speak only or to speak and vote?

Speak Only:

Speak and Vote:

Please provide a reason for this:

Over 50% of Members will need to declare a personal and prejudicial interest in second/holiday homes, therefore a dispensation to speak and vote is required

7. DURATION

What is the requested duration for this dispensation?

Specific:

Specific Meeting(s):

Please specify meeting date(s): _____

General:

6 months:

12 months:

8. DECLARATION

I request a dispensation in respect of the above matter.

I confirm that the information provided on this form is true to the best of my knowledge.

Signed: Jennifer Davies

Date: 28/11/22

Please return this form to:

Ethics and Standards
Neuadd Cyngor Ceredigion
Penmorfa
Aberaeron
Ceredigion
SA46 0PA
Tel: 01545 570881

ethicsandstandards@ceredigion.gov.uk / moesegasafonau@ceredigion.llyw.cymru



Cyngor Sir
CEREDIGION
County Council

APPLICATION TO THE ETHICS & STANDARDS COMMITTEE FOR DISPENSATION

Information

Please refer to the flowchart which will provide further guidance regarding the need for dispensation.

Members should also be aware of the Code of Conduct and its contents. If you are in any doubt, please contact the Monitoring Officer.

Please ensure that **ONLY ONE** matter is used per form, if there are multiple matters (different cases) please use separate forms.

If you require dispensation for both Town/Community Council **AND** County Council you must use **separate** forms for each application.

Please send this completed form to:

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Neuadd Cyngor Ceredigion
Penmorfa
Aberaeron
Ceredigion
SA46 0PA
Tel: 01545 570881

For any further guidance or advice, please contact:

Monitoring Officer - Elin Prysor
Neuadd Cyngor Ceredigion,
Penmorfa,
Aberaeron,
Ceredigion,
SA46 0PA

MonitoringOfficer@ceredigion.gov.uk / SwyddogMonitro@ceredigion.gov.uk



**APPLICATION TO THE ETHICS & 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: Dr Julian Evans

Council:

County:

Town/Community:

Name of your Council: New Quay Town Council

Your address: Raymond, New Road, New Quay

Postcode: SA45 9SE

Contact telephone number(s): 01545 560066

Email address: jevans1135@aol.com

2. DETAILS OF YOUR INTEREST

What is the matter being discussed by the Council

Planning applications for holiday accommodation to include self-catering accommodation, second homes, glamping pods and caravans, and consultation on Council Tax and Business rates for these type of accommodation

Describe your prejudicial interest in the above matter, including your connection with it:

I own self-catering accommodation in New Quay

Where will the above matter be considered? (e.g. Cabinet, County Council, Town/Community Council)

County- Council

County- Cabinet

County- Committee

Town /Community

**Other
(Please specify)**

Under which paragraph of the Members Code of Conduct (20th May 2016 edition) does your interest fall?

Paragraph 10 (2) (a) it relates to, or is likely to affect —

- (i) any employment or business carried on by you;
- (ii) any person who employs or has appointed you, any firm in which you are a partner or any company for which you are a remunerated director;
- (iii) any person, other than your authority, who has made a payment to you in respect of your election or any expenses incurred by you in carrying out your duties as a member;
- (iv) any corporate body which has a place of business or land in your authority's area, and in which you have a beneficial interest in a class of securities of that body that exceeds the nominal value of £25,000 or one hundredth of the total issued share capital of that body;
- (v) any contract for goods, services or works made between your authority and you or a firm in which you are a partner, a company of which you are a remunerated director, or a body of the description specified in sub-paragraph (iv) above;
- (vi) any land in which you have a beneficial interest and which is in the area of your authority;
- (vii) any land where the landlord is your authority and the tenant is a firm in which you are a partner, a company of which you are a remunerated director, or a body of the description specified in sub-paragraph (iv) above;
- (viii) any body to which you have been elected, appointed or nominated by your authority;
- (ix) any — (ee)
x
- (aa) public authority or body exercising functions of a public nature;
- (bb) company, industrial and provident society, charity, or body directed to charitable purposes;
- (cc) body whose principal purposes include the influence of public opinion or policy;
- (dd) trade union or professional association; or
- (ee) private club, society or association operating within your authority's area, in which you have membership or hold a position of general control or management;

(x) any land in your authority's area in which you have a licence (alone or jointly with others) to occupy for 28 days or longer;

Paragraph 10 (2) (b) a decision upon it might reasonably be regarded as affecting —

(i) your well-being or financial position, or that of a person with whom you live, or any person with whom you have a close personal association;

(ii) any employment or business carried on by persons as described in 10(2)(b)(i);

(iii) any person who employs or has appointed such persons described in 10(2)(b)(i), any firm in which they are a partner, or any company of which they are directors;

(iv) any corporate body in which persons as described in 10(2)(b)(i) have a beneficial interest in a class of securities exceeding the nominal value of £5,000; or

(v) anybody listed in paragraphs 10(2)(a)(ix)(aa) to (ee) in which persons described in 10(2)(b)(i) hold a position of general control or management, to a greater extent than the majority of—

(aa) in the case of an authority with electoral divisions or wards, other council tax payers, rate payers or inhabitants of the electoral division or ward, as the case may be, affected by the decision; or

(bb) in all other cases, other council tax payers, ratepayers or inhabitants of the authority's area.

Paragraph 13 You also have a prejudicial interest in any business before an overview and scrutiny committee of your authority (or of a sub-committee of such a committee) where —

(a) that business relates to a decision made (whether implemented or not) or action taken by your authority's executive, board or another of your authority's committees, sub-committees, joint committees or joint sub-committees; and

(b) at the time the decision was made or action was taken, you were a member of the executive, board, committee, sub-committee, joint-committee or joint sub-committee mentioned in sub-paragraph (a) and you were present when that decision was made or action was taken.

3. INFORMATION IN SUPPORT OF YOUR APPLICATION

Please provide additional (background/ factual) information in order to clarify/explain your interest further, and assist the committee considering this dispensation application.

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

(please continue on a separate sheet if necessary)

I own self-catering accommodation in New Quay and considering planning application for any holiday accommodation could potentially be seen as impacting my business, also considering issues for the charging of Council Tax and Business rates on these properties.

4. GROUNDS FOR DISPENSATION

The **Standards Committee (Grant of Dispensations)(Wales) Regulations 2001** prescribe the circumstances in which the Ethics & Standards Committee may grant a dispensation. The grounds for granting a dispensation are set out below.

On which of the following grounds do you believe that a dispensation should be granted in this case? Please tick the appropriate box(es).

(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;	<input checked="" type="checkbox"/>
(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	<input type="checkbox"/>
(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;	<input type="checkbox"/>
(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;	<input checked="" type="checkbox"/>
(e) the interest is common to the member and a significant proportion of the general public;	<input checked="" type="checkbox"/>
(f) the participation of the member in the business to which the interest relates is justified by the member's particular role or expertise;	<input type="checkbox"/>
(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;	<input type="checkbox"/>
(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	<input type="checkbox"/>
(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	<input type="checkbox"/>

5. GROUNDS FOR DISPENSATION- FURTHER INFORMATION

Please set out below the reasons why you consider that the Ethics & Standards Committee should grant a dispensation in this case (i.e. Please explain how and why you consider that one of the grounds for dispensation is/are satisfied)

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

Due to the Welsh Government current measures to address the issue of second homes/self-catering accommodation , I wish to contribute to this discussion as it impacts on New Quay as a whole. I understand as a Town Councillor there needs to be a balance of supporting the local economy by providing holiday accommodation and providing affordable housing to try and encourage the community to thrive during all seasons.

(please continue on a separate sheet if necessary)

6. REQUEST

Are you applying for dispensation to speak only or to speak and vote?

Speak Only:

Speak and Vote:

Please provide a reason for this:

Due to the number of Members that will be declaring an interest in this matter, Speak and vote is required

7. DURATION

What is the requested duration for this dispensation?

Specific:

Specific Meeting(s):

Please specify meeting date(s): _____

General:

6 months:

12 months:

8. DECLARATION

I request a dispensation in respect of the above matter.

I confirm that the information provided on this form is true to the best of my knowledge.

Signed:

Dr Julian Evans

Date:

23/11/2022

Please return this form to:

Ethics and Standards
Neuadd Cyngor Ceredigion
Penmorfa
Aberaeron
Ceredigion
SA46 0PA
Tel: 01545 570881

ethicsandstandards@ceredigion.gov.uk / moesegasafonau@ceredigion.llyw.cymru



Cyngor Sir
CEREDIGION
County Council

APPLICATION TO THE ETHICS & STANDARDS COMMITTEE FOR DISPENSATION

Information

Please refer to the flowchart which will provide further guidance regarding the need for dispensation.

Members should also be aware of the Code of Conduct and its contents. If you are in any doubt, please contact the Monitoring Officer.

Please ensure that **ONLY ONE** matter is used per form, if there are multiple matters (different cases) please use separate forms.

If you require dispensation for both Town/Community Council **AND** County Council you must use **separate** forms for each application.

Please send this completed form to:

ethicsandstandards@ceredigion.gov.uk / moesegasafonau@ceredigion.llyw.cymru

Ethics and Standards
Neuadd Cyngor Ceredigion
Penmorfa
Aberaeron
Ceredigion
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Tel: 01545 570881

For any further guidance or advice, please contact:

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Penmorfa,
Aberaeron,
Ceredigion,
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MonitoringOfficer@ceredigion.gov.uk / SwyddogMonitro@ceredigion.gov.uk



**APPLICATION TO THE ETHICS & 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: Sioned Amelia Davies

Council:

County:

Town/Community:

Name of your Council: New Quay Town Council

Your address: Fronhaul, 13 Bro Gido, Gilfachreda, New Quay

Postcode: SA45 9SR

Contact telephone number(s): 015455 581258

Email address: sioned.a.evans@hotmail.co.uk

2. DETAILS OF YOUR INTEREST

What is the matter being discussed by the Council?

Planning applications for holiday accommodation to include self-catering accommodation, second homes, glamping pods and caravans, and consultation on Council Tax and Business rates for these type of accommodation

Describe your prejudicial interest in the above matter, including your connection with it:

My father is an owner of self-catering accommodation in New Quay

Where will the above matter be considered? (e.g. Cabinet, County Council, Town/Community Council)

County- Council

County- Cabinet

County- Committee

Town /Community

**Other
(Please specify)**

Under which paragraph of the Members Code of Conduct (20th May 2016 edition) does your interest fall?

Paragraph 10 (2) (a) it relates to, or is likely to affect —

- (i) any employment or business carried on by you;
- (ii) any person who employs or has appointed you, any firm in which you are a partner or any company for which you are a remunerated director;
- (iii) any person, other than your authority, who has made a payment to you in respect of your election or any expenses incurred by you in carrying out your duties as a member;
- (iv) any corporate body which has a place of business or land in your authority's area, and in which you have a beneficial interest in a class of securities of that body that exceeds the nominal value of £25,000 or one hundredth of the total issued share capital of that body;
- (v) any contract for goods, services or works made between your authority and you or a firm in which you are a partner, a company of which you are a remunerated director, or a body of the description specified in sub-paragraph (iv) above;
- (vi) any land in which you have a beneficial interest and which is in the area of your authority;
- (vii) any land where the landlord is your authority and the tenant is a firm in which you are a partner, a company of which you are a remunerated director, or a body of the description specified in sub-paragraph (iv) above;
- (viii) any body to which you have been elected, appointed or nominated by your authority;
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x
- (aa) public authority or body exercising functions of a public nature;
- (bb) company, industrial and provident society, charity, or body directed to charitable purposes;
- (cc) body whose principal purposes include the influence of public opinion or policy;
- (dd) trade union or professional association; or
- (ee) private club, society or association operating within your authority's area, in which you have membership or hold a position of general control or management;

(x) any land in your authority's area in which you have a licence (alone or jointly with others) to occupy for 28 days or longer;

Paragraph 10 (2) (b) a decision upon it might reasonably be regarded as affecting —

(i) your well-being or financial position, or that of a person with whom you live, or any person with whom you have a close personal association;

(ii) any employment or business carried on by persons as described in 10(2)(b)(i);

(iii) any person who employs or has appointed such persons described in 10(2)(b)(i), any firm in which they are a partner, or any company of which they are directors;

(iv) any corporate body in which persons as described in 10(2)(b)(i) have a beneficial interest in a class of securities exceeding the nominal value of £5,000; or

(v) anybody listed in paragraphs 10(2)(a)(ix)(aa) to (ee) in which persons described in 10(2)(b)(i) hold a position of general control or management, to a greater extent than the majority of—

(aa) in the case of an authority with electoral divisions or wards, other council tax payers, rate payers or inhabitants of the electoral division or ward, as the case may be, affected by the decision; or

(bb) in all other cases, other council tax payers, ratepayers or inhabitants of the authority's area.

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(a) that business relates to a decision made (whether implemented or not) or action taken by your authority's executive, board or another of your authority's committees, sub-committees, joint committees or joint sub-committees; and

(b) at the time the decision was made or action was taken, you were a member of the executive, board, committee, sub-committee, joint-committee or joint sub-committee mentioned in sub-paragraph (a) and you were present when that decision was made or action was taken.

3. INFORMATION IN SUPPORT OF YOUR APPLICATION

Please provide additional (background/ factual) information in order to clarify/explain your interest further, and assist the committee considering this dispensation application.

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

My father owns self-catering accommodation in New Quay and Town Council potentially will consider planning applications for all types of holiday accommodation and consultations on council tax and business rates on these properties

(please continue on a separate sheet if necessary)

4. GROUNDS FOR DISPENSATION

The **Standards Committee (Grant of Dispensations)(Wales) Regulations 2001** prescribe the circumstances in which the Ethics & Standards Committee may grant a dispensation. The grounds for granting a dispensation are set out below.

On which of the following grounds do you believe that a dispensation should be granted in this case? Please tick the appropriate box(es).

(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;	<input checked="" type="checkbox"/>
(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	<input type="checkbox"/>
(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;	<input type="checkbox"/>
(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;	<input checked="" type="checkbox"/>
(e) the interest is common to the member and a significant proportion of the general public;	<input checked="" type="checkbox"/>
(f) the participation of the member in the business to which the interest relates is justified by the member's particular role or expertise;	<input type="checkbox"/>
(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;	<input type="checkbox"/>
(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	<input type="checkbox"/>
(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	<input type="checkbox"/>

5. GROUNDS FOR DISPENSATION- FURTHER INFORMATION

Please set out below the reasons why you consider that the Ethics & Standards Committee should grant a dispensation in this case (i.e. Please explain how and why you consider that one of the grounds for dispensation is/are satisfied)

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

Due to the number of Members with an prejudicial interest in holiday accommodation, I wish to provide a balanced view on the need for all types of holiday accommodation to promote and support tourism in New Quay and surrounding area, and the need for affordable housing.

(please continue on a separate sheet if necessary)

6. REQUEST

Are you applying for dispensation to speak only or to speak and vote?

Speak Only:

Speak and Vote:

Please provide a reason for this:

Over 50% of Members will need to declare a personal and prejudicial interest in second/holiday homes, therefore a dispensation to speak and vote is required

7. DURATION

What is the requested duration for this dispensation?

Specific:

Specific Meeting(s):

Please specify meeting date(s): _____

General:

6 months:

12 months:

8. DECLARATION

I request a dispensation in respect of the above matter.

I confirm that the information provided on this form is true to the best of my knowledge.

Signed:

Sioned Davies

Date:

23/11/2022

Please return this form to:

Ethics and Standards
Neuadd Cyngor Ceredigion
Penmorfa
Aberaeron
Ceredigion
SA46 0PA
Tel: 01545 570881

ethicsandstandards@ceredigion.gov.uk / moesegasafonau@ceredigion.llyw.cymru



Cyngor Sir
CEREDIGION
County Council

APPLICATION TO THE ETHICS & STANDARDS COMMITTEE FOR DISPENSATION

Information

Please refer to the flowchart which will provide further guidance regarding the need for dispensation.

Members should also be aware of the Code of Conduct and its contents. If you are in any doubt, please contact the Monitoring Officer.

Please ensure that **ONLY ONE** matter is used per form, if there are multiple matters (different cases) please use separate forms.

If you require dispensation for both Town/Community Council **AND** County Council you must use **separate** forms for each application.

Please send this completed form to:

ethicsandstandards@ceredigion.gov.uk / moesegasafonau@ceredigion.llyw.cymru

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Neuadd Cyngor Ceredigion
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Aberaeron
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SA46 0PA
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For any further guidance or advice, please contact:

Monitoring Officer - Elin Prysor
Neuadd Cyngor Ceredigion,
Penmorfa,
Aberaeron,
Ceredigion,
SA46 0PA

MonitoringOfficer@ceredigion.gov.uk / SwyddogMonitro@ceredigion.gov.uk



**APPLICATION TO THE ETHICS & 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: Tomas Davies

Council:

County:

Town/Community:

Name of your Council: New Quay Town Council

Your address: 2 Parc yr Efail, Cross Inn, New Quay

Postcode: SA44 6LJ

Contact telephone number(s):

Email address: tomos@pencwnc.co.uk

2. DETAILS OF YOUR INTEREST

What is the matter being discussed by the Council?

Planning applications for holiday accommodation to include self-catering accommodation, second homes, glamping pods and caravans, and consultation on Council Tax and Business rates for these type of accommodation

Describe your prejudicial interest in the above matter, including your connection with it:
I'm a Director of Pencwnc Holiday Park near New Quay, Caerfelin in Aberporth and New Minerton in Tenby. I also two properties that are rented out in the New Quay area.

Where will the above matter be considered? (e.g. Cabinet, County Council, Town/Community Council)

County- Council

County- Cabinet

County- Committee

Town /Community

**Other
(Please specify)**

Under which paragraph of the Members Code of Conduct (20th May 2016 edition) does your interest fall?

Paragraph 10 (2) (a) it relates to, or is likely to affect —

- (i) any employment or business carried on by you;
- (ii) any person who employs or has appointed you, any firm in which you are a partner or any company for which you are a remunerated director;
- (iii) any person, other than your authority, who has made a payment to you in respect of your election or any expenses incurred by you in carrying out your duties as a member;
- (iv) any corporate body which has a place of business or land in your authority's area, and in which you have a beneficial interest in a class of securities of that body that exceeds the nominal value of £25,000 or one hundredth of the total issued share capital of that body;
- (v) any contract for goods, services or works made between your authority and you or a firm in which you are a partner, a company of which you are a remunerated director, or a body of the description specified in sub-paragraph (iv) above;
- (vi) any land in which you have a beneficial interest and which is in the area of your authority;
- (vii) any land where the landlord is your authority and the tenant is a firm in which you are a partner, a company of which you are a remunerated director, or a body of the description specified in sub-paragraph (iv) above;
- (viii) any body to which you have been elected, appointed or nominated by your authority;
- (ix) any — (ee)
x
- (aa) public authority or body exercising functions of a public nature;
- (bb) company, industrial and provident society, charity, or body directed to charitable purposes;
- (cc) body whose principal purposes include the influence of public opinion or policy;
- (dd) trade union or professional association; or
- (ee) private club, society or association operating within your authority's area, in which you have membership or hold a position of general control or management;

(x) any land in your authority's area in which you have a licence (alone or jointly with others) to occupy for 28 days or longer;

Paragraph 10 (2) (b) a decision upon it might reasonably be regarded as affecting —

(i) your well-being or financial position, or that of a person with whom you live, or any person with whom you have a close personal association;

(ii) any employment or business carried on by persons as described in 10(2)(b)(i);

(iii) any person who employs or has appointed such persons described in 10(2)(b)(i), any firm in which they are a partner, or any company of which they are directors;

(iv) any corporate body in which persons as described in 10(2)(b)(i) have a beneficial interest in a class of securities exceeding the nominal value of £5,000; or

(v) anybody listed in paragraphs 10(2)(a)(ix)(aa) to (ee) in which persons described in 10(2)(b)(i) hold a position of general control or management, to a greater extent than the majority of—

- (aa) in the case of an authority with electoral divisions or wards, other council tax payers, rate payers or inhabitants of the electoral division or ward, as the case may be, affected by the decision; or
- (bb) in all other cases, other council tax payers, ratepayers or inhabitants of the authority's area.

Paragraph 13 You also have a prejudicial interest in any business before an overview and scrutiny committee of your authority (or of a sub-committee of such a committee) where —

(a) that business relates to a decision made (whether implemented or not) or action taken by your authority's executive, board or another of your authority's committees, sub-committees, joint committees or joint sub-committees; and

(b) at the time the decision was made or action was taken, you were a member of the executive, board, committee, sub-committee, joint-committee or joint sub-committee mentioned in sub-paragraph (a) and you were present when that decision was made or action was taken.

3. INFORMATION IN SUPPORT OF YOUR APPLICATION

Please provide additional (background/ factual) information in order to clarify/explain your interest further, and assist the committee considering this dispensation application.

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

As I'm the Director of two large caravan parks in the area which provides accommodation to hundreds of visitors annually to NQ and surrounding area, considering planning applications for other holiday accommodation in the area could be seen as potentially impacting my business, also any changes consulted on Council Tax and Business rates for second homes/holiday accommodation.

(please continue on a separate sheet if necessary)

4. GROUNDS FOR DISPENSATION

The **Standards Committee (Grant of Dispensations)(Wales) Regulations 2001** prescribe the circumstances in which the Ethics & Standards Committee may grant a dispensation. The grounds for granting a dispensation are set out below.

On which of the following grounds do you believe that a dispensation should be granted in this case? Please tick the appropriate box(es).

(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;	<input checked="" type="checkbox"/>
(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	<input type="checkbox"/>
(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;	<input type="checkbox"/>
(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;	<input checked="" type="checkbox"/>
(e) the interest is common to the member and a significant proportion of the general public;	<input checked="" type="checkbox"/>
(f) the participation of the member in the business to which the interest relates is justified by the member's particular role or expertise;	<input type="checkbox"/>
(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;	<input type="checkbox"/>
(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	<input type="checkbox"/>

- (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



5. GROUNDS FOR DISPENSATION- FURTHER INFORMATION

Please set out below the reasons why you consider that the Ethics & Standards Committee should grant a dispensation in this case (i.e. Please explain how and why you consider that one of the grounds for dispensation is/are satisfied)

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

As a Town Councillor I wish to take part in any discussion in relation to holiday accommodation to include self- catering accommodation, second homes, glamping pods and caravans. There is also a need to strike a balance in NQ and the surrounding area between the number of self-catering accommodation/second homes and the housing need. I have a concern that due to the increase in the price of housing in the area it has made it difficult for local young people to buy their first property.

(please continue on a separate sheet if necessary)

6. REQUEST

Are you applying for dispensation to speak only or to speak and vote?

Speak Only:

Speak and Vote:

Please provide a reason for this:

I will require a dispensation to speak and vote as over 50% of Members of Town Council will need to declare a personal and prejudicial interest

7. DURATION

What is the requested duration for this dispensation?

Specific:

Specific Meeting(s):

Please specify meeting date(s): _____

General:

6 months:

12 months:

8. DECLARATION

I request a dispensation in respect of the above matter.

I confirm that the information provided on this form is true to the best of my knowledge.

Signed:

Tomos Davies

Date:

23/11/2022

Please return this form to:

Ethics and Standards
Neuadd Cyngor Ceredigion
Penmorfa
Aberaeron
Ceredigion
SA46 0PA
Tel: 01545 570881

ethicsandstandards@ceredigion.gov.uk / moesegasafonau@ceredigion.llyw.cymru



Cyngor Sir
CEREDIGION
County Council

APPLICATION TO THE ETHICS & STANDARDS COMMITTEE FOR DISPENSATION

Information

Please refer to the flowchart which will provide further guidance regarding the need for dispensation.

Members should also be aware of the Code of Conduct and its contents. If you are in any doubt, please contact the Monitoring Officer.

Please ensure that **ONLY ONE** matter is used per form, if there are multiple matters (different cases) please use separate forms.

If you require dispensation for both Town/Community Council **AND** County Council you must use **separate** forms for each application.

Please send this completed form to:

ethicsandstandards@ceredigion.gov.uk / moesegasafonau@ceredigion.llyw.cymru

Ethics and Standards
Neuadd Cyngor Ceredigion
Penmorfa
Aberaeron
Ceredigion
SA46 0PA
Tel: 01545 570881

For any further guidance or advice, please contact:

Monitoring Officer - Elin Prysor
Neuadd Cyngor Ceredigion,
Penmorfa,
Aberaeron,
Ceredigion,
SA46 0PA

MonitoringOfficer@ceredigion.gov.uk / SwyddogMonitro@ceredigion.gov.uk



**APPLICATION TO THE ETHICS & 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: Ywain ap Dylan Davies

Council:

County:

Town/Community:

Name of your Council:

Your address: Bressay, Gilfachrheda, New Quay, Ceredigion

Postcode: SA459SP

Contact telephone number(s): 07960089254

Email address: info@wernmillcaravanpark.co.uk

2. DETAILS OF YOUR INTEREST

What is the matter being discussed by the Council?

-Planning applications in regards to holiday accommodation (self-catering accommodation, huts, caravans and Second homes)

-Consultation on Council tax and business rates for 'second homes' and holiday accommodation

Describe your prejudicial interest in the above matter, including your connection with it:

- I am the owner/Director of Wern Mill Caravan Park, Gilfachrheda, New Quay
- I have holiday accommodation – Touring caravans, static caravans, holiday homes, holiday huts
- My family also have holiday accommodation locally
- Planning applications may have a direct or indirect impact on my business (positive or negative)
- My opinion/verdict may be deemed as biased or impartial by the public or the persons submitting the application

Where will the above matter be considered? (e.g. Cabinet, County Council, Town/Community Council)

County- Council

County- Cabinet

County- Committee

Town /Community

**Other
(Please specify)**

Under which paragraph of the Members Code of Conduct (20th May 2016 edition) does your interest fall?

Paragraph 10 (2) (a) it relates to, or is likely to affect —

- (i) any employment or business carried on by you;
- (ii) any person who employs or has appointed you, any firm in which you are a partner or any company for which you are a remunerated director;
- (iii) any person, other than your authority, who has made a payment to you in respect of your election or any expenses incurred by you in carrying out your duties as a member;
- (iv) any corporate body which has a place of business or land in your authority's area, and in which you have a beneficial interest in a class of securities of that body that exceeds the nominal value of £25,000 or one hundredth of the total issued share capital of that body;
- (v) any contract for goods, services or works made between your authority and you or a firm in which you are a partner, a company of which you are a remunerated director, or a body of the description specified in sub-paragraph (iv) above;
- (vi) any land in which you have a beneficial interest and which is in the area of your authority;
- (vii) any land where the landlord is your authority and the tenant is a firm in which you are a partner, a company of which you are a remunerated director, or a body of the description specified in sub-paragraph (iv) above;
- (viii) any body to which you have been elected, appointed or nominated by your authority;
- (ix) any —
- (aa) public authority or body exercising functions of a public nature;
- (bb) company, industrial and provident society, charity, or body directed to charitable purposes;
- (cc) body whose principal purposes include the influence of public opinion or policy;
- (dd) trade union or professional association; or
- (ee) private club, society or association operating within your authority's area, in which you have membership or hold a position of general control or management;

(x) any land in your authority's area in which you have a licence (alone or jointly with others) to occupy for 28 days or longer;

Paragraph 10 (2) (b) a decision upon it might reasonably be regarded as affecting —

(i) your well-being or financial position, or that of a person with whom you live, or any person with whom you have a close personal association;

(ii) any employment or business carried on by persons as described in 10(2)(b)(i);

(iii) any person who employs or has appointed such persons described in 10(2)(b)(i), any firm in which they are a partner, or any company of which they are directors;

(iv) any corporate body in which persons as described in 10(2)(b)(i) have a beneficial interest in a class of securities exceeding the nominal value of £5,000; or

(v) anybody listed in paragraphs 10(2)(a)(ix)(aa) to (ee) in which persons described in 10(2)(b)(i) hold a position of general control or management, to a greater extent than the majority of—

(aa) in the case of an authority with electoral divisions or wards, other council tax payers, rate payers or inhabitants of the electoral division or ward, as the case may be, affected by the decision; or

(bb) in all other cases, other council tax payers, ratepayers or inhabitants of the authority's area.

Paragraph 13 You also have a prejudicial interest in any business before an overview and scrutiny committee of your authority (or of a sub-committee of such a committee) where —

(a) that business relates to a decision made (whether implemented or not) or action taken by your authority's executive, board or another of your authority's committees, sub-committees, joint committees or joint sub-committees; and

(b) at the time the decision was made or action was taken, you were a member of the executive, board, committee, sub-committee, joint-committee or joint sub-committee mentioned in sub-paragraph (a) and you were present when that decision was made or action was taken.

3. INFORMATION IN SUPPORT OF YOUR APPLICATION

Please provide additional (background/ factual) information in order to clarify/explain your interest further, and assist the committee considering this dispensation application.

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

Considering and scrutinising planning applications could be seen as impacting my business (potentially)

Consideration for changes to council tax and business rates could also be viewed as conflicting

(please continue on a separate sheet if necessary)

4. GROUNDS FOR DISPENSATION

The **Standards Committee (Grant of Dispensations)(Wales) Regulations 2001** prescribe the circumstances in which the Ethics & Standards Committee may grant a dispensation. The grounds for granting a dispensation are set out below.

On which of the following grounds do you believe that a dispensation should be granted in this case? Please tick the appropriate box(es).

(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;	<input checked="" type="checkbox"/>
(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	<input type="checkbox"/>
(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;	<input type="checkbox"/>
(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;	<input checked="" type="checkbox"/>
(e) the interest is common to the member and a significant proportion of the general public;	<input checked="" type="checkbox"/>
(f) the participation of the member in the business to which the interest relates is justified by the member's particular role or expertise;	<input type="checkbox"/>
(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;	<input type="checkbox"/>
(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	<input type="checkbox"/>

- (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



5. GROUNDS FOR DISPENSATION- FURTHER INFORMATION

Please set out below the reasons why you consider that the Ethics & Standards Committee should grant a dispensation in this case (i.e. Please explain how and why you consider that one of the grounds for dispensation is/are satisfied)

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

The Ethics & Standards Committee should grant a dispensation in this case as the scrutiny and verdict of such application should remain impartial and clear of any bias

I became a town Councillor to have the opportunity to improve New Quay as whole, whether this is for the local residents or Visitors. I would like to have the opportunity to discuss matters (as above) that directly influence New Quay

I am very confident that any scrutiny or analysis of such applications on my behalf would be remain within the guidelines and policies set out within the code of conduct – however, it may be viewed by persons outside of the town council that prejudice or unfair bias may be placed upon my verdict and this is why I am applying for dispensation

(please continue on a separate sheet if necessary)

6. REQUEST

Are you applying for dispensation to speak only or to speak and vote?

Speak Only:

Speak and Vote:

Please provide a reason for this:

I require a dispensation so that I can 'speak and vote' as a Town Councillor. Over 50 % of the Town Council will seek dispensation

To remain impartial and fair

7. DURATION

What is the requested duration for this dispensation?

Specific:

Specific Meeting(s):

Please specify meeting date(s): _____

General:

6 months:

12 months:

8. DECLARATION

I request a dispensation in respect of the above matter.

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 Ethics and Standards Committee.

Signed:

Ywain Davies

Date:

26 / 11 /22

Please return this form to:

Ethics and Standards
Neuadd Cyngor Ceredigion
Penmorfa

Updated 23/03/20
Aberaeron
Ceredigion
SA46 0PA
Tel: 01545 570881

ethicsandstandards@ceredigion.gov.uk / moesegasafonau@ceredigion.llyw.cymru

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Cyngor Sir CEREDIGION County Council

REPORT TO: Ethics and Standards Committee

DATE: 25 January 2023

LOCATION: Hybrid

TITLE: Political Group Leaders Compliance Template

Background

Political group leaders are subject to two new statutory duties under the Local Government & Elections Wales Act 2021:

- To take reasonable steps to promote and maintain good standards of behaviour amongst their group members
- To co-operate with the Standards Committee in the exercise of the standards committee's functions.

The Ethics & Standards Committee is under a duty to:

- monitor compliance by leaders of political groups on the council with their duties, and
- to advise, train or arrange to train leaders of political groups on the council about matters relating to those duties.

The Ethics & Standards Committee is also under a duty to prepare an annual report which:

- a) must include the committee's assessment of the extent to which leaders of political groups on the council have complied with their duties, and
- b) may include recommendations or comment on levels of compliance with these new duties.

Current Position

Appendix A provides detail of the legislation and statutory guidance and the proposed template which is based on examples in the WG Guidance to prompt group leaders on the matters to be covered in their reports. The Chair, Vice Chair and Political Group Leaders have contributed to the drafting of the protocol and template.

RECOMMENDATION (S):

To APPROVE the draft Political Group Leaders Compliance Template

REASON FOR RECOMMENDATION (S):

To comply with the Local Government & Elections Wales Act 2021

Contact Name: Elin Prysor
Designation: Monitoring Officer
Date of Report: 21 December 2022
Acronyms:

Appendix A – Political Group Leaders Compliance Template

Ceredigion County Council

Ethics & Standards Committee

Group Leaders Reporting Duty

1. Group leaders are subject to two new statutory duties:
 - i. To take reasonable steps to promote and maintain good standards of behaviour amongst their group members
 - ii. To co-operate with the Standards Committee in the exercise of the standards committee's functions.

Local Government & Elections Wales Act 2021: S62

2. Group leaders could be deemed to be bringing their office into disrepute under the councillors' code of conduct by not fulfilling the duties;
Duty does not make group leaders accountable for behaviour of their members.
3. The Ethics & Standards Committee is under a duty to:
 - a) monitor compliance by leaders of political groups on the council with their duties, and
 - b) to advise, train or arrange to train leaders of political groups on the council about matters relating to those duties.

Local Government & Elections Wales Act 2021: S63

4. The Ethics & Standards Committee is also under a duty to prepare an annual report which:
 - a) must include the committee's assessment of the extent to which leaders of political groups on the council have complied with their duties, and
 - b) may include recommendations or comment on levels of compliance with these new duties

Local Government & Elections Wales Act 2021: S63

5. The draft guidance issued by WG in relation to the new duties suggests the steps that could be taken by Group Leaders to fulfill these obligations;
"Reasonable steps" and "good standards" are not as yet defined.
6. Group leaders must take the WG Guidance into account

7. Group Leaders already take some steps to prevent matters escalating/nip issues in the bud. These are informal & confidential and so should not be publicly or individually reported;
8. The template below is based on examples in the WG Guidance to prompt group leaders on the matters to be covered in their reports;
9. So that the Ethics & Standards Committee retains independence from operational matters it will ask Group Leaders to report once per year.
10. The Ethics & Standards Committee Chair may wish to meet group leaders periodically to review behaviour generally. The Chair may also seek the views of the Monitoring Officer.
11. If additional matters of importance, or matters which might be raised by the Ethics & Standards Committee, such as seeking assurance from Group Leaders, arise during the year, these can be reported to the Monitoring Officer who will inform the Ethics & Standards Committee;
12. Group Leaders will prepare their report for the first available Ethics & Standards Committee meeting after 1st April each year;
13. The report will not mention specific cases and will refer to the type of actions undertaken;
14. The Committee will thereafter meet with each group leader informally to explore their report. The Committee may also seek the view of the Monitoring Officer.
15. The Committee may give informal feedback to group leaders
16. The Ethics & Standards Committee Chair' annual report will contain:
 - a) short summary of steps taken by group leaders to fulfill the duty,
 - b) its opinion on whether sufficient has been done,
 - c) any recommendations as to what may be done by group leaders to fulfill their duties,
 - d) any recommendations as to what may be done to evidence the group leaders' actions,
 - e) any recommendations as to what may be done to improve the reporting mechanism,
 - f) what additional training if any is required,
 - g) any future pieces of work that might be undertaken etc.

17. The Ethics & Standards Committee Chair' annual report will be presented to Council at the next available meeting following consideration by the Ethics and Standards Committee.

Promoting Compliance With the Code of Conduct

To be completed by Monitoring Officer

Report by:			
Political Group:			
No. of members:		No. trained on Code:	X (Y%)
For the period:			

Number, Source and Level of Complaints

	Informal	Local Resolution		PSOW/APW
Public				
Officers				
Councillors				

**Steps taken to Promote Compliance
(To Be Completed by Group Leader)**

Include matters such as:

- demonstrating personal commitment to and attending relevant development or training around equalities and standards;
- encouraging group members to attend relevant development or training around equalities and standards;
- ensuring nominees to a Committee have received the recommended training for that Committee;
- setting an example
- using their influence to promote a positive culture

- promoting civility and respect within group communications and meetings and in formal Council meetings;
- address issues as soon as they arise
- promoting informal resolution procedures in the Council, and working with the Ethics & Standards Committee and Monitoring Officer to achieve local resolution;
- promoting a culture within the group which supports high standards of conduct and integrity;
- attend a meeting of the Council's Ethics & Standards Committee if requested to discuss Code of Conduct issues;
- attend periodic meetings with the Monitoring Officer and other group leaders
- attend meetings between the Monitoring Officer and members of their group relating to Code of Conduct matter, as necessary

- work to implement any recommendations from the Standards Committee about improving standards;
- work together with other group leaders, within reason, to collectively support high standards of conduct within the Council.
- Work constructively with the Ethics & Standards Committee and Monitoring Officer to identify training requirements for themselves and their members.

Cyngor Sir CEREDIGION County Council

REPORT TO: Ethics and Standards Committee

DATE: 25 January 2023

LOCATION: Hybrid

TITLE: The Ombudsman Code of Conduct Complaints
Guidance and Process

Background

The Public Services Ombudsman wrote to Monitoring Officers on 10th November 2022 including a letter attached to the Chairs of the Standards Committees, setting out the changes they have made. The Ombudsman has also taken the opportunity to refresh the guidance and were satisfied that the guidance remains suitable and appropriate so there have been minimal changes.

[General : 27 FINAL Investigation Report Template s21 casework support only \(ombudsman.wales\)](https://www.ombudsman.wales)

Current Position

The letter is contained in Appendix A.

RECOMMENDATION (S):

To note the content of the letter.


REASON FOR RECOMMENDATION (S):

n/a


Contact Name: Elin Prysor
Designation: Monitoring Officer
Date of Report: 21 December 2022
Acronyms:

Appendix A – Public Services Ombudsman letter

Ask for: Communications

 01656 641150

Date: 10 November 2022

 Communications
@ombudsman.wales

Our Code of Conduct complaints guidance and process

Dear Chairs

I took up my role as Public Services Ombudsman for Wales on 1 April 2022. Since then we have continued to promote high standards in public life to maintain trust and confidence in those who hold public office.

As political leaders and Standards Committees across Wales take forward their new duties to promote high standards of conduct under the Local Government & Elections (Wales) Act 2021, I have taken the opportunity to review my guidance for members. This will help my office support them in their work and help all members fully understand the requirements placed upon them when fulfilling their role.

To support the Standards Committees, we will be making some minor changes to our process. We will continue to share our decisions with Monitoring Officers, as required by legislation. However, we will now be sharing the complaint and our decision in a standalone decision notice to facilitate the Monitoring Officers in sharing complaint information with Standards Committees (when they consider it appropriate to do so).

Since June, we have been trialling a fresh approach to how we inform members about complaints made against them. Our practice had been that we informed the accused member, the Monitoring Officer, and the Clerk (if a Town/Community Council) of a complaint as soon as it was received. We now inform the relevant parties at the point when we either decline to investigate or decide to investigate the complaint. During the trial, we found that this approach sped up our process. It also helped to avoid unnecessary concern for members complained about, as they waited for a decision on whether the complaint should be investigated. Therefore, we will be continuing with this approach.

Whenever possible, I would like to see any concerns about a member's conduct to be resolved locally and at an early stage. This can calm situations down and prevent the need for further escalation and formal investigation by my office. The guidance and the changes we have made to our process will assist Standards Committees by keeping them informed of current issues, so they can take steps to address any potential concerns.

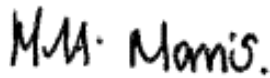
Ensuring Standards Committees are adequately informed will also support them to draw up training plans. I, and members of the public, expect all members to take

advantage of training which is available to them. I would also urge members to use any local arrangements for dealing with 'member versus member' complaints, which have proved very effective as a means of resolving many of these cases.

We should continue to work collaboratively to drive up standards in public life and to create a culture where members are respected for their selflessness, objectivity and respectful behaviour. If we do so, we can build public confidence in our democratic institutions and promote good governance for the benefit of the people in all of our communities. I, and my office, look forward to engaging with you all via the National Forum for Standards Committees.

Yours sincerely,

Michelle Morris

Handwritten signature of Michelle Morris in black ink.

Public Services Ombudsman

Cc. Monitoring Officer

Cyngor Sir CEREDIGION County Council

REPORT TO: Ethics and Standards Committee

DATE: 25 January 2023

LOCATION: Hybrid

TITLE: Harmonisation of gifts/hospitality thresholds across all Welsh Authorities

Background

The Code of Conduct permits each Council to set a value above which councillors must declare that they have been offered gifts/hospitality (irrespective of whether it is accepted or refused).

The Ceredigion County Council Code of Conduct for Members is shown here:

[SI Template \(ceredigion.gov.uk\)](http://ceredigion.gov.uk)

Some years ago an exercise was undertaken to compare the different thresholds amongst Welsh Councils (although not all authorities responded).

The results are shown below:

Value (£)	Total	Councils
50	2	Neath & Port Talbot, Vale of Glamorgan
25	12	Caerphilly, Carmarthenshire, Conwy, Denbighshire, MAWW FRA, Monmouthshire, Pembrokeshire, Rhondda Cynon Taff, SWFRA, Swansea, Torfaen, Wrexham
21	1	Ceredigion
20	2	Anglesey, Bridgend
10	3	Blaenau Gwent, Flintshire, Gwynedd
0	1	Merthyr

Blaenau Gwent-now £20

Members will recall that the Independent Review of the Ethical standards framework in Wales report by Richard Penn (2021) stated:

“The Code does not specify any threshold for declarations of any gift, hospitality, material benefit or advantage. The threshold should be specified in the Code to ensure consistency across Wales.”

<https://gov.wales/sites/default/files/publications/2021-10/independent-review-of-the-ethical-standards-framework-in-wales.pdf>

Consideration is now being given amongst Monitoring Officers in Wales to seek Standards Committees views on whether it is appropriate to voluntarily align thresholds thereby

prefiguring, and rendering unnecessary, any legislative change by Welsh Government.

The most common value was then and remains £25.

The Ceredigion County Council limit has been £21 since 2008, as shown in the extract below:

Code of Conduct 2016:

“Ceredigion County Council resolved on 17 April 2008 to specify a value of £21.”

By making such a change voluntarily authorities may be able to demonstrate that authorities are adopting the recommendations within the Penn review where possible and taking ownership of the issues. This change would remove the “post code lottery” of differences between individual councils which make for inconsistency.

The disadvantages might be :

- 1) Loss of local choice
- 2) The risk that we make a change only for WG to legislate anyway thereby requiring another change

Current Position

Consideration is being given amongst Monitoring Officers in Wales whether it is appropriate to seek the views of Standards Committees upon agreeing a common threshold figure amongst all Welsh authorities for consistency.

Many authorities have shown an interest in a unified approach.

The views of Standards Committee is being sought as to whether there is any support for such a move, and what the common value should be.

As the Ceredigion County Council level (£21) is currently less than the common denominator (£25), the views of the Committee is sought as to the merits in agreeing an in-principle view on increasing the Ceredigion County Council threshold from £21 to £25.

RECOMMENDATION (S):

That the Ethics and Standards Committee consider:

- 1) whether to support the principle that the gift/hospitality threshold should be consistent amongst all Welsh authorities
- 2) whether to support an in-principle increase of the Ceredigion County Council threshold from £21 to £25.
- 3) whether to support a potential alternative in-principle change of the Ceredigion County Council threshold of £21 -upwards or downwards
- 4) whether all offers of gifts/hospitality should be declared even if refused and regardless of the threshold level

REASON FOR RECOMMENDATION (S):

- Consistency amongst Welsh Authorities
- Pre-empt and take ownership of the Penn report recommendation and any subsequent Welsh Government legislation

Contact Name: Elin Prysor
Designation: Monitoring Officer
Date of Report: 22 December 2022
Acronyms:

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Cyngor Sir CEREDIGION County Council

REPORT TO: Ethics and Standards Committee-
Title: Monitoring Officer Code of Conduct Update-Q3 (September -December 2022)

DATE: 25 January 2023

LOCATION: Hybrid

Purpose: Information

Background

Committee will recall that the Monitoring officer reported trends for Qs 1& 2 22/23 (May-September 2022) on 13/10/22.

[Front sheet MO matters revised 2.pdf \(ceredigion.gov.uk\)](https://www.ceredigion.gov.uk)

Committee:

- requested to be informed in future reports of any trends that had increased/decreased
- noted the increase in recent years of trends relating to social media and online abuse.

Current position

Monitoring Officer Update-Q3 (October -December 2022)

County Council

- Councillor self-referral to PSOW::1
- Monitoring Officer referral to PSOW: none
- Monitoring Officer-witness statement-1
- Standards Hearings-none.

Assisting another local authority -1

- Adjudication Panel for Wales hearings-none

Trends:

- Acting outside remit
- bringing authority into disrepute
- failure to uphold law
- using position to advantage
- lack of respect/consideration towards officers
- threatening comments

Increase/

decrease: inappropriate use of social media

Complaints received:

- From members of public 1
- From other councillors -none
- From officers: 1

MO formal advice: 1

Political Group Leaders:

- quarterly meeting x1
- advice-to councillor in presence of PGL-2
 - training

- sharing recent APW decisions- 2
- Discussing statutory duty template

Town & Community Councils

- Advice given to clerk -1
- Formal notification of APW decision -1
- Advice given to Councillor: 1
- Clerk referrals to PSOW-1
- PSOW request for information- 1
- Standards Hearings-none
- Adjudication Panel for Wales hearings-none

Trends:

- failure to declare personal/prejudicial interests
- Failure to respect law
- bringing authority into disrepute
- failure to co-operate with clerk
- Poor culture
 - lack of respect and consideration towards Clerk
- Bulling behaviour/ harassment
 - inability to work together
 - using position to gain advantage
- •failure to consider matters objectively or on merits

Increase/decrease:

decrease: inappropriate use of social media

Conclusion:

Possible need for Town & Community Councils to have

Code of Conduct training

RECOMMENDATION (S):

To note the contents of the report

REASON FOR RECOMMENDATION (S):

To inform Committee of complaints activity and recent trends

Contact Name: Elin Prysor
Designation: Monitoring Officer
Date of Report: 3 January 2023
Acronyms:

Cyngor Sir CEREDIGION County Council

REPORT TO: Ethics and Standards Committee

DATE: 25 January 2023

LOCATION: Hybrid

TITLE: The Public Services Ombudsman Code of Conduct Findings

PURPOSE OF REPORT: For information

The Public Services Ombudsman for Wales considers complaints relating to the Members Code of Conduct, under the provisions of Part III of the Local Government Act 2000 and the relevant Orders made by the National Assembly for Wales under that Act. The following is a decision published since the last meeting.

Duty to uphold the law : Llandovery Town Council

Report date - 27/10/2022

Subject: Duty to uphold the law

Outcome:CODE

Case ref number: 202100012

Report type CODE: - Referred to Standards Committee

Relevant body: Llandovery Town Council

The Ombudsman received a complaint that a Member (“the Member”) of Llandovery Town Council (“the Council”) had breached the Code of Conduct. The Member had been convicted of drug driving and it was reported in a newspaper that she did not intend to stand down as Mayor.

The investigation considered whether the Member failed to comply with paragraph 6(1)(a) of the Code of Conduct in that members must not conduct themselves in a manner which could reasonably be regarded as bringing their office or authority into disrepute.

The Ombudsman considered the Member’s conviction and the fact that her sentence fell short of automatic disqualification as outlined in Section 80A of the Local Government Act 1972. The Ombudsman also considered the account provided by the Member.

The Ombudsman considered whether further action was needed in the public interest and the overriding purpose of the ethical standards regime in Wales, which is to uphold standards of conduct in public life and maintain confidence in local democracy. The Ombudsman was of the view that the Member’s conviction and the press coverage that followed which referred to the Council, the Member’s membership of the Council and her position as Mayor, could be regarded a conduct that was capable of bringing her Council and/or her office as a councillor into disrepute and was suggestive of a breach of paragraph 6(1)(a) of the Code of Conduct.

The report on the investigation was referred to the Monitoring Officer of Carmarthenshire County Council for consideration by its Standards Committee.

The Standards Committee concluded that the member had breached paragraph 6(1)(a) of the Code of Conduct. Accordingly, the Standards

Committee decided that the Member should be suspended to 2 months and be required to attend Code of Conduct training within 6 months.

Promotion of equality & respect : Ceredigion County Council

Report date 03/08/2022

Subject Promotion of equality & respect

Outcome CODE

Case ref number 202106365

Report type Code - No Action Necessary

Relevant body Ceredigion County Council

The Ombudsman received a self-referred complaint from a Member (“the Former Member”) of Ceredigion County Council (“the Council”), that they had breached the Council’s Code of Conduct for members.

The Member said that during a discussion at a public Council meeting about Welsh Ambulance Service NHS Trust (“WAST”) provision in Ceredigion, they had made inappropriate comments about “incomers” to the county and “immigrants” being allowed into Wales by the Welsh Government and the potential impact on those services. The Ombudsman’s investigation considered whether the Former Member’s conduct may have breached paragraphs 4(a), 4(b) and 6(1)(a) of the Council’s Code of Conduct. Information was obtained from the Council including a transcript of what the Former Member had said in the meeting, minutes of Council meetings, and comments from the Former Member. The Ombudsman found that following the incident the Former Member had stepped down from their political party to sit as an independent member. During the investigation the Former Member stood in the election on 5 May 2022 and was not returned by the local electorate.

In comments to the Council and the Ombudsman, the Former Member said the remarks had been inappropriate and taken in a way not intended. The Ombudsman found that the Former Member’s remarks did not extend to gratuitous or personal comment or hate speech and would not have been interpreted as representative of the views of the Council. As such, they would not have amounted to a breach of paragraphs 4(a) or 6(1)(a) of the Code of Conduct. The Ombudsman determined, however, that they could be considered divisive and disrespectful, and suggestive of a breach of paragraph 4(b) in failing to show respect and consideration for others.

The Ombudsman considered that, as the Former Member’s role was ultimately decided by the local electorate and they were no longer a member of the Council, any sanction which could be given if a breach of the Code of Conduct was found by the Council’s Standards Committee would be limited and therefore it was not in the public interest to take any further action in respect of the matter. The Ombudsman found that under Section 69(4)(b) of the Local Government Act 2000 no action needed to be taken in respect of the matters investigated.

RECOMMENDATION (S):

To note the contents of the report.

Contact Name: Dana Jones
Designation: Democratic Services and Standards Officer
Date of Report: 04 January 2023

Cyngor Sir CEREDIGION County Council

REPORT TO: Ethics and Standards Committee
DATE: 25 January 2023
LOCATION: Hybrid
TITLE: Self Evaluation of the Ethics and Standards Committee

Background

It was agreed at the Ethics and Standards Committee on 13th October that a paper on the self-evaluation of the Ethics and Standards Committee would be considered at the next meeting.

Current Position

The Chair, Vice Chair and Officers have met and drafted a questionnaire in order to self-evaluate the Ethics and Standards Committee annually. The proposed questionnaire is Appendix A.

It is proposed that a self-evaluation is undertaken annually at the end of the municipal year by the members of the Ethics and Standards Committee.

RECOMMENDATION (S):

To consider the Ethics and Standards Committee self-evaluation questionnaire and recommend any relevant amendments.

REASON FOR RECOMMENDATION (S):

In order to self-evaluate the Committee and identify areas for improvement.

Contact Name: Lisa Evans
Designation: Scrutiny and Standards Officer
Date of Report: 21 December 2022
Acronyms:

Appendix A – Proposed Ethics and Standards Committee self-evaluation questionnaire

Ethics and Standards Self-Evaluation 2022/23

1. The Ethics and Standards Committee is effective

Strongly disagree

Disagree

Neither agree nor disagree

Agree

Strongly agree

2. Sufficient training been provided to County Councillor Members

Strongly disagree

Disagree

Neither agree nor disagree

Agree

Strongly agree

3. Sufficient training been provided to Town/Community Council Members

Strongly disagree

Disagree

Neither agree nor disagree

Agree

Strongly agree

4. Sufficient corporate training been provided to lay members

Strongly disagree

Disagree

Neither agree nor disagree

Agree

Strongly agree

5. The Committee' relationship with group leaders is effective

Strongly disagree

Disagree

Neither agree nor disagree

Agree

Strongly agree

6. The Ethics and Standards Committee have ownership of its own work programme

Strongly disagree

Disagree

Neither agree nor disagree

Agree

Strongly agree

7. Ethics and Standards Committee members consider that they have a worthwhile and fulfilling role

Strongly disagree Disagree Neither agree nor disagree Agree Strongly agree

8. Ethics and Standards Committee members consider that there is a constructive working partnership with officers

Strongly disagree Disagree Neither agree nor disagree Agree Strongly agree

9. There is sufficient support arrangements for the Ethics and Standards Committee Members

Strongly disagree Disagree Neither agree nor disagree Agree Strongly agree

10. There are sufficient corporate/democratic support arrangements for the Ethics and Standards Committee lay Members?

Strongly disagree Disagree Neither agree nor disagree Agree Strongly agree

11. Effective training and development has been provided to the Ethics and Standards Committee members?

Strongly disagree Disagree Neither agree nor disagree Agree Strongly agree

12. The Chair' Annual report fit for purpose?

Strongly disagree Disagree Neither agree nor disagree Agree Strongly agree

13. How can the Committee's work be further enhanced/improved?

14. ANY FURTHER COMMENTS

Enter any comments

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Cyngor Sir CEREDIGION County Council

REPORT TO: Ethics and Standards Committee

DATE: 25 January 2023

LOCATION: Hybrid

TITLE: Town and Community Council training plans

PURPOSE OF REPORT: For information

The Ethics and Standards Committee requested at their previous meeting that officers collate the training plans of Town and Community Councils which had to be produced and published by 5/11/22 under S67 of The Local Government and Elections (Wales) Act 2021.

The Standards Officers has written to the Town and Community Councils requesting a copy of their Council's training plan by 2nd January 2023. 13 Town/Community Councils have shared their training plans to date.

RECOMMENDATION (S):

To note the contents of the report.

Contact Name: Lisa Evans

Designation: Scrutiny and Standards Officer

Date of Report: 04 January 2023

Acronyms:

CEREDIGION COUNTY COUNCIL

Report to: Ethics and Standards Committee

Date of meeting: 25 January 2023

Title: The Ethics and Standards Forward Work Programme 2022/23

Purpose of the report: To review the current work programme of the Committee

What does the Ethics & Standards Committee do?

The Local Government Act 2000 sets out the functions of the Ethics & Standards Committee as follows:-

- promoting and maintaining high standards of conduct by Councillors
- assisting Councillors to observe the Code of Conduct
- advising the Council on the adoption or revision of the Code of Conduct
- monitoring the operation of the Code of Conduct, and
- advising, training or arranging to train Councillors on matters relating to the Code of Conduct

The Ethics & Standards Committee can also grant dispensations, which permit Councillors who have an interest in a particular item of Council business to continue to take part in that business.

Investigation reports produced by the Ombudsman or the Council's Monitoring Officer on alleged breaches of the Code of Conduct may be referred to the Ethics & Standards Committee for determination.

The Ethics & Standards Committee also exercises the above responsibilities in relation to Town and Community Councils in Ceredigion.

Examples of the type of work carried out by Ceredigion's Ethics & Standards Committee include:

- involvement in developing training materials on the Code, including a flowchart summarising the main provisions of the Code
- attendance at and participation in training sessions on the Code for both the County Council and Community Councils
- attendance at Council and Committee meetings to observe proceedings
- the introduction of procedures which allow Councillors to attend Committee meetings to present an application for dispensation in person
- providing advice to Councillors regarding dispensation applications

The Forward Work Programme

The Forward Work Programme is a standing item on each agenda of the Committee. This will provide an opportunity for the Committee to review and update the programme of work of the Committee.

A draft Forward Work Programme is attached for consideration (Appendix 1)

Recommendation(s):

1) to consider, review and update the current draft Forward Work Programme (**Appendix 1**)

Contact Name: Lisa Evans
Designation: Scrutiny and Standards Officer
Date of Report: 19 January 2023
Acronyms:

Ethics and Standards Forward Work Programme 2022/23

Date	Item
25 Mai	<p>To consider applications for dispensation from the following Councillors:</p> <p>Update on Adjudication Panel for Wales matters</p> <p>Update on the Public Services Ombudsman matters</p> <p>Training</p> <p>Update on Dealing with complaints referred to the Ethics & Standards committee & hearings procedures</p> <p>Annual Report from the Chair of the Ethics and Standards Committee 2021/22</p> <p>Succession planning-lay member</p> <p>Town/Community Council Councillor recruitment-update</p> <p>Code of Conduct decisions by the Ombudsman</p> <p>The Monitoring Officer to provide a quarterly report on the trends of complaints, and their level of seriousness</p>
13 October 2022	<p>To consider applications for dispensation from the following Councillors:</p> <p>Update on Adjudication Panel for Wales matters</p> <p>Update on the Public Services Ombudsman matters</p> <p>Training</p> <p>New Regulations in relation to the Mid Wales Corporate Joint Committee</p> <p>CJC Membership/recruitment of town/community council members/recruitment of independent member</p> <p>Quarterly report on trends of complaints</p> <p>Action Log</p>

<p>25 January 2023</p>	<p>To consider applications for dispensation from the following Councillors: New Quay x 6</p> <p>Update on Adjudication Panel for Wales matters – no matters</p> <p>Update on the Public Services Ombudsman matters</p> <p>Political Group Leaders invited</p> <p>Promoting Compliance with the Code of Conduct template</p> <p>Self-evaluation</p> <p>Quarterly report on trends of complaints</p> <p>Action Log</p> <p>Town/Community Council Training Plans</p> <p>Ombudsman Code of Conduct Complaints guidance and process</p> <p>Harmonisation of the threshold for declaring gifts/hospitality</p>
<p>19 April 2023</p>	<p>To consider applications for dispensation from the following Councillors:</p> <p>Update on Adjudication Panel for Wales matters</p> <p>Update on the Public Services Ombudsman matters</p> <p>Training</p> <p>Recruitment of independent member update</p> <p>Appointment of Chair/Vice Chair</p> <p>Quarterly report on trends of complaints</p> <p>Action Log</p> <p>Political group leaders – standing item (not necessarily invited to each meeting)</p> <p>Review the vision statement</p>

28 June 2023	
15 November 2023	
10 January 2024	
6 March 2024	

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Cyngor Sir
CEREDIGION
County Council

APPLICATION TO THE ETHICS & STANDARDS COMMITTEE FOR DISPENSATION

Information

Please refer to the flowchart which will provide further guidance regarding the need for dispensation.

Members should also be aware of the Code of Conduct and its contents. If you are in any doubt, please contact the Monitoring Officer.

Please ensure that **ONLY ONE** matter is used per form, if there are multiple matters (different cases) please use separate forms.

If you require dispensation for both Town/Community Council **AND** County Council you must use **separate** forms for each application.

Please send this completed form to:

ethicsandstandards@ceredigion.gov.uk / moesegasafonau@ceredigion.llyw.cymru

Ethics and Standards
Neuadd Cyngor Ceredigion
Penmorfa
Aberaeron
Ceredigion
SA46 0PA
Tel: 01545 570881

For any further guidance or advice, please contact:

Monitoring Officer - Elin Prysor
Neuadd Cyngor Ceredigion,
Penmorfa,
Aberaeron,
Ceredigion,
SA46 0PA

MonitoringOfficer@ceredigion.gov.uk / SwyddogMonitro@ceredigion.gov.uk



**APPLICATION TO THE ETHICS & 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: MYFANWY SIAN MAEHRLEIN

Council:

County:

Town/Community:

Name of your Council: CEREDIGION

Your address: 18 FELINBAN
Cardigan
SA43 1BB

Postcode:

Contact telephone number(s): 07446057608

Email address: sian.maehrlein@ceredigion.llyw.cymru

2. DETAILS OF YOUR INTEREST

What is the matter being discussed by the Council?

The tarmac in Maesglas Estate Cardigan

Describe your prejudicial interest in the above matter, including your connection with it:

I have 3 relatives living on the estate. The estate has more than 200 houses and bungalows, it's a bus route and I have been asked many times to ask the council to re tarmac

Where will the above matter be considered? (e.g. Cabinet, County Council, Town/Community Council)

County- Council

County- Cabinet

County- Committee

Town /Community

**Other
(Please specify)**

Under which paragraph of the Members Code of Conduct (20th May 2016 edition) does your interest fall?

Paragraph 10 (2) (a) it relates to, or is likely to affect —

(i) any employment or business carried on by you;

(ii) any person who employs or has appointed you, any firm in which you are a partner or any company for which you are a remunerated director;

(iii) any person, other than your authority, who has made a payment to you in respect of your election or any expenses incurred by you in carrying out your duties as a member;

(iv) any corporate body which has a place of business or land in your authority's area, and in which you have a beneficial interest in a class of securities of that body that exceeds the nominal value of £25,000 or one hundredth of the total issued share capital of that body;

(v) any contract for goods, services or works made between your authority and you or a firm in which you are a partner, a company of which you are a remunerated director, or a body of the description specified in sub-paragraph (iv) above;

(vi) any land in which you have a beneficial interest and which is in the area of your authority;

(vii) any land where the landlord is your authority and the tenant is a firm in which you are a partner, a company of which you are a remunerated director, or a body of the description specified in sub-paragraph (iv) above;

(viii) any body to which you have been elected, appointed or nominated by your authority;

(ix) any —

(aa) public authority or body exercising functions of a public nature;

(bb) company, industrial and provident society, charity, or body directed to charitable purposes;

(cc) body whose principal purposes include the influence of public opinion or policy;

(dd) trade union or professional association; or

(ee) private club, society or association operating within your authority's area, in which you have membership or hold a position of general control or management;

(x) any land in your authority's area in which you have a licence (alone or jointly with others) to occupy for 28 days or longer;

Paragraph 10 (2) (b) a decision upon it might reasonably be regarded as affecting —

(i) your well-being or financial position, or that of a person with whom you live, or any person with whom you have a close personal association;

(ii) any employment or business carried on by persons as described in 10(2)(b)(i);

(iii) any person who employs or has appointed such persons described in 10(2)(b)(i), any firm in which they are a partner, or any company of which they are directors;

(iv) any corporate body in which persons as described in 10(2)(b)(i) have a beneficial interest in a class of securities exceeding the nominal value of £5,000; or

(v) anybody listed in paragraphs 10(2)(a)(ix)(aa) to (ee) in which persons described in 10(2)(b)(i) hold a position of general control or management, to a greater extent than the majority of—

(aa) in the case of an authority with electoral divisions or wards, other council tax payers, rate payers or inhabitants of the electoral division or ward, as the case may be, affected by the decision; or

(bb) in all other cases, other council tax payers, ratepayers or inhabitants of the authority's area.

Paragraph 13 You also have a prejudicial interest in any business before an overview and scrutiny committee of your authority (or of a sub-committee of such a committee) where —

(a) that business relates to a decision made (whether implemented or not) or action taken by your authority's executive, board or another of your authority's committees, sub-committees, joint committees or joint sub-committees; and

(b) at the time the decision was made or action was taken, you were a member of the executive, board, committee, sub-committee, joint-committee or joint sub-committee mentioned in sub-paragraph (a) and you were present when that decision was made or action was taken.

3. INFORMATION IN SUPPORT OF YOUR APPLICATION

Please provide additional (background/ factual) information in order to clarify/explain your interest further, and assist the committee considering this dispensation application.

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

The tarmac on this estate is very bad and causing damage to vehicles, also it's a hazard for bikes both motor and cycle. There are cars using the pavements in parts as the road is so bad and also going through a one way the wrong way. Its also on a main bus route and theres a lot of children using this road.

(please continue on a separate sheet if necessary)

4. GROUNDS FOR DISPENSATION

The **Standards Committee (Grant of Dispensations)(Wales) Regulations 2001** prescribe the circumstances in which the Ethics & Standards Committee may grant a dispensation. The grounds for granting a dispensation are set out below.

On which of the following grounds do you believe that a dispensation should be granted in this case? Please tick the appropriate box(es).

(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;	<input type="checkbox"/>
(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	<input type="checkbox"/>
(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;	<input type="checkbox"/>
(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;	<input checked="" type="checkbox"/>
(e) the interest is common to the member and a significant proportion of the general public;	<input checked="" type="checkbox"/>
(f) the participation of the member in the business to which the interest relates is justified by the member's particular role or expertise;	<input type="checkbox"/>
(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;	<input type="checkbox"/>
(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	<input type="checkbox"/>

- (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



5. GROUNDS FOR DISPENSATION- FURTHER INFORMATION

Please set out below the reasons why you consider that the Ethics & Standards Committee should grant a dispensation in this case (i.e. Please explain how and why you consider that one of the grounds for dispensation is/are satisfied)

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

As 3 of my relatives live on this estate and use the road I have had to ask for dispensation. It is not just for my interests or that of my relations, there is more than 200 house on the estate and as I am the elected County Council member I have been asked to help in the interests of all the residents concerned. I have also tried to get this road tarmaced previously in my role as a Town Councillor

(please continue on a separate sheet if necessary)

6. REQUEST

Are you applying for dispensation to speak only or to speak and vote?

Speak Only:

Speak and Vote:

Please provide a reason for this:

If this comes to a vote I am hoping that the majority of the council will see the need for this road to be resurfaced, before the council are hit with complaints from the residents for the damage to their cars

7. DURATION

What is the requested duration for this dispensation?

Specific:

Specific Meeting(s):

Please specify meeting date(s): _____

General:

6 months:

12 months:

8. DECLARATION

I request a dispensation in respect of the above matter.

**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 Ethics and Standards Committee.**

Signed: Sian Maehrlein

Date: 19 / 01 /2023

Please return this form to:

Ethics and Standards
Neuadd Cyngor Ceredigion
Penmorfa
Aberaeron
Ceredigion
SA46 0PA
Tel: 01545 570881

ethicsandstandards@ceredigion.gov.uk / moesegasafonau@ceredigion.llyw.cymru

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