APPLICATION FOR DISPENSATION BY MEMBER WITH PREJUDICIAL INTEREST

Council All members of Abermule (with) Llandyssil Community Council

hereby apply to the Powys Standards Committee/Community Sub-Committee for a Dispensation to participate, as described in Section 1 below, in that business of the Council described in Section 2 below notwithstanding that I have the Prejudicial Interest(s) detailed in Section 3 below.

I make this application on the ground(s) set out in Section 4 below which I submit apply because of the reasons detailed in Section 5 below.

SECTION 1

How you wish to participate – please tick all relevant categories below:

Attend a meeting	✓
Speak at a meeting	✓
Vote at a meeting	√
Seek to influence a decision on a matter	√
Make written representations	✓
Make oral representations	✓
Exercise Board functions (County Councillor only)	

SECTION 2

- (A) Describe in the box below:
 - i) the business in which you wish to participate;
 - ii) how your Council will deal with the matter;
 - iii) how many Members there are on your Council;
 - iv) what meetings will be held to consider it, when and where they will be held; and
 - v) those taking part.

There are eleven members on Abermule with Llandyssil Community Council who wish to full participate with financial decisions relating to the Community centre and Millfields Amenity Land Trust. All would wish to be involved in the governance of both charities of which they are trust members financial assistance is given currently by Abermule with Llandyssil Community Council and it is envisaged that financial assistance will given to Millfields Amenity Land Trust in the future.

- (B) If the business relates to or affects an organisation(s) please detail below:
 - how were you appointed to that organisation (i.e. by appointment by the Town or Community Council or by other means), and
 - o what is the nature of the business:

- A Funding
- B Planning applications, building improvement/changes
- C Licencees liquor/entertainment
- D Land
- E Management/operation of the organisation
- F General matters

Financial assistance is given currently by Abermule with Llandyssil Community Council and it is envisaged that financial assistance will given to Millfields Amenity Land Trust in the future.

(C) Is the organisation a registered charity? If so, are you a Trustee of the charity?

Both the Community Centre and Millfields Amenity Land Trust are charities all councillors are Custodian trustees of the Community Centre and the Council is the sole trustee of Millfields Amenity Land Trust

SECTION 3

Detail the PREJUDICIAL interest(s) you have in the business referred to in Section 2 above. Please refer to the attached Guidance Notes (Attached) and include the relevant category reference e.g. C.4 if the matter concerns a good friend of yours who stands to benefit as a result of a decision on the matter.

As all members are either Trustees of the Community Centre or members of the Council which is the trustee of Millfields Amenity Land Trust they will clearly have a prejudicial interests in financial matters which will in the future be discussed.

Set out the GROUND(S) upon which you rely by placing a tick in the right hand column against the relevant category/ies below.

Eligible Applicant	Ground		
County Councillors and Town and Community Councillors	(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;	Speak and Vote Speak only	-
County Councillors only	(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;	Speak and Vote Speak only	-
County Councillors only	(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.	Speak and Vote Speak only	-
County Councillors and Town and Community Councillors	(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;	Speak and Vote Speak only	-
County Councillors and Town and Community Councillors	(e) The interest is common to the Member and a significant proportion of the general public;	Speak and Vote Speak only	-
County Councillors and Town and Community Councillors	(f) The participation of the Member in the business to which the interest relates is justified by the Member's particular role or expertise;	Speak and Vote Speak only	-
County Councillors only	(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.	Speak and Vote Speak only	-
County Councillors and Town and Community Councillors	(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	Speak only	
County Councillors and Town and Community Councillors	(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.	Speak and Vote Speak only	-

SECTION 5

Detail in full the reasons why you submit the grounds selected in Section 4 apply in the case of your application and justify the grant of the dispensation you seek

4a As all members have a prejudicial interest in the business relating to the Community Centre and Millfields Amenity Land Trust it will be impossible for business relating to both charities to be decided upon.

4f all members are either Trustees of the Community Centre or members of the Council which is the trustee of Millfields Amenity Land Trust. Therefore as a member of the authority they need a dispensation for the Trust to function.

4h all members are either Trustees of the Community Centre or members of the Council which is the trustee of Millfields Amenity Land Trust they will clearly have a prejudicial interests in financial matters which will in the future be discussed.

Applicant's home address:	Abermule (with) Llandyssil Community Council c/o 12 Agincourt Drive Guilsfield Welshpool Powys SY21 9NA
Applicant's telephone number:	
Applicant's fax number:	
Applicant's E Mail address:	Ilandyssilcommunitycouncil@yahoo.co.uk

SIGNED:

Clerk to Abermule with Llandyssil Community Council DATED: 20th August 2012

This form fully completed, signed and dated should be returned to:

Mrs Elizabeth Patterson, Committee Clerk, Legal, Scrutiny and Democratic Services, County Hall, Llandrindod Wells, Powys, LD1 5LG.

Tel No: 01597 826980 Fax No: 01597 826220

E-Mail: Elizabeth.patterson@powys.gov.uk

From whom further information and advice may be obtained.

V:\wlegal\Clarence\Standards\Dispensation Application Powys Standards Committee

APPLICATION FOR DISPENSATION BY MEMBER WITH PREJUDICIAL INTEREST

I, Councillor James Tennant-Eyles, of Presteigne and Norton Town

hereby apply to the Powys Standards Committee/Community Sub-Committee for a Dispensation to participate, as described in Section 1 below, in that business of the Council described in Section 2 below notwithstanding that I have the Prejudicial Interest(s) detailed in Section

I make this application on the ground(s) set out in Section 4 below which I submit apply because of the reasons detailed in Section 5 below. **SECTION 1**

Indicate how you wish to participate by placing a tick in the right hand column against the relevant category below

	mis agreatory below	- right hand
Attend a meeting		
Speak at a meeting	X	
vote at a meeting	X	
Seek to influence a doci-		
matter	on on a	
Make written representation		
TACICISE BOSPA A	X	
Councillor only)	County	
SECTION 2		
Da		

Describe in the box below the business in which you wish to participate including details of how your Council will deal with the matter, what meetings will be held to consider it, when and where they will be held and those taking part.

I wish to participate in that part of the town council's meetings, during its current term until the next elections, to speak only, (and to leave the room during any discussion about voting or voting itself), in connection with issues relating to the Presteigne Festival of Music and the Arts ("the Presteigne Festival"), the Presteigne Chamber of Trade Commerce and Industry, The Presteigne and Norton Community Trust Ltd, Transition Presteigne, Presteigne Youth Project Ltd, and Presteigne Zero Waste. Those taking part will be the other members of the council assisted by its clerk.

Detail the PREJUDICIAL interest(s) you have in the business referred to in Section 2 above. Please refer to the attached Guidance Notes and include the relevant category reference e.g. C.4 if the matter concerns a good friend of yours who stands to benefit as a result of a decision on the matter.

I am a Director of the Presteigne Festival.

I am Chairman of the Presteigne and Norton Community Trust Ltd

I am President of the Presteigne Chamber of Trade Commerce and Industry

I am a member of Transition Presteigne

I am Chairman of Presteigne Youth Project

I am a member of the steering committee for Presteigne Zero Waste

(a) No fewer than half of the Members of the relevant Authority or of	
a committee of the Authority (as the case may be) by which the	
business is to be considered has an interest which relates to that	
business;	
(b) No fewer than half of the Members of a leader and cabinet	
executive of the relevant Authority by which the business is to be	İ
considered has an interest which relates to that business and either	1
Paragraph (d) or (e) also applies;	
(c) In the case of a County or County Borough Council, the inability	 "
of the Member to participate would upset the political balance of the	
relevant Authority or of the committee of the Authority by which the	
business is to be considered to such an extent that the outcome	
would be likely to be affected.	
(d) The nature of the Member's interest is such that the Member's	X
participation in the business to which the interest relates would not	
damage public confidence in the conduct of the relevant Authority's	
business;	
(e) The interest is common to the Member and a significant	<u> </u>
proportion of the general public;	
(f) The participation of the Member in the business to which the	X
interest relates is justified by the Member's particular role or	
expertise;	
(g) The business to which the interest relates is to be considered by	X to
an Overview and Scrutiny Committee of the relevant Authority and	part in
the Member's interest is not a pecuniary interest.	bold
h) The business which is to be considered relates to the finances or	X
property of a voluntary organisation of whose Management	
Committee or Board the Member is a Member otherwise than as a	
representative of the relevant Authority and the Member has no	
other interest in that business provided that any dispensation shall	
not extend to participation in any vote with respect to that business;	
or	

(i) It appears to the committee to be in the interests of the inhabitants of the area of the relevant Authority that the disability should be removed provided that written notification of the grant of the dispensation is given to the National Assembly for Wales within seven days in such manner as it may specify.

X

SECTION 5

Detail in full the reasons why you submit the grounds selected in Section 4 apply in the case of your application and justify the grant of the dispensation you seek

I wish to attend meetings and take part in discussions when issues relating to the stated organisations take place and be available to answer questions from other councillors. I would not seek to vote on these matters, or take part in discussion about voting.

(d) applies because it is well known that I am a Director of the Festival, a position I have held for nearly 7 years, President of the Chamber of Trade of which I have been a member for 15 years, Chairman of the Presteigne and Norton Community Trust Ltd of which I have been a member for 13 years, Transition Presteigne which I have been a member for 4 years, Presteigne Youth Project of which I have been Chairman for one year (since inception of the project), and Presteigne Zero Waste of which I have been a member of the steering committee for three years. : (f) applies because I can provide information because of my position within the organisations: (g) part two in bold applies because my interest isn't a pecuniary interest: (h) applies because I have no other interest and I won't be voting: (i) applies because it is the interests of local inhabitants for me to be there to answer questions.

This form fully completed, signed and dated should be returned to

Mrs Elizabeth Patterson, Committee Clerk, Legal, Scrutiny and Democratic Services, County Hall, Llandrindod Wells, Powys, LD1 5LG.

Tel No. 01597 826980

Fax No. 01597 826220

STATEMENT IN SUPPORT OF APPLICATION TO STANDARDS SUB COMMITTEE BY JAMES TENNANT-EYLES.

I WRITE IN SUPPORT OF MY APPLICATION TO PARTICIPATE IN DISCUSSIONS ABOUT ALL MATTERS TO DO WITH ORGANISATIONS LISTED IN THE APLLICATION BECAUSE ALTHOUGH I HAVE A PERSONAL INTEREST I BELIEVE IT IS NOT PREJUDICIAL, AND THIS IS FOR THE FOLLOWING REASONS.

- 1. I AM WIDELY KNOW IN THE COMMUNITY FOR MY VOLUNTARY WORK FOR THE BENFIT OF THE COMMUNITY, IN A BROAD RANGE OF AREAS OF ACTIVITY WHICH DEMONSTRATES MY UNBIASED COMMITMENT TO THE INTERESTS OF PRESTEIGNE AS A WHOLE RATHER, THAN TO ANY PARTICULAR ORGANISATION OR FACTION.
- 2. MY LONG INVOLVMENT IN THE ORGANISATIONS MEANS THAT I AM VERY WELL INFORMED ABOUT ALL MATTERS TO DO WITH THEM AND CONSEQUENTLY MY INVOLVMENT IN DISCUSSION ABOUT THOSE ORGANISTIONS IS VITAL FOR THE PROVISION OF ACCURATE AND CORRECT INFORMATION FOR TOWN COUNCILLORS TO CONSIDER AND AS SUCH MY PRESENCE IS IN THE PUBLIC INTEREST
- 3. I HAVE NEVER RECEIVED ANY FINANCIAL OR PERSONAL GAIN FOR THE WORK THAT I HAVE DONE FOR THE COMMUNITY AND IT IS WELL KNOW THAT I HAVE NO PECUNIARY OR OTHER INTEREST IN THE ORGANISATIONS I REPRESENT
- 4. IN APPLYING THE TEST THAT A REASONABLE PERSON, AND HERE I SHOULD LIKE TO POINT OUT THAT IN THINKING ABOUT THE TEST FOR PREJUDICIAL INTEREST ONE TENDS TO HAVE IN MIND AN UNREASONABLE PERSON, SO I REPEAT, IN THINKING ABOUT A REASONABLE PERSON IN POSSESSION OF THE ABOVE RELEVANT FACTS I DO NOT BELIEVE THEY WOULD HAVE ANY OBJECTION TO MY TAKING PART IN DISCUSSIONS, PARTICULALRY AS I WILL LEAVE THE MEETING DURING DISCUSSION ABOUT VOTING, AND THE VOTING ITSELF.

Application by	Councillor J. Tennant-Eyles			
Council	Presteigne and Norton Town Council			
Involvement With	(i) Matters relating to the Presteigne Festival of Music and			
	the Arts (the Presteigne Festival)			
	(ii) Matters relating to the Presteigne Chamber of Trade,			
	Commerce and Industry			
	(iii) Matters relating to the Presteigne and Norton Community			
	Trust Ltd.			
	(iv) Matters relating to Transition Presteigne			
	(v) Matters relating to Presteigne Youth Project Ltd			
	(vi) Matters relating to Presteigne Zero Waste			
	(1) manusia ratum ig ta ri cata igna = ara ri acia			
Business To Be	Funding; Management / Operation of the organisations; and			
Considered	General Matters			
Background	Councillor Tennant-Eyles is a member of the above			
	organisations undertaking the following roles:			
	(i) Director			
	(ii) Chairman			
	(iii) President			
	(iv) Member			
	(v) Chairman			
	(vi) Member of the Steering Group			
	He has not been appointed to any of these organisations by the			
	Town Council.			
	ly organisations (i) and (v) above are registered as charities cording to the Charities Commission website. In relation to the these organisations the Sub-Committee may not need to asider these as they will have been dealt with by means of earlier report by the Strategic Director – Law and vernance in relation to charities.			
	As background information Councillor Tennant-Eyles was granted a dispensation by the Standards Sub-Committee to speak but not vote in February 2011 in relation to organisations (i), (ii), and (iii) and this application is a renewal request for a dispensation in relation to those organisations.			
	The applicant is seeking a dispensation to: (i) Attend a meeting (ii) Speak at a meeting			
	(iii) Make written and oral representations			
CTED 1 Darson of	Councillar Tannant Eyles has a parsonal interest in relation to			
STEP 1 Personal Interest(s) under paragraph 10 of the Code.	Councillor Tennant-Eyles has a personal interest in relation to matters relating to these organisations under paragraph 10(2)(a)(ix)(bb) and 10(2)(a)(ix)(ee) of the Code:			
	"You must regard yourself as having a personal interest in any business of your authority if it relates to, or is likely to affect any company, industrial and provident society, charity, or body directed to charitable purposes in which you have membership or hold a position of general			

	control or management"
	"You must regard yourself as having a personal interest in any business of your authority if it relates to, or is likely to affect any private club, society or association operating within you authority's area in which you have membership or hold a position of general control or management"
STEP 2 Exemptions	In relation to Councillor Tennant-Eyles and his membership of
under paragraph 12 (2) & (3) of the Code.	these organisations, only the exemption in Paragraph 12(2)(c) would apply in relation to the personal interests if the Town Council provided funding towards these organisations (up to the maximum allowed by the Code of £500).
	The above exemption does not apply if the business relates to the determination of an approval, consent, licence, permission or registration.
	In relation to financial and non-financial matters the Sub- Committee similarly needs to consider the application as detailed in step 3 below.
STEP 3 Application of	Financial and Non-Financial.
"public perception" test under paragraph 12 (1) of the Code.	In applying the Paragraph 12(1) test in relation to financial and non-financial type business involving these organisations it is suggested that the Sub-Committee approach the issue in this way i.e. to ask itself:
	"Is it reasonable to suppose that the public perception would regard the Councillor's personal interest, as so significant that whenever a proposal regarding these organisations was discussed at the Town Council the potential conflict of interest would be so significant as to be likely to prejudice his / her judgement of the public interest in performing his / her role as a Town Councillor?"
	It is difficult to conclude that the Sub-Committee would answer this question otherwise than in the affirmative i.e. that a prejudicial interest would exist in this situation, unless the business under discussion involving the organisation(s) is of such a nature that it would be categorised as trivial, insignificant or uncontentious.
STEP 4 Ground(s) on which dispensation could be granted	The Sub-Committee is required to consider a dispensation in relation to financial and non-financial matters concerning these organisations other than business which would be of such a nature that it would be categorised as trivial, insignificant or uncontentious.
	In relation to the Councillor's membership of these organisations the grounds which could be considered would be grounds (d) and (f), namely:

(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. This ground enables the grant of dispensation to speak and vote or to speak only. (f) the participation of the member in the business to which the interest relates is justified by the Member's particular role or expertise. This ground enables the grant of dispensation to speak and vote or to speak only. **STEP 5** Determine the The applicant has requested a dispensation to attend meetings application:of the Town Council, to speak, and make oral and written representations, on matters relating to these organisations. The applicant has indicated that he does not wish to take part in the (i) Refuse (ii) Approve:following discussion or to vote on any matters relating to these (a) attend organisations. (b) speak (c) vote The applicant does not gain either personally or financially from his membership of these organisations. (d) exercise Board Function (e) seek to influence In the event of the Sub-Committee granting a dispensation it would also need to consider whether that dispensation should (f) make written communications be limited to exclude the regulatory type matters set out in Paragraph 12(3) of the Code. (g) make oral representations The Sub-Committee is reminded that at a previous meeting it was decided in another case not to grant a dispensation in respect of regulatory type matters. RECOMMENDATION: In relation to Councillor Tennant-Eyles' membership of these organisations it is suggested that it would not damage public confidence if Councillor Tennant-Eyles were granted a dispensation to speak and vote on all matters relating to these organisations. Therefore he should be granted a dispensation under paragraphs (d) and (f). The dispensation would not apply to any regulatory type matters i.e. planning or licensing matters.

APPLICATION FOR DISPENSATION BY MEMBER WITH PREJUDICIAL INTEREST

I, Co	uncillo	or LESLIE DAVIES				
of	ofDISERTH & TRECOED COMMUNITY COUNCIL					
Dispe Coun Intere	ensati icil de est(s) ke this	oly to the Powys Standards Committee/Community Sub-Committee for a on to participate, as described in Section 1 below, in that business of the scribed in Section 2 below notwithstanding that I have the Prejudicial detailed in Section 3 below. application on the ground(s) set out in Section 4 below which I submit use of the reasons detailed in Section 5 below.				
		SECTION 1				
How	you w	rish to participate – please <u>tick all relevant categories</u> below:				
	Atte	end a meeting				
		eak at a meeting				
		e at a meeting				
		k to influence a decision on a matter				
		ke written representations				
		ke oral representations				
		rcise Board functions (County Councillor only)				
		CECTION 0				
		SECTION 2				
(A)	Desc	ribe in the box below:				
` '	i)	the business in which you wish to participate;				
	ii)	how your Council will deal with the matter;				
	iii)	how many Members there are on your Council;				
	iv)	what meetings will be held to consider it, when and where they will be				
	_	held; and				
	v)	those taking part.				
ii Adinterv lii TI lv Odecid v Ex	dvertis views v he Cou ne into led if c	icipate in interviews of applicants for co-option on to Community Council sements have been placed and applications received from 10 candidates, will be held of all applicants. uncil consist currently of 5 members (there should be 11) erview evening will be held in Howey Village Hall, date and time will be dispensation is granted. g 5 members of the Council – L Davies, P Hales, G Evans, C Myhill, r.				

(B) I	f the business relates to or affects an organisation(s) please detail below:
C	how were you appointed to that organisation (i.e. by appointment by the Town or Community Council or by other means), and
	 what is the nature of the business: A Funding B Planning – applications, building improvement/changes C Licencees – liquor/entertainment D Land E Management/operation of the organisation F General matters
Applica	ation relates to appointing co-opted members to the Community Council
(C)	is the organisation a registered charity? If so, are you a Trustee of the
No	
	SECTION 3
above releva	the PREJUDICIAL interest(s) you have in the business referred to in Section 2. Please refer to the attached Guidance Notes (Attached) and include the nt category reference e.g. C.4 if the matter concerns a good friend of yours tands to benefit as a result of a decision on the matter.
CH	La number of the applicants

Eligible Applicant	Ground	
County Councillors and Town and Community	 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 	Speak and Vote - Speak only
Councillors County Councillors only	interest which relates to that business; (b) No fewer than half of the Members of a leader and cabinet executive of the relevant Authority by which the business is to be considered has an interest which related to that business and either Paragraph (d) or (e) also	Speak and Vote Speak only
County Councillors only	applies; (c) In the case of a County or County Borough Council, the inability of the Member to participate would upset the political balance of the relevant Authority or of the committee of the Authority by which the business is to considered to such an extent that the outcome would be likely to be affected.	Vote - Speak only be
County Councillors and Town and Community Councillors	(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;	
County Councillors and Town and Community Councillors	(e) The interest is common to the Member and a significant proportion of the general public;	Vote Speak only
County Councillors and Town and Community Councillors	(f) The participation of the Member in the business to whi the interest relates is justified by the Member's particular role or expertise;	ch Speak and Vote Speak only
County Councillors only	(g) The business to which the interest relates is to be considered by an Overview and Scrutiny Committee o the relevant Authority and the Member's interest is not pecuniary interest.	Speak and Vote t a Speak only
County Councillors and Town and Community Councillors	(h) The business which is to be considered relates to the finances or property of a voluntary organisation of who Management Committee or Board the Member is a Member otherwise than as a representative of the relevant Authority and the Member has no other interes in that business provided that any dispensation shall rextend to participation in any vote with respect to that business; or	est not
County Councillors and Town and Community Councillors	(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 National Assembly for Wales within seven days in succession as it may specify.	Speak only the

Detail in full the reasons why you submit the grounds selected in Section 4 apply in the case of your application and justify the grant of the dispensation you seek

Dispensation is required for the Connicle to be quevale in this meater

Applicant's home address:					
	Howe	drindered	Web	ls	
Applicant's telephone number:	1 mg	<u> </u>	_ ^ _	· +	-
Applicant's fax number:					
Applicant's E Mail address:		\$	<i>i</i> 1	A	1.
, -					

SIGNED:____

DATED: 10th July 2012

This form fully completed, signed and dated should be returned to:

Mrs Elizabeth Patterson, Committee Clerk, Legal, Scrutiny and Democratic Services, County Hall, Llandrindod Wells, Powys, LD1 5LG.

Tel No: 01597 826980 Fax No: 01597 826220

E-Mail: Elizabeth.patterson@powys.gov.uk

From whom further information and advice may be obtained.

APPLICATION FOR DISPENSATION BY MEMBER WITH PREJUDICIAL INTEREST

I. Cou	ncillor	PHILIP	CHARLES	HAKES	
	ofDISERTH & TRECOED COMMUNITY COUNCIL				
Dispe Cound Intere	nsation cil descrest(s) det	to participate, ibed in Section ailed in Section white ailed in Section on the	as described in Se n 2 below notwiths n 3 below.	tanding that I	Sub-Committee for a in that business of the have the Prejudicial below which I submit
			SECTION	1	
How	you wish	to participate	– please <u>tick all re</u>	levant catego	ries below:
	Attend	i a meeting			
	Vote a	t a meeting			
	Seek t	o influence a	decision on a matte	<u>r</u>	
	Make	written represe	entations		
	Make	oral represent	ations		
	Exerc	ise Board fund	tions (County Cou	ncillor only)	
			SECTION	12	
(A)	Descri	be in the box b	pelow:		
(7	i) 1	he business il	n which you wish t	o participate;	
	ii) l	how your Coul	ncil will deal with the	ne matter;	
	iii) l	how many Mer	mbers there are on	your Council,	and where they will be
		what meetings held; and	Will be held to cor	isider it, when	and where they will be
	v) 1	those taking p	art.		
ii A inter lii T lv C deci	Advertise views w The Cour One inter	ements have be ill be held of a ncil consist cu view evening v spensation is g 5 members of	een placed and app Il applicants. rrently of 5 membe will be held in How granted.	rs (there shound received in the received in t	on to Community Council eived from 10 candidates, ald be 11) I, date and time will be G Evans, C Myhill,

3)	lf 1	the	busin	ess relate	s to or a	ffects an o	rganisation(s	please d	etail below	•
	0	ho To	w wer	e you app Commun	ointed t ity Cour	o that orga ncil or by o	nisation (i.e. ther means), a	by appoin and	tment by tl	ıe
	0	• • •		Licence Land Manage	g – appli es – liqu	cations, buor/entertai	uilding improv nment the organisati		anges	
(C)			e orga		a registe	ered charity	/? If so, are y	ou a Trus	tee of the	
cha	rity	?								
	rity	? 								
.		? 				SECTIO				
No Det	tail 1	the Ple	ease re	JDICIAL interpretation of the second contract	nterest(s attache ce e.g C a result	SECTIONS) you have d Guidance 3.4 if the moof a decision	ON 3 e in the busing e Notes (Attac atter concerns on on the mat	ess referr thed) and a good t	ed to in Se include th friend of yo	-
No Det abo	tail tove. evar	the Ple nt c	ease re	JDICIAL interpretation of the second contract	nterest(s attache ce e.g C a result	SECTIONS) you have d Guidance 3.4 if the moof a decision	ON 3 in the busing a Notes (Attacatter concerns	ess referr thed) and a good t	ed to in Se include th friend of yo	-

Eligible Applicant		Ground	0	
County Councillors and Town and Community	(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;	Speak and Vote Speak only	ت _
Councillors County Councillors only	(b)	the state Mambara of a leader and	Speak and Vote Speak only	•
County Councillors only	(c)	O	Speak and Vote Speak only	_
County Councillors and Town and Community Councillors	(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;	Speak and Vote Speak only	 - -
County Councillors and Town and Community Councillors	(e)	The interest is common to the Member and a significant proportion of the general public;	Speak and Vote Speak only	-
County Councillors and Town and Community Councillors	(f)	The participation of the Member in the business to which the interest relates is justified by the Member's particular role or expertise;	Speak and Vote Speak only	-
County Councillors only	(g)	the relevant Authority and the Member's interest is not a	Speak and Vote Speak only	 -
County Councillors and Town and Community Councillors	(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	Speak only	
County Councillors and Town and Community Councillors	(i)	the term interprets of the	Speak and Vote Speak only	

Detail in full the reasons w the case of your applicatio	hy you submit the n and justify the (e grounds selected i grant of the dispens	in Section 4 apply in ation you seek
to allow	COLOCI	to become	que atl
Applicant's home address:	Howe	anded lietly	
Applicant's telephone numbe	r:		
Applicant's fax number:		-	
Applicant's E Mail address:			
SIGNED:			
DATED: 15/1/12			

This form fully completed, signed and dated should be returned to:

Mrs Elizabeth Patterson, Committee Clerk, Legal, Scrutiny and Democratic Services, County Hall, Llandrindod Wells, Powys, LD1 5LG.

Tel No: 01597 826980 Fax No: 01597 826220

E-Mail: Elizabeth.patterson@powys.gov.uk

From whom further information and advice may be obtained.

APPLICATION FOR DISPENSATION BY MEMBER WITH PREJUDICIAL INTEREST

I, Councillor JOHN, HAMER
ofDISERTH & TRECOED COMMUNITY COUNCIL
hereby apply to the Powys Standards Committee/Community Sub-Committee for a Dispensation to participate, as described in Section 1 below, in that business of the Council described in Section 2 below notwithstanding that I have the Prejudicial Interest(s) detailed in Section 3 below. I make this application on the ground(s) set out in Section 4 below which I submit apply because of the reasons detailed in Section 5 below.
SECTION 1
How you wish to participate – please tick all relevant categories below:
Attend a meeting
Speak at a meeting
Vote at a meeting
Seek to influence a decision on a matter
Make written representations
Make oral representations
Exercise Board functions (County Councillor only)
SECTION 2
 (A) Describe in the box below: the business in which you wish to participate; how your Council will deal with the matter; how many Members there are on your Council; what meetings will be held to consider it, when and where they will be held; and those taking part.
To participate in interviews of applicants for co-option on to Community Council Advertisements have been placed and applications received from 10 candidates, interviews will be held of all applicants. The Council consist currently of 5 members (there should be 11) One interview evening will be held in Howey Village Hall, date and time will be decided if dispensation is granted. Existing 5 members of the Council – L Davies, P Hales, G Evans, C Myhill, J Hamer.

(B)	If th	e busin	ess rela	tes to or affe	cts an org	anisation(s) p	olease detail be	low:
	o i	now we Fown or	re you a _l · Commu	ppointed to t inity Counci	:hat organi I or by oth	sation (i.e. by er means), an	v appointment b d	y the
	0 V	_	Fundin Plannii Licenc Land	ng – applica ees – liquor/	tions, build entertainm	ding improver nent organisation	ment/changes	
	•	_	Genera	l matters		organisation		
(C)	Is the	e organ	isation a	a registered	charity? If	so, are you a	ı Trustee of the	
No —								
		<u> </u>		SE	CTION 3	_		
above releva	nt ca	ise rete tegory i	r to the a reference efit as a	attached Gui e e.g C.4 if t result of a d	idance Not the matter lecision on	es (Attached) concerns a go the matter.	eferred to in Se and include th ood friend of yo	e ours
(1	4		3	FRIE	WPS	HAVE	APPLTE	0
	<u>-</u> .	-						<u> </u>

Eligible Applicant	Ground		,
County Councillors	<u> </u>		4
and Town and	Authority or of a committee of the Authority (as the case	Speak and	
Community	may be) by which the business is to be considered has an	Vote	-
Councillors	interest which relates to that business;	Speak only	
County Councillors	(b) No fewer than half of the Members of a leader and		┼
only	cabinet executive of the relevant Authority by which the	Speak and	1
	business is to be considered has an interest which relates	Vote	-
	to that business and either Paragraph (d) or (e) also	Speak only	1 1
	applies;		
County Councillors	(c) In the case of a County or County Borough Council, the	Coordinated	+
only	inability of the Member to participate would upset the	Speak and	1 1
	political balance of the relevant Authority or of the	Vote	-
	committee of the Authority by which the business is to be	Speak only	
	considered to such an extent that the outcome would be		
	likely to be affected.		1 1
County Councillors	(d) The nature of the Member's interest is such that the	Chook and	
and Town and	Member's participation in the business to which the	Speak and	
Community	interest relates would not damage public confidence in	Vote] -]
Councillors	the conduct of the relevant Authority's business;	Speak only	
County Councillors	(e) The interest is common to the Member and a significant	Spook and	\vdash
and Town and	proportion of the general public;	Speak and	
Community	G. A. S. A.	Vote	-
Councillors		Speak only	
County Councillors	(f) The participation of the Member in the business to which	Speak and	-
and Town and	the interest relates is justified by the Member's particular	Vote	
Community	role or expertise;		-
Councillors		Speak only	
County Councillors	(g) The business to which the interest relates is to be	Speak and	-
only	considered by an Overview and Scrutiny Committee of	Vote	
	the relevant Authority and the Member's interest is not a	Speak only	-
0	pecuniary interest.	Speak Only	į
County Councillors	(h) The business which is to be considered relates to the	Speak only	
and Town and	infances or property of a voluntary organisation of whose		Ī
Community	Management Committee or Board the Member is a		
Councillors	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		1
	extend to participation in any vote with respect to that		
County Councillars	business; or		
County Councillors and Town and	(i) It appears to the committee to be in the interests of the	Speak and	
Community	innabiliants of the area of the relevant Authority that the	Vote	_
Councillors	disability should be removed provided that written	Speak only	
Courtoniors	notification of the grant of the dispensation is given to the	- p - a.v. Oi iiy	1
	National Assembly for Wales within seven days in such		
	manner as it may specify.		1

	SECTION	ON 5			
Detail in full the reasons why you submit the grounds selected in Section 4 apply in the case of your application and justify the grant of the dispensation you seek					
Disperation re be quorate fi	auche to	ence	Concil	(D)	
Applicant's home address:	BUI	ETH 1	WELLS		
Applicant's telephone number: Applicant's fax number: Applicant's E Mail address:	<u>C</u>				

SIGNED:

DATED: File Tuly

This form fully completed, signed and dated should be returned to:

Mrs Elizabeth Patterson, Committee Clerk, Legal, Scrutiny and Democratic Services, County Hall, Llandrindod Wells, Powys, LD1 5LG.

Tel No: 01597 826980 Fax No: 01597 826220

E-Mail: Elizabeth.patterson@powys.gov.uk

From whom further information and advice may be obtained.

APPLICATION FOR DISPENSATION BY MEMBER WITH PREJUDICIAL INTEREST

ntere	y apply to the Powys Standards Committee/Commission to participate, as described in Section 1 cil described in Section 2 below notwithstanding st(s) detailed in Section 3 below. e this application on the ground(s) set out in Section 5 because of the reasons detailed in Section 5 be	ction 4 below which I submit
	SECTION 1	
How :	you wish to participate – please <u>tick all relevant</u>	categories below:
	Attend a meeting	
	Speak at a meeting	
	Vote at a meeting	
	Seek to influence a decision on a matter	
	Make written representations	
	Make oral representations	and the second s
	Exercise Board functions (County Councillor	Ottiy)
	SECTION 2	
(A)	Describe in the box below: i) the business in which you wish to particle ii) how your Council will deal with the matter iii) how many Members there are on your Council will be held to consider it held; and v) those taking part.	ter; 'ouncil:
ii inte	To participate in interviews of applicants for co- Advertisements have been placed and application rviews will be held of all applicants. The Council consist currently of 5 members (the One interview evening will be held in Howey Villanded if dispensation is granted. Existing 5 members of the Council – L Davies, P J Hamer.	re should be 11) age Hall, date and time will be

mmunity Council or by other means), anature of the business: Inding anning – applications, building improvements – liquor/entertainment and anagement/operation of the organisation eneral matters To appointing co-opted members to the appointing co-opted members to the ation a registered charity? If so, are years at the second content of the second co	vement/changes ion Community Council
anning – applications, building improvences – liquor/entertainment and anagement/operation of the organisationeral matters appointing co-opted members to the	Community Council
anning – applications, building improvenees – liquor/entertainment and anagement/operation of the organisation and matters appointing co-opted members to the	Community Council
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anagement/operation of the organisation and the organisation and the organisation and the organisation and the organisation appointing co-opted members to the	Community Council
eneral matters appointing co-opted members to the	Community Council
appointing co-opted members to the	
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ation a registered charity? If so, are y	ou a Trustee of the
ation a registered charity? If so, are y	ou a Trustee of the
ation a registered charity? If so, are y	ou a Trustee of the
SECTION 3	
to the attached Guidance Notes (Attacherence e.g. C.4 if the matter concerns fit as a result of a decision on the mat	s a good friend of yours
ATRS TO ONE OF More	
	SECTION 3 CIAL interest(s) you have in the busing to the attached Guidance Notes (Attacheference e.g. C.4 if the matter concerned as a result of a decision on the material action of

Eligible Applicant	Ground	+	ᅴ
County Councillors and Town and Community	(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;	Speak and Vote Speak only	1
Councillors County Councillors only	(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;	Speak and Vote Speak only	<u>-</u>
County Councillors only	(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	Speak and Vote Speak only	<u>-</u>
County Councillors and Town and Community	likely to be affected. (d) The nature of the Member's interest is such that the Member's participation in the business to which the interest relates would not damage public confidence in the conduct of the relevant Authority's business;	Speak and Vote Speak only	<u>-</u>
Councillors County Councillors and Town and Community	(e) The interest is common to the Member and a significant proportion of the general public;	Speak and Vote Speak only	-
Councillors County Councillors and Town and Community	(f) The participation of the Member in the business to which the interest relates is justified by the Member's particular role or expertise;	Speak and Vote Speak only	_
Councillors County Councillors only	(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.	Speak and Vote Speak only	-
County Councillors and Town and Community Councillors	(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		
County Councillors and Town and Community Councillors		Speak and Vote Speak only	

	F	F14	Ol	M	5
J	_	 			- 1

Detail in full the reasons why you submit the grounds selected in Section 4 apply in the case of your application and justify the grant of the dispensation you seek

DISPENSATION IS REQUIRED TO Allow the Council to

Applicant's home address:	
	DISSERTH
	DISSERTH BUILTH WELLS
Applicant's telephone number:	
Applicant's fax number:	ii il
Applicant's E Mail address:	

SIGNED:_			 	
	,	•		
DATED:	10.7.12			

This form fully completed, signed and dated should be returned to:

Mrs Elizabeth Patterson, Committee Clerk, Legal, Scrutiny and Democratic Services, County Hall, Llandrindod Wells, Powys, LD1 5LG.

> Tel No: 01597 826980 Fax No: 01597 826220

E-Mail: Elizabeth.patterson@powys.gov.uk

From whom further information and advice may be obtained.

Application by	Councillors C. Myhill, J. Hamer, P. Hales, L. Davies
Council	Disserth and Trecoed Community Council
Involvement With	(i) Matters relating to interview of applicants for co-option onto the Community Council.
Business To Be Considered	General Matters
Background	Disserth and Trecoed Community Council has 5 councillors elected out of a total Council number of 11 following the May 2012 elections.
	Advertisements for co-opted members have been issued and 10 candidates have applied, all of whom are to be interviewed by the 5 Councillors.
	4 of the 5 Councillors have applied for a dispensation to enable them to take part in this interview process as they have friends who are applicants for the co-opted posts. Without the granting of a dispensation the Council is inquorate and cannot function to co-opt additional councillors.
	The applicants are seeking a dispensation to: (i) Attend a meeting (ii) Speak at a meeting (iii) Vote at a meeting
STEP 1 Personal Interest(s) under paragraph 10 of the Code.	The 4 councillors have a personal interest in relation to a person / persons with whom they have a close personal association under paragraph 10(2)(c)(i)(bb) of the Code:
	"You must regard yourself as having a personal interest in any business of your authority if a decision upon it might reasonably be regarded as affecting 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 to a greater extent than the majority of in all other cases, other council tax payers, rate payers or inhabitants of the authority's area"
STEP 2 Exemptions under paragraph 12 (2) & (3) of the Code.	In relation to the 4 councillors, none of the exemptions in Paragraph 12(2 would apply in relation to the personal interests.
STEP 3 Application of "public perception" test under paragraph 12 (1) of the Code.	In applying the Paragraph 12(1) test in relation to business involving the co-options it is suggested that the Sub-Committee approach the issue in this way i.e. to ask itself:
	"Is it reasonable to suppose that the public perception would regard the Councillor's personal interest, as so significant that whenever a proposal regarding the co-options was discussed at the Community Council the potential conflict of interest would be so significant as to be likely to prejudice his / her judgement of the public interest in performing his / her role as a Community Councillor?"

	In applying the Paragraph 12(1) test in relation to this matter it is difficult to conclude that the Sub-Committee would answer this question otherwise than in the affirmative i.e. that a prejudicial interest would exist in this situation, unless the business under discussion is of such a nature that it would be categorised as trivial, insignificant or uncontentious.
STEP 4 Ground(s) on which dispensation could be granted	The Sub-Committee is required to consider a dispensation in relation to this matter to allow the Council to have a quorum so that the business can be transacted. In relation to the Councillors the ground which could be considered for this matter would be ground (a), namely: (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. This ground enables the grant of dispensation to speak and vote or to speak only.
STEP 5 Determine the application:- (i) Refuse (ii) Approve:- (a) attend (b) speak (c) vote (d) exercise Board Function (e) seek to influence (f) make written communications (g) make oral representations	The applicants have requested a dispensation to attend meetings of the Community Council, to speak, vote, on a matter relating to the co-option of additional councillors onto the Council.
RECOMMENDATION:	In relation to the 4 councillors it is suggested that it would not damage public confidence if the councillors were granted a dispensation to speak and vote on all matters relating to the cooption of additional councillors. Therefore they should be granted a dispensation under paragraph (a). If a dispensation is not granted then the Council cannot function to co-opt additional councillors.

APPLICATION FOR DISPENSATION BY MEMBER WITH PREJUDICIAL INTEREST

i, C	councillor_Geoffrey John Jackson	
of	Crickhowell Town	COUNCIL

hereby apply to the Powys Standards Committee/Community Sub-Committee for a Dispensation to participate, as described in Section 1 below, in that business of the Council described in Section 2 below notwithstanding that I have the Prejudicial Interest(s) detailed in Section 3 below.

I make this application on the ground(s) set out in Section 4 below which I submit apply because of the reasons detailed in Section 5 below.

SECTION 1

How you wish to participate – please tick all relevant categories below:

Attend a meeting	Yes
Speak at a meeting	Yes
Vote at a meeting	Yes
Seek to influence a decision on a matter	Yes
Make written representations	
Make oral representations	Yes
Exercise Board functions (County Councillor only)	

SECTION 2

- (A) Describe in the box below:
 - i) the business in which you wish to participate;
 - ii) how your Council will deal with the matter;
 - iii) how many Members there are on your Council;
 - iv) what meetings will be held to consider it, when and where they will be held; and
 - v) those taking part.
 - i) Voting to appoint 4 new Councillors by co-option.
 - ii) Council will hold a ballot to select the four candidates to be co-opted (there are 4 vacancies and 5 or 6 candidates).
 - iii) Nominal strength twelve. Current actual strength eight.
 - iv) A special meeting of the Council will be convened on Tuesday 11th Sept. in the Clarence Hall, Crickhowell (the normal meeting place is too small to accommodate the members of public expected).
 - v) All incumbent Councillors, under the Chairmanship of the Mayor.
- (B) If the business relates to or affects an organisation(s) please detail below:

- o how were you appointed to that organisation (i.e. by appointment by the Town or Community Council or by other means), and
- o what is the nature of the business:
 - A Funding
 - B Planning applications, building improvement/changes
 - C Licencees liquor/entertainment
 - D Land
 - E Management/operation of the organisation
 - F General matters

N/A
(C) Is the organisation a registered charity? If so, are you a Trustee of the charity?
N/A

Detail the PREJUDICIAL interest(s) you have in the business referred to in Section 2 above. Please refer to the attached Guidance Notes (Attached) and include the relevant category reference e.g C.4 if the matter concerns a good friend of yours who stands to benefit as a result of a decision on the matter.

One of the candidates is Geoffrey Powell, former Councillor and one-time Mayor. A few years ago my wife and I attended his wedding reception; as a consequence it could be felt that I had a close personal association with him, and that I would vote for him on the grounds of such an association.

In fact I have absolutely no financial interest in him or his affairs, nor anything more than normal concern for his well-being. However the possibility of adverse perception remains.

In addition to the above, Mr. Powell is a Trustee of The Market Hall Trust, a not-for-profit organisation of which I am Chairman.

APPLICATION FOR DISPENSATION BY MEMBER WITH PREJUDICIAL INTEREST

I, Councillor_	Rebecca Dykes Crickhowell Town Council	of
for a Dispens business of the have the Prej	to the Powys Standards Committee/Communation to participate, as described in Section ne Council described in Section 2 below not udicial Interest(s) detailed in Section 3 below	1 below, in that withstanding that I
	pplication on the ground(s) set out in Section because of the reasons detailed in Section 5	
	SECTION 1	
How you wish	n to participate – please <u>tick all relevant cate</u>	gories below:
Attend	I a meeting	X
Speak	at a meeting	Х
Vote a	t a meeting	X
Seek t	o influence a decision on a matter	X
Make	written representations	X
Make	oral representations	X
Exerci	se Board functions (County Councillor only)	

SECTION 2

- (A) Describe in the box below:
 - i) the business in which you wish to participate;
 - ii) how your Council will deal with the matter;
 - iii) how many Members there are on your Council;
 - iv) what meetings will be held to consider it, when and where they will be held; and
 - v) those taking part.

i) Discussions in respect the co-option of	to Crickhowell
	Town Council.	
i	i) Discuss and possible vote on the co-option of	to
	Crickhowell Town Council.	
i	ii) 12 (8 at present as there are 4 Casual Vacancies)	
i	v) Regular monthly meetings of the Crickhowell Town Coun	cil the co-option of
	to Crickhowell Town Council.	•
1	7) Town Councillors maybe County Councillor John Morris	

- (B) If the business relates to or affects an organisation(s) please detail below:
 - how were you appointed to that organisation (i.e. by appointment by the Town or Community Council or by other means), and Initially co opted then by appointment to town council through election process May 2012
 - o what is the nature of the business:
 - A Funding
 - B Planning applications, building improvement/changes
 - C Licencees liquor/entertainment
 - D Land
 - E Management/operation of the organisation
 - F General matters

N/A
(C) Is the organisation a registered charity? If so, are you a Trustee of the charity?
N/A
SECTION 3

Detail the PREJUDICIAL interest(s) you have in the business referred to in Section 2 above. Please refer to the attached Guidance Notes (Attached) and include the relevant category reference e.g. C.4 if the matter concerns a good friend of yours who stands to benefit as a result of a decision on the matter.

i) (e.4) The interest is common to the Member a	
public; the relationship with councillor of Crickhowell Town Councillor	whom previously was a
amicable recently, I have had to conta	
amicable recently, I have had to conta	ict the police as i leit threatened
•	
Many of the residents of Llangenny Lane an	d surrounding area are not happy
	and his agent Mr
with the owner	and his agent Mr
with the owner Geoff Powell have put the land forward as a rejected them in the first round and as Town	Iternative sites when the BBNPA

Crickhowell Town Council have also discussed purchasing the fields in front of my home for a Cemetery, as the daughter to the land owner

SECTION 4

Eligible Applicant		Ground		
County Councillors and Town and Community Councillors	(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;	Speak and Vote Speak only	- x
County Councillors only	(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;	Speak and Vote Speak only	-
County Councillors only	(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.	Speak and Vote Speak only	-
County Councillors and Town and Community Councillors	(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;	Speak and Vote Speak only	- X
County Councillors and Town and Community Councillors	(e)	The interest is common to the Member and a significant proportion of the general public;	Speak and Vote Speak only	- X
County Councillors and Town and Community Councillors	(f)	The participation of the Member in the business to which the interest relates is justified by the Member's particular role or expertise;	Speak and Vote Speak only	- X
County Councillors only	(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.	Speak and Vote Speak only	-
County Councillors and Town and Community Councillors	(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	Speak only	
County Councillors and Town and	(i)	It appears to the committee to be in the interests of the inhabitants of the area of the relevant Authority that the	Speak and Vote	_

Community Councillors	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.	Speak only	Х
SECTION 5			

Detail in full the reasons why you submit the grounds selected in Section 4 apply in the case of your application and justify the grant of the dispensation you seek

I am a councillor of Crickhowell Town Council and as part of the role I am to

participate in co option of councillors.				
Having had one incident with as I felt threatened. I have worked with town council as a fellow councillor in the past and since been in her presence to which I have not felt threatened I believe I can forefill my role of co option fully.				
The issue of the land surrounding Llangenny Lane is being delt with by the town council holding a public meeting on 11 th September 2012 at the Clarence Hall Crickhowell. A decision made in my absence of a Town Council meeting where I had sent my apologies.				
Applicant's home address:				
Applicant's telephone number:				
Applicant's fax number:				
Applicant's E Mail address:				
SIGNED:	,			
DATED:				

This form fully completed, signed and dated should be returned to:

Mrs Elizabeth Patterson, Committee Clerk, Legal, Scrutiny and Democratic Services, County Hall, Llandrindod Wells, Powys, LD1 5LG.

Eligible Applicant	Ground		
County Councillors and Town and Community Councillors	(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;	Speak and Vote Speak only	Yes -
County Councillors only	(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;	Speak and Vote Speak only	-
County Councillors only	(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.	Speak and Vote Speak only	-
County Councillors and Town and Community Councillors	(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;	Speak and Vote Speak only	Yes -
County Councillors and Town and Community Councillors	(e) The interest is common to the Member and a significant proportion of the general public;	Speak and Vote Speak only	1
County Councillors and Town and Community Councillors	(f) The participation of the Member in the business to which the interest relates is justified by the Member's particular role or expertise;	Speak and Vote Speak only	1
County Councillors only	(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.	Speak and Vote Speak only	-
County Councillors and Town and Community Councillors	(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	Speak only	
County Councillors and Town and Community Councillors	(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.	Speak and Vote Speak only	-

Detail in full the reasons why you submit the grounds selected in Section 4 apply in the case of your application and justify the grant of the dispensation you seek

Crickhowell Town Council currently has 8 members, against a nominal strength of 12. In the forthcoming meeting, for co-option of candidates to the Council, there is a strong possibility that four or more of the current Councillors will have a prejudicial interest of one sort or another and the meeting would not be quorate. This essential matter would then have be postponed until a solution could be found.

The solution proposed here is to grant dispensation for Councillors insofar as is possible, allowing them to participate in a legal, quorate, process.

Applicant's home address:	Crickhowell Powys NP8 1BG	
Applicant's telephone number:		
Applicant's fax number:	N/A	
Applicant's E Mail address:		
SIGNED:		
DATED:17 th August, 2012		

This form fully completed, signed and dated should be returned to:

Mrs Elizabeth Patterson, Committee Clerk, Legal, Scrutiny and Democratic Services, County Hall, Llandrindod Wells, Powys, LD1 5LG.

Tel No: 01597 826980 Fax No: 01597 826220

E-Mail: Elizabeth.patterson@powys.gov.uk

From whom further information and advice may be obtained.

POWYS STANDARDS COMMITTEE / COMMUNITY SUB-COMMITTEE

APPLICATION FOR DISPENSATION BY MEMBER WITH PREJUDICIAL INTEREST

I, Councillor_	Rebecca Dykes Crickhowell Town Coun		of		
for a Dispensa business of th	ntion to participate, as descr	nmittee/Community Sub-Committee ibed in Section 1 below, in that ion 2 below notwithstanding that I Section 3 below.	;		
•	plication on the ground(s) s pecause of the reasons deta	et out in Section 4 below which I iled in Section 5 below.			
	SECTIO	N 1			
How you wish	to participate – please <u>tick</u>	all relevant categories below:	_		
Attend a meeting x					
Speak	at a meeting	X			
Vote at a meeting x					

SECTION 2

Χ

Χ

X

- (A) Describe in the box below:
 - i) the business in which you wish to participate;

Exercise Board functions (County Councillor only)

ii) how your Council will deal with the matter;

Seek to influence a decision on a matter

Make written representations

Make oral representations

- iii) how many Members there are on your Council;
- iv) what meetings will be held to consider it, when and where they will be held; and
- v) those taking part.
- i) Discussions in respect the co-option of Mr Geoff Powell to Crickhowell Town Council.
- ii) Discuss and possible vote on the co-option of Mr Geoff Powell to Crickhowell Town Council.
- iii) 12 (8 at present as there are 4 Casual Vacancies)
- iv) Regular monthly meetings of the Crickhowell Town Council the co-option of Mr Geoff Powell to Crickhowell Town Council.
- v) Town Councillors maybe County Councillor John Morris

- (B) If the business relates to or affects an organisation(s) please detail below:
 - how were you appointed to that organisation (i.e. by appointment by the Town or Community Council or by other means), and Initially co opted then by appointment to town council through election process May 2012
 - o what is the nature of the business:
 - A Funding
 - B Planning applications, building improvement/changes
 - C Licencees liquor/entertainment
 - D Land
 - E Management/operation of the organisation
 - F General matters

N/A	
(C) Is the organisation a registered charity? If so, are you a Trustee of the charity?	
N/A	

Detail the PREJUDICIAL interest(s) you have in the business referred to in Section 2 above. Please refer to the attached Guidance Notes (Attached) and include the relevant category reference e.g. C.4 if the matter concerns a good friend of yours who stands to benefit as a result of a decision on the matter.

(e.4) The interest is common to the Member and a significant proportion of the general public; Mr Geoffrey Robert Powell made a code of conduct complaint to the ombudsman about me, the ombudsman decided not to investigate the complaint. Mr Powell complained that I should declare an interest in all matters relating to land to be included in the LDP of the BBNPA, which I had.

The Three Fields detailed surround my home, the relationship with the agent Mr Geoff Powell has been formed from my role as a town councillor to which Mr Geoff Powell has made representation to the council, many of the residents of Llangenny Lane and surrounding area are not happy with the owner and his agent putting the land forward as alternative sites when the BBNPA rejected them in the first round and as Town Councillor are looking to me to do something.

Crickhowell Town Council have also discussed purchasing the fields in front of my home for a Cemetery.

Crickhowell Town Council have arranged a public meeting in September about the land.

SECTION 4

Set out the GROUND(S) upon which you rely by placing a tick in the right hand column against the relevant category/ies below.

Eligible Applicant		Ground		
County Councillors and Town and Community Councillors	(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;	Speak and Vote Speak only	-
County Councillors only	(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;	Speak and Vote Speak only	-
County Councillors only	(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.	Speak and Vote Speak only	-
County Councillors and Town and Community Councillors	(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;	Speak and Vote Speak only	- X
County Councillors and Town and Community Councillors	(e)	The interest is common to the Member and a significant proportion of the general public;	Speak and Vote Speak only	- X
County Councillors and Town and Community Councillors	(f)	The participation of the Member in the business to which the interest relates is justified by the Member's particular role or expertise;	Speak and Vote Speak only	- X
County Councillors only	(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.	Speak and Vote Speak only	-
County Councillors and Town and Community Councillors	(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	Speak only	
County Councillors	(i)	It appears to the committee to be in the interests of the	Speak and	

	manner as it may specify. SECTION 5		
Councillors	National Assembly for Wales within seven days in such		
Community Councillors	disability should be removed provided that written notification of the grant of the dispensation is given to the	Speak only	Х
and Town and	inhabitants of the area of the relevant Authority that the	Vote	-

Detail in full the reasons why you submit the grounds selected in Section 4 apply in the case of your application and justify the grant of the dispensation

you seek

I reside at a property addressed Llangenny Lane Crickhowell Powys nominated salt sites are titled land at Llangenny lane Crickhowell.

The Three Fields detailed above surround my home, the relationship with the owner and owners family has not been amicable recently, many of the residents of Llangenny Lane and surrounding area are not happy with the owner and his agent (Mr Geoff Powell) putting the land forward as alternative sites when the BBNPA rejected them in the first round and as Town Councillor are looking to me to do something.

Crickhowell Town Council have also discussed purchasing the fields in front of my home for a Cemetery,

Applicant's home address:	
Applicant's telephone number:	
Applicant's fax number:	
Applicant's E Mail address:	
SIGNED:	_
DATED:	
UA I EU	

This form fully completed, signed and dated should be returned to:

Mrs Elizabeth Patterson, Committee Clerk, Legal, Scrutiny and Democratic Services, County Hall, Llandrindod Wells, Powys, LD1 5LG.

Tel No: 01597 826980

POWYS STANDARDS COMMITTEE / COMMUNITY SUB-COMMITTEE

APPLICATION FOR DISPENSATION BY MEMBER WITH PREJUDICIAL INTEREST

I, CouncillorVivian Peter Games Crickhowell Town Council	of			
hereby apply to the Powys Standards Committ for a Dispensation to participate, as described business of the Council described in Section 2 have the Prejudicial Interest(s) detailed in Sect	in Section 1 below, in that below notwithstanding that I			
I make this application on the ground(s) set ou submit apply because of the reasons detailed i				
SECTION 1				
How you wish to participate – please tick all re	levant categories below:			
Attend a meeting x				
Speak at a meeting x				
Vote at a meeting x				

SECTION 2

X

X

- (A) Describe in the box below:
 - i) the business in which you wish to participate;

Exercise Board functions (County Councillor only)

ii) how your Council will deal with the matter;

Seek to influence a decision on a matter

Make written representations

Make oral representations

- iii) how many Members there are on your Council;
- iv) what meetings will be held to consider it, when and where they will be held; and
- v) those taking part.
- i) Discussions in respect of co option of Mr Geoff Powell
- ii) Discuss and possible vote on co option of Mr Geoff Powell
- iii) 12 (8 at present as there are 4 Casual Vacancies)
- iv) Regular monthly meetings of the Crickhowell Town Council Planning and Full Council and Burial Board and Finance Meetings of which there are three a vear.
- v) Town Councillors maybe County Councillor John Morris

- (B) If the business relates to or affects an organisation(s) please detail below:
 - how were you appointed to that organisation (i.e. by appointment by the Town or Community Council or by other means), and Initially co opted then by appointment to town council through election process May 2012
 - o what is the nature of the business:
 - A Funding
 - B Planning applications, building improvement/changes
 - C Licencees liquor/entertainment
 - D Land
 - E Management/operation of the organisation
 - F General matters

N/A
N/A
(C) Is the organisation a registered charity? If so, are you a Trustee of the
charity?
N//2
N/A

Detail the PREJUDICIAL interest(s) you have in the business referred to in Section 2 above. Please refer to the attached Guidance Notes (Attached) and include the relevant category reference e.g. C.4 if the matter concerns a good friend of yours who stands to benefit as a result of a decision on the matter.

(e.4) The interest is common to the Member and a significant proportion of the general public; A code of Conduct complaint was made by Mr Geoff Powell to the Ombudsman. Which was not investigated.

SECTION 4

Set out the GROUND(S) upon which you rely by placing a tick in the right hand column against the relevant category/ies below.

Eligible Applicant	Ground		
County Councillors	(a) No fewer than half of the Members of the relevant	Speak and	
and Town and	Authority or of a committee of the Authority (as the case		

Community		may be) by which the business is to be considered has an	Vote		-
Councillors	/I= \	interest which relates to that business; No fewer than half of the Members of a leader and Speak and			
County Councillors only	(b)	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;			
County Councillors only	(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.			-
County Councillors	(d)	The nature of the Member's interest is such that the	Speak	and	
and Town and Community		Member's participation in the business to which the interest relates would not damage public confidence in	Vote		-
Councillors		the conduct of the relevant Authority's business;	Speak	only	Х
County Councillors and Town and Community	(e)	The interest is common to the Member and a significant proportion of the general public;	1 2010		- X
Councillors County Councillors	/ f \	The participation of the Member in the business to which	Chook	ond.	
and Town and	(f)	the interest relates is justified by the Member's particular	Speak Vote	anu	_
Community Councillors		role or expertise;			х
County Councillors only	(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.	Speak and Vote Speak only		-
County Councillors and Town and Community Councillors	(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	Speak only		
County Councillors	(i)	It appears to the committee to be in the interests of the	Speak	and	
and Town and Community		inhabitants of the area of the relevant Authority that the disability should be removed provided that written	Vote		-
Councillors		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.	Speak	only	X
	1	SECTION 5	1		<u> </u>

Detail in full the reasons why you submit the grounds selected in Section 4 apply in the case of your application and justify the grant of the dispensation you seek

I reside at a property addressed Llangenny Lane Crickhowell Powys nominated salt sites are titled land at Llangenny lane Crickhowell.

Mr Geoff Powell is the Agent for these sites, He is an ex-member of the Town Council, but is seeking co-option back onto the Council this year.

I have worked with Mr Powell in the past on council business.

Applicant's home address:

Applicant's telephone number:

SIGNED:			
DATED:			

This form fully completed, signed and dated should be returned to:

Mrs Elizabeth Patterson, Committee Clerk, Legal, Scrutiny and Democratic Services, County Hall, Llandrindod Wells, Powys, LD1 5LG.

Tel No: 01597 826980 Fax No: 01597 826220

E-Mail: Elizabeth.patterson@powys.gov.uk

From whom further information and advice may be obtained.

V:\wlegal\Clarence\Standards\Dispensation Application Powys Standards Committee

Applicant's fax number:

Applicant's E Mail address:

Application by	Councillor G.J. Jackson
Council	Crickhowell Town Council
Involvement With	(i) Matters relating to interview of applicants for co-option onto the Town Council.
Business To Be Considered	General Matters
Background	Crickhowell Town Council has 8 councillors elected out of a total Council number of 12 following the May 2012 elections. Advertisements for co-opted members have been issued and 5 or 6 candidates have applied, all of whom are to be interviewed by the 8 Councillors.
	Councillor Jackson has applied for a dispensation to enable him to take part in this interview process as he may be perceived to have a close personal association with one of the candidates. It is uncertain as to whether the Council will have quorum issues should Councillor Jackson not be granted a dispensation as it appears that 7 of 8 councillors will be able to take part. However it is unclear if other councillors have interests, and clarification is being sought from the clerk.
	The applicant is seeking a dispensation to: (i) Attend a meeting (ii) Speak at a meeting (iii) Vote at a meeting (iv) Seek to influence a decision on a matter (v) Make oral representations
STEP 1 Personal Interest(s) under paragraph 10 of the Code.	Councillor Jackson has a personal interest in relation to an organisation on which both he and the candidate sit as members (The councillor is chairman of the trust) under paragraph 10(2)(a)(ix)(bb) of the Code:
	"You must regard yourself as having a personal interest in any business of your authority if it relates to, or is likely to affect any company, industrial and provident society, charity, or body directed to charitable purposes in which you have membership or hold a position of general control or management"
	Councillor Jackson may also have a personal interest in relation to a close personal association with the applicant under paragraph 10(2)(c)(i) of the Code:
	"You must regard yourself as having a personal interest in any business of your authority if a decision upon it might reasonably be regarded as affecting 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 to a greater extent than the majority of in all other cases, other council tax payers, rate payers or inhabitants of the authority's area"

	The latter interest relates to attendance at the applicant's wedding reception some years ago. It is questionable that this is an interest unless an ongoing close personal association exists. Again clarification is being sought.
STEP 2 Exemptions under paragraph 12 (2) & (3) of the Code.	In relation to Councillor Jackson, none of the exemptions in Paragraph 12(2) would apply in relation to the personal interests.
STEP 3 Application of "public perception" test under paragraph 12 (1) of the Code.	In applying the Paragraph 12(1) test in relation to business involving the co-options it is suggested that the Sub-Committee approach the issue in this way i.e. to ask itself:
	"Is it reasonable to suppose that the public perception would regard the Councillor's personal interest, as so significant that whenever a proposal regarding the co-options was discussed at the Town Council the potential conflict of interest would be so significant as to be likely to prejudice his / her judgement of the public interest in performing his / her role as a Town Councillor?"
	In applying the Paragraph 12(1) test in relation to this matter it is difficult to conclude that the Sub-Committee would answer this question otherwise than in the affirmative i.e. that a prejudicial interest would exist in this situation, unless the business under discussion is of such a nature that it would be categorised as trivial, insignificant or uncontentious. This is in relation to membership of the Trust where the councillor is Chair of the Trust and the applicant is a Trustee.
STEP 4 Ground(s) on which dispensation could be granted	In relation to the Councillor the grounds which could be considered for this matter would be grounds (a) and (d), namely:
	(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 to be considered has an interest which relates to that business.
	This ground enables the grant of dispensation to speak and vote or to speak only.
	(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.
	This ground enables the grant of dispensation to speak and vote or to speak only.
STEP 5 Determine the application:-	The applicant has requested a dispensation to attend meetings of the Town Council, to speak, vote, seek to influence and make oral representations on a matter relating to the co-option of
(i) Refuse	additional councillors onto the Council.

(ii) Approve:- (a) attend (b) speak (c) vote (d) exercise Board Function (e) seek to influence (f) make written communications (g) make oral representations	
RECOMMENDATION:	In relation to Councillor Jackson it is suggested that it might damage public confidence if the councillor was granted a dispensation to speak and vote on all matters relating to the cooption of additional councillors. Therefore he should not be granted a dispensation under paragraph (d). However if further information is received regarding the quorum then the Sub-Committee might have to take a view of the situation based on ground (a).

POWYS STANDARDS COMMITTEE / COMMUNITY SUB-COMMITTEE

APPLICATION FOR DISPENSATION BY MEMBER WITH PREJUDICIAL INTEREST

I,						
Councillo	rRebeccaDykes					
of	Crickhowell Town Council					
for a Disposition business have the F	ply to the Powys Standards Committee/Comensation to participate, as described in Sectof the Council described in Section 2 below Prejudicial Interest(s) detailed in Section 3 be application on the ground(s) set out in Sec	ion 1 below, in that notwithstanding that I elow.				
submit ap	ply because of the reasons detailed in Secti	on 5 below.				
	SECTION 1					
How you v	wish to participate – please <u>tick all relevant (</u>	categories below:				
Att	Attend a meeting x					
Sp	Speak at a meeting x					
Vo	Vote at a meeting x					
Se	Seek to influence a decision on a matter x					
Ma	Make written representations x					
Ma	Make oral representations x					

SECTION 2

- (A) Describe in the box below:
 - i) the business in which you wish to participate;

Exercise Board functions (County Councillor only)

- ii) how your Council will deal with the matter;
- iii) how many Members there are on your Council;
- iv) what meetings will be held to consider it, when and where they will be held; and
- v) those taking part.

- i) Discussions in respect of Salt Sites 072, 073 & 061 of the BBNPA LDP which are 3 fields, 2 in front and 1 behind my home.
- ii) Discuss and possible vote on whether these fields can be developed, 072 and 073 are also possible sites for a New Cemetery for the Council
- iii) 12 (8 at present as there are 4 Casual Vacancies)
- iv) Regular monthly meetings of the Crickhowell Town Council Planning and Full Council and Burial Board and Finance Meetings of which there are three a vear.
- v) Town Councillors maybe County Councillor John Morris
- (B) If the business relates to or affects an organisation(s) please detail below:

Brecon Beacons National Park Planning

- how were you appointed to that organisation (i.e. by appointment by the Town or Community Council or by other means), and Initially co opted then by appointment to town council through election process May 2012
- o what is the nature of the business:
 - A Funding
 - B Planning applications, building improvement/changes
 - C Licencees liquor/entertainment
 - D Land
 - E Management/operation of the organisation
 - F General matters

N/A
(C) Is the organisation a registered charity? If so, are you a Trustee of the charity?
N/A
SECTION 3

Detail the PREJUDICIAL interest(s) you have in the business referred to in Section 2 above. Please refer to the attached Guidance Notes (Attached) and include the relevant category reference e.g. C.4 if the matter concerns a good friend of yours who stands to benefit as a result of a decision on the matter.

(e.4) The interest is common to the Member and a significant proportion of the general public; The Three Fields detailed above surround my home, the relationship with the owner and owners family has not been amicable recently, many of the residents of Llangenny Lane and surrounding area are not happy with the owner and his agent putting the land forward as alternative sites when the BBNPA rejected them in the first round and as Town Councillor are looking to me to do something.

Crickhowell Town Council have also discussed purchasing the fields in front of my home for a Cemetery,

SECTION 4

Set out the GROUND(S) upon which you rely by placing a tick in the right hand column against the relevant category/ies below.

Eligible Applicant		Ground		
County Councillors and Town and Community Councillors	(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;	Speak and Vote Speak only	-
County Councillors only	(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;	Speak and Vote Speak only	-
County Councillors only	(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.	Speak and Vote Speak only	-
County Councillors and Town and Community Councillors	(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;	Speak and Vote Speak only	- X
County Councillors and Town and Community Councillors	(e)	•	Speak and Vote Speak only	- X
County Councillors and Town and Community Councillors	(f)	The participation of the Member in the business to which the interest relates is justified by the Member's particular role or expertise;	Speak and Vote Speak only	- X
County Councillors only	(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.	Speak and Vote Speak only	-
County Councillors and Town and Community	(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	Speak only	

Councillors	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		
County Councillors and Town and Community Councillors	(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.	Speak and Vote Speak only	- x
	SECTION 5		

Detail in full the reasons why you submit the grounds selected in Section 4 apply in the case of your application and justify the grant of the dispensation you seek

I reside at a property addressed Llangenny Lane Crickhowell Powys nominated salt sites are titled land at Llangenny lane Crickhowell.

The Three Fields detailed above surround my home, the relationship with the owner and owners family has not been amicable recently, many of the residents of Llangenny Lane and surrounding area are not happy with the owner and his agent putting the land forward as alternative sites when the BBNPA rejected them in the first round and as Town Councillor are looking to me to do something.

Crickhowell Town Council have also discussed purchasing the fields in front of my home for a Cemetery,

Applicant's home address:	
, ippinosimo momo siduroso.	
Applicant's telephone number:	
P.P. See See See See See See See See See Se	
Applicant's fax number:	
Applicant o lax namber.	
Applicant's E Mail address.	
Applicant's E Mail address:	
0101155	
SIGNED:	
DATED:	

This form fully completed, signed and dated should be returned to:

POWYS STANDARDS COMMITTEE / COMMUNITY SUB-COMMITTEE

APPLICATION FOR DISPENSATION BY MEMBER WITH PREJUDICIAL INTEREST

I, Councillor Vivian Peter Games Crickhowell Town COUNCIL_	of				
nereby apply to the Powys Standards Committee/Community Sub-Committee for a Dispensation to participate, as described in Section 1 below, in that business of the Council described in Section 2 below notwithstanding that I have the Prejudicial Interest(s) detailed in Section 3 below.					
I make this application on the ground(s) set ou submit apply because of the reasons detailed i					
SECTION 1					
How you wish to participate – please tick all re	levant categories below:				
Attend a meeting	x				
Speak at a meeting x					
Vote at a meeting x					
Seek to influence a decision on a matter x					
Make written representations x					
Make oral representations	х				

SECTION 2

- (A) Describe in the box below:
 - i) the business in which you wish to participate;

Exercise Board functions (County Councillor only)

- ii) how your Council will deal with the matter;
- iii) how many Members there are on your Council;
- iv) what meetings will be held to consider it, when and where they will be held; and
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- i) Discussions in respect of Salt Sites 072, 073 & 061 of the BBNPA LDP which are 3 fields, 1 in front and 2 behind my home.
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- iii) 12 (8 at present as there are 4 Casual Vacancies)
- iv) Regular monthly meetings of the Crickhowell Town Council Planning and Full Council and Burial Board and Finance Meetings of which there are three a vear.
- v) Town Councillors maybe County Councillor John Morris
- (B) If the business relates to or affects an organisation(s) please detail below:

Brecon Beacons National Park Planning

- how were you appointed to that organisation (i.e. by appointment by the Town or Community Council or by other means), and Initially co opted then by appointment to town council through election process May 2012
- o what is the nature of the business:
 - A Funding
 - B Planning applications, building improvement/changes
 - C Licencees liquor/entertainment
 - D Land
 - E Management/operation of the organisation
 - F General matters

Access committee of BBNP nominated by the Town Council				
E&F				
(C) Is the organisation a registered charity? If so, are you a Trustee of the charity?				
N/A				

Detail the PREJUDICIAL interest(s) you have in the business referred to in Section 2 above. Please refer to the attached Guidance Notes (Attached) and include the relevant category reference e.g. C.4 if the matter concerns a good friend of yours who stands to benefit as a result of a decision on the matter.

SECTION 3

(e.4) The interest is common to the Member and a significant proportion of the general public; The Three Fields detailed above surround my home, the relationship with the owner and owners family has not been amicable recently, many of the residents of Llangenny Lane and surrounding area are not happy with the owner and his agent putting the land forward as alternative sites when the BBNPA rejected them in the first round and as Town Councillor are looking to me to do something.

Crickhowell Town Council have also discussing purchasing the fields in front of my home for a Cemetery,

SECTION 4

Set out the GROUND(S) upon which you rely by placing a tick in the right hand column against the relevant category/ies below.

Eligible Applicant		Ground		
County Councillors and Town and Community Councillors	(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;	Speak and Vote Speak only	-
County Councillors only	(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;	Speak and Vote Speak only	-
County Councillors only	(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.	Speak and Vote Speak only	-
County Councillors and Town and Community Councillors	(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;	Speak and Vote Speak only	- x
County Councillors and Town and Community Councillors	(e)	The interest is common to the Member and a significant proportion of the general public;	Speak and Vote Speak only	- X
County Councillors and Town and Community Councillors	(f)	The participation of the Member in the business to which the interest relates is justified by the Member's particular role or expertise;	Speak and Vote Speak only	- X
County Councillors only	(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.	Speak and Vote Speak only	-
County Councillors and Town and Community	(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	Speak only	

Councillors		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		
County Councillors and Town and Community Councillors	(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.	Speak a Vote Speak o	- X
SECTION 5				

Detail in full the reasons why you submit the grounds selected in Section 4 apply in the case of your application and justify the grant of the dispensation you seek

I reside at a property addressed Llangenny Lane Crickhowell Powys nominated Salt sites are titled land at Llangenny lane Crickhowell.

The Three Fields detailed above surround my home, the relationship with the owner and owners family has not been amicable recently, many of the residents of Llangenny Lane and surrounding area are not happy with the owner and his agent putting the land forward as alternative sites when the BBNPA rejected them in the first round and as Town Councillor are looking to me to do something.

Crickhowell Town Council have also discussing purchasing the fields in front of my home for a Cemetery,

Applicant's home address:	
Applicant's telephone number:	
Applicant's fax number:	
Applicant's E Mail address:	
SIGNED:	
DATED:	

This form fully completed, signed and dated should be returned to:

POWY STANDARDS COMMITTEE COMMUNITY SUB-COMMITTEE

APPLICATION FOR DISPENSATION BY MEMBER WITH PREJUDICIAL INTEREST

I, Councillor	GOWARD	NARRO	ROVAH
of RHAY	AVER W	7) . \ X	AAHMAH
Hereby apply to	the Powys Standa	rds Committee	
Aguinities IOI 6	a Disuelisation to h	articinate ee	January In the second second
below, in that b	Usiness of the Cou	ncil dosoribad	in Section 2 below
notwithstanding	that I have the Br	nich descriped	in Section 2 below
3 below.	and indestile Life	slugiciai ilitele	of Section 2 below st(s) detailed in Section
Which I submit	lication on the grou	ind(s) set out i	n Section 4 below
winding a month	apply because of th	ne reasons deta	n Section 4 below ailed in Section 5 below.
SECTION 1			
	II wich to norticina		
column against	the relevant catego	te by placing a Pry below	tick in the right hand

Attend a meeting	
Speak at a meeting	
Vote at a meeting	
Seek to influence a decision on a matter	V
Make written representations	
Make oral representations	
Exercise Board functions (County Councillor only)	

SECTION 2

Describe in the box below the business in which you wish to participate including details of how your Council will deal with the matter, what meetings will be held to consider it, when and where they will be held and those taking part.

Comments ren by Renougader toron
Conneil at the weinglood.
Rhowader To 50
Rhayader Town Council montry
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Detail the PREJUDICIAL interest(s) you have in the business referred to in Section 2 above. Please refer to the attached Guidance Notes and include the relevant category reference e.g. C.4 if the matter concerns a good friend of yours who stands to benefit as a result of a decision on the matter.

Plot horder, in the above mentsoned autotaants.
I am an alected town Connaillar.

SECTION 4 Set out the GROUND(S) upon which you rely by placing a tick in the right hand column against the relevant category/ies below.

Solving Delow.	
(a) No fewer than half of the Members of the relevant Authority or of a committee of the Authority (as the case may be)	
business is to be considered has an interest which relates to that	
(b) No fewer than half of the Members of a leader and cabinet	
Paragraph (d) or (e) also applies to that business and either	
(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	
(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;	<u> </u>
(e) The interest is common to the Member and a significant f) The participation of the general public;	<u></u>
f) The participation of the Member in the business to which the expertise;	
g) The business to which the interest relates is to be considered by no Overview and Scrutiny Committee of the relevant Authority and the Member's interest is not a pecuniary interest.	
n) The business which is to be considered relates to the finances or	
presentative of the relevant Authority and the Member has no	
ot extend to participation in any vote with respect to that business;	

(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.

SECTION 5 Detail in full the reasons why you submit the grounds selected in Section 4 apply in the case of your application and justify the grant of the dispensation you seek

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plor norder with to represent the
met outs of tellan plat harders as
Counts of Khangover Toron Coma?
and in accions an in the
precudes me from dorng so.
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Applicant's home address:	<u> </u>	
RHAMADER		
Powers	656 509	_
Applicant's telephone num	ber: 0/597 8	
Applicant's fax number:		
Applicant's E Mail address		
SIGNED:	·	_
DATED: 18-F-1	2.	

This form fully completed, signed and dated should be returned to

POWY STANDARDS COMMITTEE COMMUNITY SUB-COMMITTEE

APPLICATION FOR DISPENSATION BY MEMBER WITH PREJUDICIAL INTEREST

I, Councillor ELZABETH LEE PRICE
of AMAYADER & COMBAUDOWR TOWN COUNCIL
Hereby apply to the Powys Standards Committee/Community SubCommittee for a Dispensation to participate, as described in Section 1
below, in that business of the Council described in Section 2 below
notwithstanding that I have the Prejudicial Interest(s) detailed in Section
3 below.

I make this application on the ground(s) set out in Section 4 below which I submit apply because of the reasons detailed in Section 5 below.

SECTION 1 Indicate how you wish to participate by placing a tick in the right hand column against the relevant category below

Attend a meeting		<u> </u>
Speak at a meeting	V	<u> </u>
Vote at a meeting		 -
Seek to influence a decision on a matter		
Make written representations	 -	
Make oral representations		
Exercise Board functions (County Councillor only)		

SECTION 2

Describe in the box below the business in which you wish to participate including details of how your Council will deal with the matter, what meetings will be held to consider it, when and where they will be held and those taking part.

I wish to participate in an	matters relating to the
allotments in Rhayader. I wish	. to firm part of a
Evayader Town Council - Sub-Co and take part in all matters cancer	mmiltee of the allotments

Detail the PREJUDICIAL interest(s) you have in the business referred to in Section 2 above. Please refer to the attached Guidance Notes and include the relevant category reference e.g. C.4 if the matter concerns a good friend of yours who stands to benefit as a result of a decision on the matter.

My husband 1	hus	۵	plot	<i>6</i> N	the	khayadei	and monts.

SECTION 4 Set out the GROUND(S) upon which you rely by placing a tick in the right hand column against the relevant category/ies below.

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1020

(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.	
SECTION 5	
Detail in full the reasons why you submit the grounds selected in	
Section 4 apply in the case of your application and justify the grant of the dispensation you seek	
•	
Applicant's home address:	
·· ———	
PHAMADER	
POWYS - LD6 5PL	
Applicant's telephone number:	
•	
Applicant's fax number:	
Applicant's E Mail address:	
\cdot	
• •	
SIGNED:	
SIGNED:	
DATED: 22nd August 2012.	

This form fully completed, signed and dated should be returned to

POWY STANDARDS COMMITTEE COMMUNITY SUB-COMMITTEE

APPLICATION FOR DISPENSATION BY MEMBER WITH PREJUDICIAL INTEREST

1, Councillor gILLIAN MARGARET WILLIAMI

column against the relevant category below

3 below.

SECTION 1

Attend a meeting
Speak at a meeting

of I CASTLE ROAD RHAYADER, POWYS COUNCIL

Hereby apply to the Powys Standards Committee/Community Sub-Committee for a Dispensation to participate, as described in Section 1 below, in that business of the Council described in Section 2 below notwithstanding that I have the Prejudicial Interest(s) detailed in Section

I make this application on the ground(s) set out in Section 4 below

which I submit apply because of the reasons detailed in Section 5 below.

Indicate how you wish to participate by placing a tick in the right hand

matter Make written representations	
Make oral representations Exercise Board functions (County Councillor only)	
ncluding details of how your Counc meetings will be held to consider it, and those taking part.	ess in which you wish to participate it will deal with the matter, what when and where they will be held aroung.
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When the alletments on	discursed.

Detail the PREJUDICIAL interest(s) you have in the business referred to in Section 2 above. Please refer to the attached Guidance Notes and include the relevant category reference e.g. C.4 if the matter concerns a good friend of yours who stands to benefit as a result of a decision on the matter.

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SECTION 4 Set out the GROUND(S) upon which you rely by placing a tick in the right hand column against the relevant category/ies below.

(a) No fewer than half of the Members of the relevant Authority or of	
a committee of the Authority (as the case may be) by which the	
business is to be considered has an interest which relates to that	
business;	
(b) No fewer than half of the Members of a leader and cabinet	
executive of the relevant Authority by which the business is to be	
considered has an interest which relates to that business and either	
Paragraph (d) or (e) also applies;	i
(c) In the case of a County or County Borough Council, the inability	
of the Member to participate would upset the political balance of the	
relevant Authority or of the committee of the Authority by which the	
business is to be considered to such an extent that the outcome	
would be likely to be affected.	
(d) The nature of the Member's interest is such that the Member's	
participation in the business to which the interest relates would not	_
damage public confidence in the conduct of the relevant Authority's	
business;	
(e) The interest is common to the Member and a significant	
proportion of the general public;	
(f) The participation of the Member in the business to which the	
interest relates is justified by the Member's particular role or	
expertise;	
(g) The business to which the interest relates is to be considered by	
an Overview and Scrutiny Committee of the relevant Authority and	مهمطران
the Member's interest is not a pecuniary interest.	10
(h) The business which is to be considered relates to the finances or	
1 > 7	
property of a voluntary organisation of whose Management	
Committee or Board the Member is a Member otherwise than as a	
representative of the relevant Authority and the Member has no	
other interest in that business provided that any dispensation shall	
not extend to participation in any vote with respect to that business;	
or	

(i) It appears to the committee to be in the interests of the inhabitants of the area of the relevant Authority that the disability should be removed provided that written notification of the grant of the dispensation is given to the National Assembly for Wales within seven days in such manner as it may specify.

SECTION 5
Detail in full the reasons why you submit the grounds selected in Section 4 apply in the case of your application and justify the grant of the dispensation you seek

I wish to posticipalo when the allotments are discussed

Applicant's home address:	
Rhayader. Powys	
LDE 5BA	
Applicant's telephone number:	
Applicant's fax number:	
Applicant's E Mail address:	·
SIGNED:	
DATED: 20 M August 2012	

This form fully completed, signed and dated should be returned to

Application by	Councillors G.M. Williams, E.L. Price, E. Narborough.	
Council	Rhayader Town Council	
Involvement With	(i) Matters relating to Weirglodd Allotments, Rhayader.	
Business To Be Considered	Land; Management / Operation of the Allotments site; and General Matters	
Background	The Town Council has an Allotments Sub-Committee of 5 councillors. Three of those councillors have applied for a dispensation as 2 are plot holders and 1 has a husband who is a plot holder. The Sub-Committee does not have any delegated powers and decisions including the setting of fees for the rental of plots are taken by the full Council itself of 14 Councillors. The applicants are seeking a dispensation to: (i) Attend a meeting (ii) Speak at a meeting (iii) Vote at a meeting (iv) Seek to influence a decision on a matter (v) Make written representations (vi) Make oral representations	
STEP 1 Personal Interest(s) under paragraph 10 of the Code.	The 3 councillors have a personal interest in relation to matters relating to the allotments under paragraphs 10(2)(c)(i)(aa) of the Code: "You must regard yourself as having a personal interest in any business of your authority if a decision upon it might reasonably be regarded as affecting 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 to a greater extent than the majority of in the case of any 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"	
STEP 2 Exemptions under paragraph 12 (2) & (3) of the Code.	None of the exemptions in Paragraph 12(2) would apply in relation to the personal interests. In relation to non-financial matters the Sub-Committee similarly needs to consider the application as detailed in step 3 below.	
STEP 3 Application of	Financial and Non-Financial.	
"public perception" test under paragraph 12 (1) of the Code.	In applying the Paragraph 12(1) test in relation to financial and non-financial type business involving the allotments it is suggested that the Sub-Committee approach the issue in this way i.e. to ask itself:	
	"Is it reasonable to suppose that the public perception would regard the Councillor's personal interest, as so significant that whenever a proposal regarding the allotments was discussed at	

the Town Council the potential conflict of interest would be so significant as to be likely to prejudice his / her judgement of the public interest in performing his / her role as a Town Councillor?" It is difficult to conclude that the Sub-Committee would answer this question otherwise than in the affirmative i.e. that a prejudicial interest would exist in this situation, unless the business under discussion involving the allotments is of such a nature that it would be categorised as trivial, insignificant or uncontentious. STEP 4 Ground(s) on The Sub-Committee is required to consider a dispensation in which dispensation relation to matters concerning the allotments other than could be granted business which would be of such a nature that it would be categorised as trivial, insignificant or uncontentious. In relation to the personal interests the ground which could be considered would be grounds (d) and (f), namely: (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. This ground enables the grant of dispensation to speak and vote or to speak only. (f) the participation of the member in the business to which the interest relates is justified by the Member's particular role or expertise. This ground enables the grant of dispensation to speak and vote or to speak only. STEP 5 Determine the The applicants have requested a dispensation to attend meetings of the Town Council, to speak, vote, make written and application:oral representations on matters relating to Rhayader allotments. (i) Refuse (ii) Approve:-In relation to non-financial matters relating to Rhayader (a) attend allotments the Sub-Committee is requested to consider a (b) speak dispensation under grounds (d) and (f) of the 2001 Regulations (c) vote which would result in the Councillors being eligible to speak and (d) exercise Board / or vote on such non-financial matters which were not otherwise categorised as trivial, insignificant or uncontentious Function (e) seek to influence (f) make written In the event of the Sub-Committee granting a dispensation it would also need to consider whether that dispensation should communications (a) make oral be limited to exclude the regulatory type matters set out in representations Paragraph 12(3) of the Code. The Sub-Committee is reminded that at a previous meeting it was decided in another case not to grant a dispensation in respect of regulatory type matters. In relation to financial matters such as the cost of renting a plot **RECOMMENDATION:**

these matters are determined by the Council itself and the Sub-Committee might consider that it would damage public confidence if councillors who were plot holders / had relatives with plots were allowed to speak and vote on matters relating to financial matters which directly affect them. The Sub-Committee in the past has not granted such a dispensation and it is suggested that the Sub-Committee should continue this practice.

In relation to non-financial business it is suggested that it would not damage public confidence if the councillors were granted a dispensation to speak and vote on all matters relating to Rhayader allotments. Therefore they should be granted a dispensation under paragraphs (d) and (f).

The dispensation would not apply to any regulatory type matters i.e. planning or licensing matters.

POWY STANDARDS COMMITTEE **COMMUNITY SUB-COMMITTEE**

1 1 JUL 2012

APPLICATION FOR DISPENSATION BY MEMBER WITH PREJUDICIAL INTEREST

Hereby apply to the Powys Standards Committee/Community Sub-Committee for a Dispensation to participate, as described in Section 1 below, in that business of the Council described in Section 2 below notwithstanding that I have the Prejudicial Interest(s) detailed in Section

I, Councillor M. MORGAM LLOYD OF RHAYADER TOWN

3 below.

I make this application on the ground(s) set out in Section 4 below which I submit apply because of the reasons detailed in Section 5 below.				
SECTION 1 Indicate how you wish to participate column against the relevant categor	hy placing a tiel in the state of			
Attend a meeting				
Speak at a meeting				
Vote at a meeting				
Seek to influence a decision on a matter				
Make written representations				
Make oral representations				
Exercise Board functions (County Councillor only)				
Describe in the box below the busine including details of how your Councimeetings will be held to consider it, and those taking part.	when and where they will be held			
Franse with Pours	yackr Town Cemetery C/C			
Taking Part - Town Co.	uncellors			
and Pour	c/cofficials			

Detail the PREJUDICIAL interest(s) you have in the business referred to in Section 2 above. Please refer to the attached Guidance Notes and include the relevant category reference e.g. C.4 if the matter concerns a good friend of yours who stands to benefit as a result of a decision on the matter.

As a Funeral Director	I use the Cometeny.

SECTION 4 Set out the GROUND(S) upon which you rely by placing a tick in the right hand column against the relevant category/ies below.

 (a) No fewer than half of the Members of the relevant Authority or of a committee of the Authority (as the case may be) by which the business is to be considered has an interest which relates to that business; (b) No fewer than half of the Members of a leader and cabinet executive of the relevant Authority by which the business is to be considered has an interest which relates to that business and either Paragraph (d) or (e) also applies; (c) In the case of a County or County Borough Council, the inability of the Member to participate would upset the political balance of the relevant Authority or of the committee of the Authority by which the business is to be considered to such an extent that the outcome 	
would be likely to be affected. (d) The nature of the Member's interest is such that the Member's participation in the business to which the interest relates would not damage public confidence in the conduct of the relevant Authority's business; (e) The interest is common to the Member and a significant proportion of the general public; (f) The participation of the Member in the text of the first that the outcome	
expertise; (g) The business to which the interest relates is to be considered by the Member's particular role or an Overview and Scrutiny Committee of the relevant Authority and the Member's interest is not a popular time.	V
ch) The business which is to be considered relates to the finances or coroperty of a voluntary organisation of whose Management Committee or Board the Member is a Member otherwise than as a epresentative 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;	

(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.

SECTION 5

Detail in full the reasons why you submit the grounds selected in Section 4 apply in the case of your application and justify the grant of the dispensation you seek

My Knowledge of Rhayade Town Cemetery would be beneficial to Rhayade Town Council and Pourys County Council.

Applicant's home address:			
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	^		
Applicant's telephone numbe	ər:		
Applicant's fax number:			
Applicant's E Mail address:_)	·	- <u>-</u>
SIGNED:	٨		
DATED: 9th July	2012		

This form fully completed, signed and dated should be returned to

Application by	Councillor M. Lloyd		
Council	Rhayader Town Council		
Involvement With	(i) Matters relating to Rhayader Cemetery		
Business To Be	Land; Management / Operation of the Cemetery site; and		
Considered	General Matters		
Background	Councillor Lloyd owns a funeral business based in Rhayader and Llandrindod Wells. Rhayader Cemetery is one of the main cemeteries used by the business.		
	The land for Rhayader Cemetery is built on rock and the availability of plots where rock is not close to the surface and where double depth plots are available are reducing quickly. There is some additional land which could be utilised for single depth burials only but this is not suitable for the demands of customers.		
	The County Council which owns the land is therefore proposing undertaking works to the available land to increase the availability of double depth plots. However the project is currently delayed due to ongoing discussions regarding the granting of permissions for access to the site.		
	The Town Council has indicated that it wishes Councillor Lloyd to be involved in this project due to his knowledge and experience of using the cemetery in meetings with County Council officers both with the Town Council and on site. The Town Council also would wish to have available to them Councillor Lloyd's knowledge and experience to advise the Council when they are discussing this matter.		
	The applicant is seeking a dispensation to: (i) Attend a meeting (ii) Speak at a meeting (iii) Vote at Meetings		
STEP 1 Personal Interest(s) under paragraph 10 of the Code.	Councillor Lloyd has a personal interest in relation to matters relating to his business under paragraphs 10(2)(a)(i) and 10(2)(c)(i)(aa) and 10(2)(c)(ii)(aa) of the Code:		
	"You must regard yourself as having a personal interest in any business of your authority if it relates to, or is likely to affect any employment or business carried on by you."		
	"(iaa) You must regard yourself as having a personal interest in any business of your authority if a decision upon it might reasonably be regarded as affecting 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 to a greater extent than the majority of in the case of any 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."		

	"(iiaa) You must regard yourself as having a personal interest in any business of your authority if a decision upon it might reasonably be regarded as affecting any employment or business carried out by persons as described in 10(2)(c)(i), to a greater extent than the majority of in the case of any 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."
STEP 2 Exemptions under paragraph 12 (2) & (3) of the Code.	In relation to Councillor Lloyd and his business, only the exemption in Paragraph 12(2)(c) would apply in relation to the personal interests if the Town Council provided funding towards the cemetery. However the Council's Environmental Health Section has confirmed that the County Council receives no financial contribution towards the Cemetery from the Town Council. The above exemption does not apply if the business relates to the determination of an approval, consent, licence, permission or registration.
	In relation to financial and non-financial matters the Sub- Committee similarly needs to consider the application as detailed in step 3 below.
STEP 3 Application of	Financial and Non-Financial.
"public perception" test under paragraph 12 (1) of the Code.	In applying the Paragraph 12(1) test in relation to financial and non-financial type business involving the Cemetery it is suggested that the Sub-Committee approach the issue in this way i.e. to ask itself:
	"Is it reasonable to suppose that the public perception would regard the Councillor's personal interest, as so significant that whenever a proposal regarding the cemetery was discussed at the Town Council the potential conflict of interest would be so significant as to be likely to prejudice his / her judgement of the public interest in performing his / her role as a Town Councillor?"
	It is difficult to conclude that the Sub-Committee would answer this question otherwise than in the affirmative i.e. that a prejudicial interest would exist in this situation, unless the business under discussion involving the organisation(s) is of such a nature that it would be categorised as trivial, insignificant or uncontentious.
STEP 4 Ground(s) on which dispensation could be granted	The Sub-Committee is required to consider a dispensation in relation to financial and non-financial matters concerning the Cemetery other than business which would be of such a nature that it would be categorised as trivial, insignificant or uncontentious.

In relation to the Councillor's business the ground which could be considered for matters not relating directly to his business would be grounds (d) and (f), namely: (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. This ground enables the grant of dispensation to speak and vote or to speak only. (f) the participation of the member in the business to which the interest relates is justified by the Member's particular role or expertise. This ground enables the grant of dispensation to speak and vote or to speak only. The applicant has requested a dispensation to attend meetings STEP 5 Determine the of the Town Council, to speak, vote, on a matter relating to application:-Rhayader Cemetery. (i) Refuse (ii) Approve:-However in relation to financial and non-financial matters (a) attend relating to Rhayader Cemetery the Sub-Committee is requested to consider a dispensation under grounds (d) and (f) of the 2001 (b) speak Regulations which would result in the Councillor being eligible (c) vote (d) exercise Board to speak and / or vote on such matters which were not Function otherwise categorised as trivial, insignificant or uncontentious (e) seek to influence (f) make written In the event of the Sub-Committee granting a dispensation it communications would also need to consider whether that dispensation should (g) make oral be limited to exclude the regulatory type matters set out in representations Paragraph 12(3) of the Code. The Sub-Committee is reminded that at a previous meeting it was decided in another case not to grant a dispensation in respect of regulatory type matters. **RECOMMENDATION:** In relation to Councillor Lloyd's business it is suggested that it would not damage public confidence if Councillor Lloyd were granted a dispensation to speak and vote on all matters relating to Rhayader Cemetery. Therefore he should be granted a dispensation under paragraphs (d) and (f). The dispensation would not apply to any regulatory type matters i.e. planning or licensing matters.

POWYS STANDARDS COMMITTEE / COMMUNITY SUB-COMMITTEE

APPLICATION FOR DISPENSATION BY MEMBER WITH PREJUDICIAL INTEREST

I, Councillor_	_Gareth William R	Ratcliffe	
ofPowys C	County Council		_

hereby apply to the Powys Standards Committee/Community Sub-Committee for a Dispensation to participate, as described in Section 1 below, in that business of the Council described in Section 2 below notwithstanding that I have the Prejudicial Interest(s) detailed in Section 3 below.

I make this application on the ground(s) set out in Section 4 below which I submit apply because of the reasons detailed in Section 5 below.

SECTION 1

How you wish to participate – please tick all relevant categories below:

Attend a meeting	
Speak at a meeting	X
Vote at a meeting	
Seek to influence a decision on a matter	
Make written representations	
Make oral representations	
Exercise Board functions (County Councillor only)	

SECTION 2

- (A) Describe in the box below:
 - i) the business in which you wish to participate;
 - ii) how your Council will deal with the matter;
 - iii) how many Members there are on your Council;
 - iv) what meetings will be held to consider it, when and where they will be held; and
 - v) those taking part.

School modernisation programme in so far as relation to the Gwernyfed Catchment
and the provision of a new primary school in Hay on Wye.

- (B) If the business relates to or affects an organisation(s) please detail below:
 - o how were you appointed to that organisation (i.e. by appointment by the Town or Community Council or by other means), and

- o what is the nature of the business:
 - A Funding
 - B Planning applications, building improvement/changes
 - C Licencees liquor/entertainment
 - D Land
 - E Management/operation of the organisation
 - F General matters

Not Applicable		

(C) Is the organisation a registered charity? If so, are you a Trustee of the charity?

Former Trustee of Hay and District sports and community association (HDSCA)

SECTION 3

Detail the PREJUDICIAL interest(s) you have in the business referred to in Section 2 above. Please refer to the attached Guidance Notes (Attached) and include the relevant category reference e.g C.4 if the matter concerns a good friend of yours who stands to benefit as a result of a decision on the matter.

A developer has approached Powys County Council with a proposal that in return for a council conveying existing school site in Hay on Wye to them in return they will build a new school on a site currently owned and controlled by HDSCA. It would be the developer's intention to develop the existing school site as a supermarket.

My interest arises from the fact I am a former trustee of HDSCA and my father in-law is the chair of HDSCA. I also own and run a take-away business in Hay on Wye and it clearly may be affected if a supermarket is built in Hay

Set out the GROUND(S) upon which you rely by placing a tick in the right hand column against the relevant category/ies below.

Eligible Applicant	Ground		
County Councillors and Town and Community Councillors	(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;	Speak and Vote Speak only	-
County Councillors only	(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;	Speak and Vote Speak only	-
County Councillors only	(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.	Speak and Vote Speak only	-
County Councillors and Town and Community Councillors	(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;	Speak and Vote Speak only	X
County Councillors and Town and Community Councillors	(e) The interest is common to the Member and a significant proportion of the general public;	Speak and Vote Speak only	-
County Councillors and Town and Community Councillors	(f) The participation of the Member in the business to which the interest relates is justified by the Member's particular role or expertise;	Speak and Vote Speak only	X
County Councillors only	(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.	Speak and Vote Speak only	-
County Councillors and Town and Community Councillors	(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	Speak only	
County Councillors and Town and Community Councillors	(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.	Speak and Vote Speak only	-

Detail in full the reasons why you submit the grounds selected in Section 4 apply in the case of your application and justify the grant of the dispensation you seek

I am the elected member for Hay on Wye on Powys County Council and my electorate would expect me to represent their views at meetings. I have a considerable knowledge on this matter both as local member and as a former member of HDSCA.

I am applying for a dispensation to speak and not vote and expect if a dispensation is granted I will speak then leave the room.

Applicant's home address:	14 Warren Close Hay on Wye Hereford HR3 5EL
Applicant's telephone number:	07974353121
Applicant's fax number:	
Applicant's E Mail address:	

SIGNED:	 		
DATED:			

This form fully completed, signed and dated should be returned to:

Mrs Elizabeth Patterson, Committee Clerk, Legal, Scrutiny and Democratic Services, County Hall, Llandrindod Wells, Powys, LD1 5LG.

Tel No: 01597 826980 Fax No: 01597 826220

E-Mail: Elizabeth.patterson@powys.gov.uk

From whom further information and advice may be obtained.