

# Public Document Pack

## County Council

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Meeting Venue  
**By Teams**

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Meeting date  
**Thursday, 24 September 2020**

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Meeting time  
**2.00 pm**

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For further information please contact  
**Stephen Boyd**  
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County Hall  
Llandrindod Wells  
Powys  
LD1 5LG

18 September 2020

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Mae croeso i chi siarad yn Gymraeg neu yn Saesneg yn y cyfarfod, a bydd gwasanaeth cyfieithu ar y pryd ar gael.  
You are welcome to speak Welsh or English in the meeting, and a simultaneous translation service will be provided.

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### AGENDA

<b>1.</b>	<b>APOLOGIES</b>
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To receive apologies for absence.

<b>2.</b>	<b>MINUTES</b>
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To authorise the Chair to sign the minutes of the last meeting held on 30 July 2020 as a correct record.  
(Pages 7 - 34)

<b>3.</b>	<b>DECLARATIONS OF INTEREST</b>
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To receive any declarations of interest from Members relating to items to be considered on the agenda.

<b>4.</b>	<b>CHAIR'S ANNOUNCEMENTS</b>
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To receive any announcements from the Chair of Council.

<b>5.</b>	<b>LEADER'S ANNOUNCEMENTS</b>
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To receive any announcements from the Leader.

<b>6.</b>	<b>CHIEF EXECUTIVE'S BRIEFING</b>
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To receive a briefing from the Chief Executive.

<b>7.</b>	<b>DIRECTOR SOCIAL SERVICES ANNUAL REPORT</b>
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To receive and consider the annual report of the Director of Social Services.  
(To Follow)

<b>8.</b>	<b>AMENDMENT TO THE TERMS OF REFERENCE OF THE POWYS LOCAL PENSION BOARD</b>
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To consider a report by County Councillor Aled Davies, Portfolio Holder for Finance, Countryside and Transport.  
(Pages 35 - 50)

<b>9.</b>	<b>NOTICE OF MOTION - DECLARATION OF A CLIMATE EMERGENCY AND CALL TO ACTION ON LOCAL ENERGY</b>
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This Council notes the IPPC Panel report on Global warming predicts severe impacts to health, home and environment, with the severe floods of October 2019 and February 2020 endangering Powys communities, clearly demonstrating that we are ill prepared for the challenges we face as a Council.

This Council notes that by declaring a climate emergency, councils are demonstrating their collective leadership and signifying the urgency which, as a publicly accountable body, they place on tackling climate change and decarbonising the economy as required by The Environment (Wales) Act 2016.

This Council notes that by supporting the Local Electricity Bill the council will remove the barriers to local energy supply, and could lead by example in reducing its corporate carbon footprint by using our farm estate to become a local renewable electricity provider, whilst also supporting communities to find innovative ways to reduce their carbon footprint and invest in, and support, their community facilities.

This Council notes Fay Jones' MP commitment to the cross-party effort to have the Local Electricity Bill passed into law, helping Councils kick-start a local energy revolution which has the potential to reduce Powys' carbon footprint once and for all whilst distributing the benefits to local communities perpetually.

**This Council therefore resolves to:**

1. Join with other councils across Wales in declaring a Climate Emergency
2. Support the implementation of Prosperity for All: A Low Carbon Wales (March 2019) to make Powys County Council a net zero carbon local authority by 2030.
3. Request the Leader to consider assigning roles within the cabinet to lead on Climate Change mitigation and to actively engage with all members and stakeholders by: A. setting up a cross-party working group and, B. establishing a

Powys-wide multi-stakeholder group, to develop a baseline picture @2020 and bring forward a strategy and action plan @2021 for a truly sustainable Powys.

4. Support our MPs to ensure the Local Electricity Bill succeeds in an Adjournment Debate to encourage and enable the local supply of electricity and facilitate more resilient Powys communities.

5. Ask Welsh and UK Governments to provide the necessary support and resources to enable effective carbon reductions and transition to a green Powys economy.

Proposed by Cllr Jake Berriman

Seconded by Cllr Jackie Charlton

**The following motion is only to be debated in the event of the previous motion falling as the Proposer has agreed to withdraw this motion if the previous motion is passed.**

<b>10.</b>	<b>NOTICE OF MOTION - CARBON EMISSIONS</b>
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That this council will endeavour to reduce its carbon emissions to net zero, in line with the Welsh Government target of 2030 and, call upon the Welsh Government to provide adequate support and resources to achieve this target.

That this council, with the assistance of the appropriate portfolio holder, newly appointed climate change officer and climate change working group, builds on the achievements to date and develop a working strategy and associated action plans to achieve this target.

That this council reviews all relevant policies, strategies and plans, to include its corporate plan and local development plan, to support the achievement of this target.

That this council, together with appropriate support and resources from the Welsh Government, works with partners, other local authorities and organisations to help develop and implement best working practices to limit global warming and, publicise this declaration of a climate emergency.

That this council promotes and publishes best working practices in limiting global warming whilst encouraging residents and businesses to take their own suitable actions to also reduce their carbon emissions in line with the Welsh Government target of 2030.

Proposed by Cllr Iain McIntosh

Seconded by Cllr Lucy Roberts

<b>11.</b>	<b>NOTICE OF MOTION - HOLIDAY HOMES</b>
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Powys has circa 1262 holiday/second homes within the Council Tax list paying the current premium of 50% which generates circa £700k.

In view of the huge social concern about the effect of high numbers of such properties in many communities Council calls:

- for the current premium to be increased to 75% in the next financial year thus generating an extra circa 350k for the authority
- and for the authority to work with other rural authorities through the WLGA to ensure that Welsh Government and Valuation Office have a consistency of approach in assessing Business Rates applications for such properties in that they have to be let for 140 days in order to have a genuine business.

Proposed by Cllr Elwyn Vaughan  
Seconded by Cllr Bryn Davies

<b>12. NOTICE OF MOTION - SPEED LIMITS IN SMALL TOWNS</b>
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Power over national speed limits was devolved to Wales in 2018.

In 2019, First Minister Mark Drakeford said: ‘Local authorities have to have discretion to retain 30mph zones on key arterial routes, but outside that, and in residential areas, we know that 20mph zones reduce speed of traffic, reduce accidents - particularly accidents to children, and we want to see that become the default position right across Wales.’ Labour AM John Griffiths said there was cross-party support for a policy he felt had many benefits for society. ‘Older people will feel happier if they’re able to walk along the streets with 20mph limits in place and parents will feel much happier in enabling their young people to play outside.’

On 15<sup>th</sup> July this year, the Senedd voted to institute a default 20mph speed limit in residential streets, subject to consultation and final decision, with a target date of 2023 for implementation.

The current guidance document with respect to speed limits is contained in Welsh Assembly Government Circular No 24/2009 **Setting Local Speed Limits in Wales**, dated October 2009. It states *inter alia* that:

- The underlying aim should be to achieve a ‘safe’ distribution of speeds which reflects the function of the road and the impacts on the local community. The needs of vulnerable road users and communities must be fully taken into account.
- The characteristics of the road and the needs of the vulnerable road user should be considered as factors when setting a speed limit.
- The needs of vulnerable road users must be fully taken into account in order to further encourage their mobility and improve their safety. Setting appropriate speed limits is a particularly important element in urban safety management, with significant benefits for pedestrians and cyclists.

Motion:

Council welcomes the recent Senedd vote to introduce a default 20mph speed limit in residential areas from 2023. Recognising that Powys contains a number of small towns of exceptional historic interest where the speed of traffic adversely affects the safety and enjoyment of residents and visitors, Council agrees to:

1. Work collaboratively with communities which wish to assess the potential benefit of, and if appropriate institute, a 20mph speed limit in their town centre area

2. Take full advantage of the opportunities offered in Circular 24/2009, to improve the safety of vulnerable road users and consider the impact of traffic speed limits on communities
3. Demonstrate and evidence proper regard to the needs of road users other than those in motor vehicles (for example, those on foot, on horseback and cyclists) and those with impaired mobility or sensory deprivation when designing and implementing new traffic orders.

Proposed by Cllr Stephen Hayes  
Seconded by Cllr Jackie Charlton

<b>13. QUESTIONS IN ACCORDANCE WITH THE CONSTITUTION</b>
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**13.1. Question to the Portfolio Holder for Environment from County Councillor Gareth Ratcliffe**

Businesses in Hay are overwhelmingly positive about the impact that 2 hours free parking has had on trade throughout the month of August, with some businesses attributing between 20 and 30% increases on last year to the fact that visitors and residents can now park for longer, for free. This has been a hugely successful initiative - thank you very much for doing it. With this in mind and with many businesses also stating they need all the help they can get as we go into the quieter winter months, has PCC done any impact on the free parking for businesses in Powys and how are the council looking support businesses through the winter? Also, in light of the feedback would Powys County Council extend this at least through winter to give businesses the best possible support? It really could make or break things for some businesses in the town and support is vital to ensure we do not have ghost towns in mid Wales come early 2021.

(Pages 51 - 52)

**13.2. Question to the Portfolio Holder for Finance, Countryside and Transport from County Councillor Jeremy Pugh**

Who and which department is responsible for the failure to provide face masks for our young people travelling on Powys school transport to and from schools as they did not arrive at the schools until several days after?

(Pages 53 - 54)

**13.3. Question to the Portfolio Holder for Finance, Countryside and Transport from County Councillor Karen Laurie-Parry**

Am I correct in my understanding that Powys County Council owns 10 Coaches used for Public Transport, that are used by Coach Operators? Having recently travelled on a contracted Coach used for Public Transport, in another Authority, I noticed the coach company itself, was able to advertise its full details on the outside of that particular Authority's Public Transport Coach and inside too, along with other advertisements.

As I am sure, my fellow County Councillors are also trying to identify

means of income generating to support revenue, do we have a Policy of charging for Advertisements on Coaches which we own? If not, could it possibly be a consideration?

(Pages 55 - 56)

**MINUTES OF A MEETING OF THE COUNTY COUNCIL HELD AT BY TEAMS ON  
THURSDAY, 30 JULY 2020**

**PRESENT**

County Councillor B Baynham (Chair)

County Councillors MC Alexander, M Barnes, J Berriman, G Breeze, J Charlton, L V Corfield, K W Curry, A W Davies, B Davies, D E Davies, P Davies, S C Davies, M J Dorrance, E Durrant, D O Evans, J Evans, L Fitzpatrick, L George, J Gibson-Watt, M R Harris, S M Hayes, H Hulme, A Jenner, E A Jones, D R Jones, E Jones, G Jones, J R Jones, E M Jones, M J Jones, D Jones-Poston, F H Jump, K Laurie-Parry, H Lewis, K Lewis, P E Lewis, I McIntosh, S McNicholas, DW Meredith, C Mills, G Morgan, JG Morris, R Powell, WD Powell, D R Price, P C Pritchard, G Pugh, J Pugh, G W Ratcliffe, L Rijnenberg, L Roberts, P Roberts, K M Roberts-Jones, E Roderick, D Rowlands, K S Silk, D Selby, L Skilton, D A Thomas, R G Thomas, T J Van-Rees, E Vaughan, M Weale, A Williams, G I S Williams, D H Williams, J M Williams, R Williams and S L Williams

<b>1.</b>	<b>APOLOGIES</b>
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Apologies for absence were received from County Councillors MC Mackenzie, J Wilkinson and J Williams.

<b>2.</b>	<b>DECLARATIONS OF INTEREST</b>
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All Members had personal, non-prejudicial interests in items 10 and 11 on Members Expenses.

<b>3.</b>	<b>MINUTES</b>
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The Chair was authorised to sign the minutes of the meetings held on 28 February and 5 March 2020 as correct records.

<b>4.</b>	<b>CHAIR'S ANNOUNCEMENTS</b>
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Council paused to remember Sharon Scalon, a member of the Council's adult social care team based in Brecon, who had died of suspected Covid-19.

The Chair thanked all of the voluntary groups that had supported communities in Powys during the pandemic. She reported that she had received messages of appreciation for the welfare calls made to people who had been asked to shield. She also noted the success of the online briefings that had been arranged for members and hoped that this was something that could continue in future.

<b>5.</b>	<b>LEADER'S ANNOUNCEMENTS</b>
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The Leader noted that the Council had kept services running during lockdown and she asked the Chief Executive to pass on thanks to the staff. She expressed

thanks to the Members for the work they had been doing in their wards. During the pandemic the Cabinet had continued to meet regularly in formal meetings and with MPs MSs and Ministers. She had also held regular meetings with group leaders.

She was pleased to note that the Powys Pension Fund had been judged to be one of the best run in the country, ranking 7<sup>th</sup> out of 90. She advised that at the start of lockdown it had been agreed that work would continue on schools transformation and the proposition document for the Mid Wales Growth Deal had been agreed and endorsed by the UK and Welsh Governments and capital funding pledged. Work would now begin on developing projects for the Mid Wales Growth Deal.

<b>6. CHIEF EXECUTIVE'S BRIEFING</b>
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The Chief Executive also acknowledged the work of staff during the pandemic. She paid tribute to the Reverend Ian Charlesworth, Chair of PAVO and member of the Powys Public Service Board who had passed away. She also acknowledged the close working relationship with Powys Teaching Health Board and Dyfed Powys Police during the pandemic. The Council continued to follow Welsh Government advice that staff should work from home if possible. Most of the main administrative offices remained closed or with limited opening. Risk assessments were being carried out in buildings to enable more staff to return. Services remained open to residents with many more available online.

The Chief Executive advised Council that Care Inspectorate Wales would be carrying out monitoring visits over the summer and an improvement conference in October. Estyn would be holding an improvement conference in November.

<b>7. VISION 2025: OUR CORPORATE IMPROVEMENT PLAN ANNUAL PERFORMANCE REPORT 2019-2020 AND STRATEGIC EQUALITY PLAN ANNUAL MONITORING REPORT 2019-2020</b>
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Council considered Vision 2025: Corporate Improvement Plan (CIP) Annual Performance Report 2020 and the Strategic Equality Plan Annual Monitoring Report 2019-2020. The report set out performance during 2019-20 against the Well-being objectives and activities set out in Vision 2025: Our Corporate Improvement Plan.

Based on performance against measures and activities each of the wellbeing objectives was rated using a scale of excellent to poor. Residents & Communities and Making it Happen were rated good, the Economy and Health & Care were rated adequate. Learning & Skills was rated poor due to the critical Estyn report of Schools services. The service was working hard to implement the post inspection action plan and it was expected to be rated higher in next year's report. The plan had been scrutinised with most of the recommendations made by Scrutiny taken on board. Members commended the user-friendly nature of the reports.

The Strategic Equality Plan was incorporated into the Corporate Improvement Plan as equalities needed to be a strong theme running throughout the plan.

The report was moved by the Leader and seconded by County Councillor Rachel Powell and by 63 votes to 1 with 1 abstention it was

**RESOLVED that the content of the Vision 2025: CIP Annual Performance Report 2020 and Strategic Equality Plan Annual Monitoring Report 2019/2020 be noted and approved for publication in line with statutory reporting duties.**

<b>8.</b>	<b>WELSH LANGUAGE STANDARDS ANNUAL REPORT 2019-2020</b>
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Council considered the Welsh Language Standards report for 2019-20. The report outlined work undertaken during 2019-20 to ensure compliance with the Welsh Language Standards under the Welsh Language (Wales) Measure 2011, and performance against the requirements of the Standards. The Portfolio Holder for Adult Social Care and Welsh Language wanted the Council to move far beyond the minimum statutory obligations to develop and strengthen the Welsh language throughout Powys.

The report was moved by County Councillor Myfanwy Alexander and seconded by County Councillor Huw Williams and by 63 votes to 0 it was

**RESOLVED that the contents of the report be noted.**

<b>9.</b>	<b>VIREMENTS</b>
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Council considered a number of capital schemes from leisure services that had been brought forward from future years to be completed early whilst the use of the sites was lower due to Covid 19 restrictions currently in place. In response to questions from members the Portfolio Holder for Finance, Countryside and Transport confirmed that local companies would have the opportunity to bid for this work.

It was moved by County Councillor Aled Davies and seconded by County Councillor Myfanwy Alexander and by 63 votes to 2 with 1 abstention it was

**RESOLVED to approve the release of the £1.59 million from the Schemes awaiting Approval line in the Corporate Budget and bring forward £1.07 million allocated to these schemes in the future years of the capital programme to ensure that these projects can be completed.**

<b>10.</b>	<b>MEMBER ALLOWANCES AND EXPENSES 2019-20</b>
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The Monitoring Officer reminded members that they had a personal and non-prejudicial interest in this item and the following item and that they should complete a declaration of interests form.

Council received details of the allowances and expenses paid to Members and Co-opted Members during the tax year 2019-20, in accordance with the Independent Remuneration Panel for Wales (IRPW) requirements.

It was moved by County Councillor Kath Roberts-Jones and seconded by County Councillor Michael Williams and by 59 votes to 0 with 2 abstentions it was

**RESOLVED that the report be noted.**

<b>11. MEMBERS' SALARIES, ALLOWANCES AND EXPENSES 2020-21</b>
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Council noted the recommendation of the Independent Remuneration Panel for Wales (IRPW) in respect of the amounts to be paid as Basic Salary, Senior Salary and Civic Salaries. The IRPW had decided to award an uplift to the basic salary of £350 (2.52%) to be applied from 1<sup>st</sup> April 2020. Council was asked to consider the allocation of the 18 Senior Salaries.

It was moved by County Councillor Michael Williams and seconded by County Councillor Kath Roberts-Jones and by 58 votes to 1 with 5 abstentions it was

**RESOLVED**

- 1. To approve the recommendation for the allocation of up to 18 Senior Salaries as detailed in section 4.11 of the report.**
- 2. To approve the publication of the Members' Schedule of Remuneration based on this report.**

County Councillor Jeremy Pugh left the meeting at 16.07.

<b>12. RECOMMENDATION FROM THE DEMOCRATIC SERVICES COMMITTEE</b>
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Council considered the recommendation of the Democratic Services Committee to adopt the system of "Formal Questions at Any Time".

It was moved by County Councillor Elwyn Vaughan and seconded by County Councillor Les George and by 62 votes to 0 it was

**RESOLVED**

- 1. That "Formal Questions at Any Time" to Portfolio Holders and Heads of Service be adopted, with Questions at Full Council remaining;**
- 2. the Constitution be amended as set out in Appendix 3 of the report;**
- 3. there should be a further review in 12 months' time.**

<b>13. APPOINTMENTS MADE BY POLITICAL GROUPS AND APPROVED BY THE MONITORING OFFICER</b>
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Council noted the appointments made to outside bodies by political groups and approved by the Monitoring Officer under the general power of delegation granted by Council on 16<sup>th</sup> May 2013:

County Councillor James Evans appointed to the Brecon Beacons National Park Authority by the Conservative Group in place of County Councillor Iain McIntosh.  
County Councillor Gwynfor Thomas appointed to the Mid and West Wales Fire and Rescue Authority by the Conservative Group in place of County Councillor Claire Mills.

<b>14.</b>	<b>POST IMPROVEMENT AND ASSURANCE BOARD ARRANGEMENTS</b>
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The Leader and Chief Executive gave details of the arrangements being put in place as the role of the Improvement and Assurance Board was scaled down in the autumn to enable the Council to effectively manage its own improvement journey and provide assurance to Welsh Government. A Corporate Improvement Board, chaired by the Leader, would be established and there would be sub-groups covering Social Services, Education, Housing and Highways, Transport and Regeneration made up of the relevant Portfolio Holders and Senior Officers supported by independent experts working on a task and finish basis.

There would be an enhanced role for the Scrutiny Committees whose work would be aligned with the transformation programme and there would also be ongoing regular meetings with group leaders.

<b>15.</b>	<b>NOTICE OF MOTION: DECLARATION OF A CLIMATE EMERGENCY AND CALL TO ACTION ON LOCAL ENERGY</b>
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Council debated the notice of motion proposed by County Councillor Jake Berriman and seconded by County Councillor Jackie Charlton:

“This Council notes the IPPC Panel report on Global warming predicts severe impacts to health, home and environment, with the severe floods of October 2019 and February 2020 endangering Powys communities, clearly demonstrating that we are ill prepared for the challenges we face as a Council.

This Council notes that by declaring a climate emergency, councils are demonstrating their collective leadership and signifying the urgency which, as a publicly accountable body, they place on tackling climate change and decarbonising the economy as required by The Environment (Wales) Act 2016.

This Council notes that by supporting the Local Electricity Bill the council will remove the barriers to local energy supply, and could lead by example in reducing its corporate carbon footprint by using our farm estate to become a local renewable electricity provider, whilst also supporting communities to find innovative ways to reduce their carbon footprint and invest in, and support, their community facilities.

This Council notes Fay Jones’ MP commitment to the cross-party effort to have the Local Electricity Bill passed into law, helping Councils kick-start a local energy revolution which has the potential to reduce Powys’ carbon footprint once and for all whilst distributing the benefits to local communities perpetually.

**This Council therefore resolves to:**

1. Join with other councils across Wales in declaring a Climate Emergency
2. Support the implementation of Prosperity for All: A Low Carbon Wales (March 2019) to make Powys County Council a net zero carbon local authority by 2030.
3. Requests the Leader to consider assigning roles within the cabinet to lead on Climate Change mitigation and to actively engage with all members and stakeholders by: A. setting up a cross-party working group and, B. establishing a Powys-wide multi-stakeholder group, to develop a baseline picture @2020 and bring forward a strategy and action plan @2021 for a truly sustainable Powys.
4. Support our MPs to ensure the Local Electricity Bill succeeds in an Adjournment Debate to encourage and enable the local supply of electricity and facilitate more resilient Powys communities.
5. Ask Welsh and UK Governments to provide the necessary support and resources to enable effective carbon reductions and transition to a green Powys economy.”

Some Members argued that the cross-party working group should look at this whilst others argued that this would only lead to a delay. A motion to refer this to the cross-party working group for a report back within 6 months with specific proposals was proposed by County Councillor Amanda Jenner and seconded by County Councillor James Evans. The Chair declared that 28 members voted for Councillor Jenner’s motion and 28 against with 2 abstentions and it was lost on the Chair’s casting vote.

(NB: Since the meeting it has become clear that the correct record of the vote should have been 29 members voted for Councillor Jenner’s motion and 27 against with 2 abstentions.)

Council voted on Councillor Berriman and Councillor Charlton’s notice of motion and by 30 votes for to 20 votes against with 4 abstentions it was

**RESOLVED to**

1. **Join with other councils across Wales in declaring a Climate Emergency**
2. **Support the implementation of Prosperity for All: A Low Carbon Wales (March 2019) to make Powys County Council a net zero carbon local authority by 2030.**
3. **Requests the Leader to consider assigning roles within the cabinet to lead on Climate Change mitigation and to actively engage with all members and stakeholders by: A. setting up a cross-party working group and, B. establishing a Powys-wide multi-stakeholder group, to develop a baseline picture @2020 and bring forward a strategy and action plan @2021 for a truly sustainable Powys.**
4. **Support our MPs to ensure the Local Electricity Bill succeeds in an Adjournment Debate to encourage and**

**enable the local supply of electricity and facilitate more resilient Powys communities.**

- 5. Ask Welsh and UK Governments to provide the necessary support and resources to enable effective carbon reductions and transition to a green Powys economy.**

County Councillor Stephen Hayes abstained having missed part of the debate due to his computer having lost connection during the debate.

<b>16. NOTICE OF MOTION: CAR PARKING CHARGES</b>
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Council considered the notice of motion proposed by County Councillor James Gibson-Watt and seconded by County Councillor William Powell

“In order to support local businesses and help revive the economy in Powys this Council requests that Cabinet considers implementing an initial 1 hour free parking period for all vehicles using all Powys County Council Car Parks, to be reviewed on a 6 monthly basis.

Council also urges the Council’s Leader and Portfolio Holder for Finance to seek financial assistance from the Welsh Government (via the government-funded schemes emerging to support the economy following the outbreak of Covid 19 Coronavirus) for any loss of income resulting from this measure. Failing that Council to support the use of Reserves money from the underspend in the 2019/20 budget year to support any shortfall.”

In moving the motion Councillor Gibson-Watt argued that with the re-emergence of Covid-19 this measure would help people shop locally which would benefit local high streets. The Portfolio Holder for Environment argued that the proposal would hit the service’s finances and that the cross-party parking working group should be allowed to carry out its review.

The motion was lost by 23 votes to 30 with 3 abstentions.

<b>17. NOTICE OF MOTION: IMPACT OF COVID-19 ON YSTRADGYNLAIS</b>
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Council debated the notice of motion proposed by County Councillor Huw Williams and County Councillor Sue McNicholas:

In April 2020, The Centre for Towns published its report, ‘the effect of the COVID-19 pandemic on our towns and cities’. The report focuses on ‘where’ the impact of COVID-19 is most likely to be felt.

This Council notes that Ystradgynlais is ranked as one of the twenty most deprived places in England and Wales according to the Centre for Towns measures.

This Council resolves to establish an urgent ‘Task and Finish’ group with Members, Officers and stakeholders to:

1. Consider the findings of the Centre for Towns report;
2. Develop an economic strategy for Ystradgynlais that focuses on the recovery, support for businesses and skills; and
3. Put in place clearly defined and measurable plans to tackle deprivation and health inequalities.

Councillor Williams called for the establishment of a task and finish group to urgently address the issues of post-industrial deprivation and health inequality highlighted in the Centre for Towns report.

By 35 votes to 7 with 5 abstentions it was

**RESOLVED to establish an urgent 'Task and Finish' group with Members, Officers and stakeholders to:**

1. Consider the findings of the Centre for Towns report;
2. Develop an economic strategy for Ystradgynlais that focuses on the recovery, support for businesses and skills; and
3. Put in place clearly defined and measurable plans to tackle deprivation and health inequalities.

<b>18. QUESTIONS IN ACCORDANCE WITH THE CONSTITUTION</b>
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**18.1. Question to the Portfolio Holder for Corporate Governance & Engagement and the Portfolio Holder for Young People & Culture from County Councillor Gareth Ratcliffe**

**What is Powys County Council doing to acknowledge the Black Lives Matter campaign?**

**Response from the Portfolio Holder for Corporate Governance and Engagement**

The Council has supported employees in a number of ways in relation to the Black Lives Matter (BLM) campaign, as follows:

Communicating an opportunity for employees to join a BLM protest

The Council on 12<sup>th</sup> June promoted an invitation from the Race Council Cymru, BAWSO (an organisation that provides specialist services to BME (Black Minority Ethnic) communities ) and Wales TUC, to all employees, which invited them to take part in a BLM protest which was hosted online on Saturday 13<sup>th</sup> June 2020.

COVID risk assessment

Recognising that people from a BAME (Black, Asian and Minority Ethnic) background are at greater risk of catching COVID-19 and experience a higher risk of death, the Council during June asked the managers of all employees who had self-identified as being from a BAME background to undertake a COVID risk assessment with the employee.

The on-line risk assessment tool used for this was developed by Welsh Government and helps to identify which employees are at more risk from the

impact of COVID. The risk assessment tool is useful for all employees to determine their risk of developing more serious symptoms if they come into contact with the COVID-19 virus. The tool looks at many relevant factors, such as sex, age, health conditions and ethnicity and provides an overall risk rating. Where an employee scores a rating of 4 or above, the manager will support them by exploring and making any necessary adjustments to their work.

Whilst all employees were invited to complete this, managers of staff from a BAME background were asked to support the employee in completing it and to identify any adjustments required in relation to their ongoing health and safety.

Given that not all of the Council's workforce had provided their equalities data when they started with the Council and had not done so since, we also asked all staff during June if they could voluntarily provide their data where missing. Our intention in doing this was to ensure that we could support any further staff who had not previously identified that they are from a BAME background.

### **Response from the Portfolio Holder for Young People and Culture**

Powys County Council is currently reviewing its historical artefacts, monuments and archive collections in light of the Black Lives Matters Campaign, and advice regarding this has been sought from the Culture and Sport Division of Welsh Government, the National Archives, the Federation of Museums & Art Galleries of Wales, and the National Library of Wales.

Officers of the Council are also engaged in debate with museum, archives and arts colleagues across Wales to advance the conversation on structural racism by joining together to explore how we can follow up on recent statements of support with tangible actions to address racial diversity, equity, and inclusive environments.

At Brecknock Museum at y Gaer for example, we will survey the collection for any relevant material; Continue to liaise with the Town Council regarding the Captains Walk plaque and the Picton Plaques, and depending on those discussions create a display case looking at the Black Lives Matters movement and protest in the context of Brecon and the surrounding area. In the long term we want to encourage a BAME audience and educate a white audience about Black History. We need to continue to train staff across the County about diversity and in particular the ability to recognise everyday racism.

Powys Arts Service commissions and works in partnership with a range of arts organisations and providers who commit to the Arts Council of Wales Equality Strategy 'For the Benefit of All'. Furthermore, a commitment to supporting the Arts Council's recently published 10 bold actions will inform current and future collaborative arrangements for delivering arts and cultural activities for communities in Powys. Diversity has long been acknowledged as essential to creative practice and arts production, as has the principle of inclusion, equality and accessibility.

Please be assured that Powys County Council is fully committed to reviewing our historical artefacts and records to ensure they embrace the values of equality, diversity and inclusion. We acknowledge we have much work to do, but as a custodian of the county's history our aim is to promote and share the diverse stories within our collections to raise awareness of racial injustice. The Black Lives Matter protests across the world have reinforced the need for us to undertake this work to ensure we respect history without omitting vital context.

As Councillor Ratcliffe had left the meeting his supplementary question would be submitted under the questions at any time scheme.

**18.2. Question to the Portfolio Holder for Education and Property from County Councillor Sandra Davies**

**The Minister for Education, Kirsty Williams gave Local Authorities the choice of school staff working an extra, fourth week ‘voluntarily’ at the end of July (normal school holiday) and have two weeks holiday in October - or not.**

**Powys County Council is one three LA’s that have agreed to adopt this. Has this Authority considered the impact this will have on young people’s education?**

**The current “Catch Up” system, incorporating social distancing, equates to young people attending school one day a week for face to face teaching for three or four weeks.**

**Other LA’s who have not accepted this system will not have schools open for the fourth week, at the end of July but their schools will be open for a full week in October for all their young people: four extra days of attending school.**

**Response**

Thank you for your questions relating to the four-week end of term that we decided to adopt, following the request from the Minister for Education. You are correct to state that only a few authorities have adopted the approach, but our decision was taken after very serious deliberation.

We engaged heavily with both headteachers and trade unions, along with meetings with chairs of governors, to seek a way forward that would be best for our learners and staff. It is only after these discussions that we came to the view that we should support the Minister’s request, and proceed with making the change to our term dates.

The reasons for our decision were various, but at that time included

- a) Seeking to make good use of school days during a time when the R rate and infections across Wales (outside Anglesey’s hotspot) was at a low point, giving us more certainty than we may have later in the year.
- b) Bringing learners back into carefully-managed school environments after an unprecedented length of detachment from schools, with growing concerns about the mental health and wellbeing of many of our children and young people, and in some cases, concern for colleagues.
- c) Seeking to use this time to help support learners with their wellbeing, but also to build up their skills for what might be a further extended period of distance and blended learning in the next academic year. Many colleagues have expressed concerns particularly about the wellbeing of and support for learners in the current year 10 and year 12. The unpredictability that faces that group for the next year is a serious concern, given the significance of that year in their lives. Our secondary schools are fully committed to supporting them, and could use the additional time in July to help equip them to be the best they can be in

facing the coming months, helping them with planning their work and embedding their skills for further blended learning. During our discussions, headteachers were keen to stress that their examination classes could benefit from maximum time during July so that they could be well-set up for summer working and beyond.

- d) Allocating a two-week half-term holiday in October. In June, when the matter was a very 'live' issue, the statistical modelling suggested that October might be a particularly difficult time in terms of pandemic spread. Our schools could therefore be closed for two weeks in that month, but with pupils better equipped for the next phase of blended learning than they could have imagined back in March, and hopefully our staff having a significant break in what is always a gruelling term.
- e) We also sought the agreement from the Church in Wales directors of education in both diocese covering Powys, the Catholic church director of education and the governing bodies of all voluntary aided and foundation school in line with Section 32A (7) of the Education Act 2002, and they were fully supportive of our decision.

The decision was taken entirely for educational reasons, and given the uncertainty at the time of the decision it was better to use the days that had on offer, and ensure that our learners could be supported to the best of our ability prior to their summer break.

There was no supplementary question.

### **18.3. Question to the Leader from County Councillor Sandra Davies**

**A lot of planning and preparation is currently underway to enable schools to open in September, for young people to return to schools.**

**What date will this Authority resume its routine business and when will the Council office be open to members of the public?**

#### **Response**

The Coronavirus Act 2020 came into effect on 25 March 2020, giving Government emergency powers to deal with the pandemic; this is supplemented by the Health Protection (Coronavirus Restrictions) (Wales) Regulations 2020. Powys County Council's Corporate Business Continuity Plan was invoked on the 18<sup>th</sup> March, enabling Council Services to focus on key activities to respond to Covid-19. The Performance Report for Quarter 1, considered by Cabinet on the 28<sup>th</sup> July, provides a summary of the Council's activities in response to Covid-19 over recent months.

As the Welsh Government has undertaken its 21-day reviews, we have gradually re-opened many of our services, in line with Welsh Government Guidelines. At this time, emergency legislation remains in place. Covid continues to circulate locally, nationally and globally. Whilst schools are reopening, this is being undertaken in accordance with Government guidelines, based on scientific advice from the Welsh Government's Technical Advisory Cell. At this time, Welsh Government advice remains that,

"Workers are only allowed to return to the work place if it is **not** reasonably practicable for them to work from home. For those that

cannot work from home, it is important for employers to establish an initial assessment on whether it is safe for staff to work and where relevant, signpost them to appropriate support organisations”(1)(2).

Whilst we are preparing our buildings to enable staff to return to our offices, this must be planned carefully in accordance to Guidance prepared by Welsh Government and the Health and Safety Executive; this currently requires strict social distancing, hygiene, a risk assessment for each work-space, as well as arrangements to record attendance, in case Contact Tracing may be necessary. We are not therefore currently in a position to publish a date when Council offices will be open to members of the public.

Over 2,000 staff are currently working from home, utilising our investment in digital technology. They are providing a wide range of services, which are available to members of the public through our web-site and via the telephone. Over 3,350 of our staff are front-line workers, and as far as possible they continue to provide services in our schools, care settings, and provide a range of services from our depots; a risk assessment has been made at each of these settings, and appropriate measures put in place to ensure the safety of our staff and customers.

The Council's routine business has gradually been re-established remotely via the use of Teams, and further developments will take place from September. However, this will remain subject to the progress of Covid as officers from across the Council continue to respond to the virus, which remains active within the County. Officers have maintained the arrangements that have been put in place since March, and are able to respond to any localised or wider outbreaks of Covid within the County; at this stage, and in the absence of a vaccine or widespread immunity, it is not known how long these arrangements will need to be maintained.

- (1) Welsh Government Guidance Keep Wales Safe at Work, published 2 June 2020 <https://gov.wales/keep-wales-safe-work>
- (2) HSE Guidance Working Safely During the Coronavirus Outbreak <https://www.hse.gov.uk/news/assets/docs/working-safely-guide.pdf>

In response to Councillor Davies' supplementary question about what the Council could do to make its services more accessible to the public by telephone, the Chief Executive advised that phone calls were not directed to buildings but to officers' laptops but that she would ask colleagues to look into this and if there were any issues to address them.

**18.4. Question to the Portfolio Holder for Environment from County Councillor William Powell**

**What steps does Powys County Council Highways Department take to ensure effective communications between its own workforce, contracted staff and employees of the North & Mid Wales Trunk Road Agency (N&MWTRA) when it comes to road maintenance, road closure etc so as to minimise unintended consequences upon local communities and the travelling public?**

**Response**

There are Routine Maintenance Principal Contractor meetings held weekly between PCC and NMWTRA staff, where all works associated with the Trunk Road Network are discussed and recorded.

With regards any closures for Cyclic maintenance there is pre meeting with PCC, NMWTRA and Contractors (if applicable), to ensure all works are co-ordinated in an efficient manner and this is followed by a de-brief meeting following the works to see if any changes are required for future occasions.

All major works on Trunk roads are scheduled via Streetworks co-ordinators, this ensures all road maintenance & Utility works etc. are co-ordinated and road space is booked and allocated efficiently.

In response to Councillor Powell's request for the council to engage with NMWTRA to address residents' concerns over the closure of the A479 the Portfolio Holder for Environment advised that the appointment of a new Head of Service would give an opportunity for fresh thinking.

**18.5. Question to the Portfolio Holder for Environment from County Councillor William Powell**

**In the light of positive comments made recently by Lee Waters MS, Welsh Government Deputy Minister for Economy & Transport on the campaign for a '20's Plenty' speed limit in all urban areas, what consideration has Powys County Council given to imposing a voluntary 20mph limit upon all vehicles in its ownership, or delivering its services, in our towns & villages?**

**As this measure would pay dividends both in terms of public and pedestrian safety, retail vibrancy and the hospitality sector and environmental protection, will the Portfolio Holder commit to commissioning a feasibility survey, to be peer reviewed by the Centre for Alternative Technology in Machynlleth?**

**Response**

The Welsh 20mph Task Force Group completed its report which was supported by a Plenary vote in July 2020; to progress a default 20mph speed limit for restricted roads in Wales as quickly as possible, with a target date of April 2023 for the change in the law coming into effect. The report highlights the many considerations and complexities behind such behavioural change and also makes reference that it will not be appropriate to place a speed limit of 20mph on all existing 30mph roads such as principal corridors or where there is little frontage development and that there will be a need for exceptions (circa 17% of the network).

Powys is an extensive county and its staff (and members) are required to travel around the county undertaking many diverse functions from waste and recycling to social care, with employees using a mixture of their own vehicles and those supplied by a service or leased. It also employs many local contractors and suppliers who undertake significant travel such as bus operators. On the whole Powys has a good road safety record and a low accident rate within its urban areas, with the majority of serious accidents occurring on the rural network. As part of the Covid 19 response and building back better, we will plan to reduce our travel where appropriate utilising technology but we currently have no plans

at this time in terms of implementing a voluntary 20mph and it is difficult to foresee how this could be implemented and 'monitored/enforced' pragmatically.

Councillor Powell asked that the Portfolio Holder revisit this in light of the climate emergency motion passed by Council. Councillor Hulme said that this would be on the agenda going forward.

**County Councillor B Baynham (Chair)**

**COFNODION CYFARFOD O GYNGOR SIR POWYS A GYNHALIWYD TRWY  
GYFRWNG TEAMS DDYDD IAU, 30 GORFFENNAF 2020**

**YN BRESENNOL**

Y Cynghorydd Sir B Baynham (Cadeirydd)

Y Cynghorwyr Sir MC Alexander, M Barnes, J Berriman, G Breeze, J Charlton, L V Corfield, K W Curry, A W Davies, B Davies, D E Davies, P Davies, S C Davies, M J Dorrance, E Durrant, D O Evans, J Evans, L Fitzpatrick, L George, J Gibson-Watt, M R Harris, S M Hayes, H Hulme, A Jenner, E A Jones, D R Jones, E Jones, G Jones, J R Jones, E M Jones, M J Jones, D Jones-Poston, F H Jump, K Laurie-Parry, H Lewis, K Lewis, P E Lewis, I McIntosh, S McNicholas, DW Meredith, C Mills, G Morgan, JG Morris, R Powell, WD Powell, D R Price, P C Pritchard, G Pugh, J Pugh, G W Ratcliffe, L Rijnenberg, L Roberts, P Roberts, K M Roberts-Jones, E Roderick, D Rowlands, K S Silk, D Selby, L Skilton, D A Thomas, R G Thomas, T J Van-Rees, E Vaughan, M Weale, A Williams, G I S Williams, D H Williams, J M Williams, R Williams ac S L Williams

**1. YMDDIHEURIADAU**

Derbyniwyd ymddiheuriadau am absenoldeb gan y Cynghorwyr Sir MC Mackenzie, J Wilkinson a J Williams.

**2. DATGANIADAU O FUDDIANT**

Roedd gan bob Aelod fuddiannau personol, heb fod yn rhagfarnu, yn eitemau 10 ac 11 ar Dreuliau'r Aelodau.

**3. COFNODION**

Awdurdodwyd y Cadeirydd i lofnodi cofnodion y cyfarfodydd a gynhaliwyd ar 28 Chwefror a 5 Mawrth 2020 fel cofnodion cywir.

**4. CYHOEDDIADAU'R CADEIRYDD**

Oedodd y Cyngor am ennyd i gofio am Sharon Scalon, aelod o dîm gofal cymdeithasol oedolion y Cyngor oedd yn gweithio yn Aberhonddu, a fu farw o'r hyn oedd yn cael ei amau i fod yn Covid-19.

Diolchodd y Cadeirydd i'r holl grwpiau gwirfoddol a oedd wedi cefnogi cymunedau ym Mhowys yn ystod y pandemig. Dywedodd ei bod wedi derbyn negeseuon o werthfawrogiad am y galwadau lles a wnaed i bobl y gofynnwyd iddynt gysgodi. Nododd hefyd lwyddiant y sesiynau briffio ar-lein a drefnwyd ar gyfer yr aelodau a gobeithiai fod hyn yn rhywbeth a allai barhau yn y dyfodol.

**5. CYHOEDDIADAU'R ARWEINYDD**

Nododd yr Arweinydd fod y Cyngor wedi cadw'r gwasanaethau i fynd yn ystod cyfnod y cloi a gofynnodd i'r Prif Weithredwr drosglwyddo ei diolch i'r staff. Diolchodd i'r Aelodau am y gwaith roeddent wedi bod yn ei wneud yn eu wardiau. Yn ystod y pandemig roedd y Cabinet wedi parhau i gwrdd yn rheolaidd mewn cyfarfodydd ffurfiol a chyda Aelodau Seneddol, Aelodau Senedd Cymru a Gweinidogion. Roedd hi hefyd wedi cynnal cyfarfodydd rheolaidd gydag arweinwyr grwpiau.

Roedd yn falch o nodi bod Cronfa Bensiwn Powys wedi cael ei barnu i fod yn un o'r rhai oedd yn cael ei gweithredu orau yn y wlad, yn y 7<sup>fed</sup> safle allan o 90. Dywedodd y cytunwyd ar ddechrau'r cyfnod cloi y byddai gwaith yn parhau ar drawsnewid ysgolion a bod y ddogfen gynrig ar gyfer Bargaen Twf Canolbarth Cymru wedi'i chytuno a'i chymeradwyo gan Lywodraethau'r DU a Chymru a bod cyllid cyfalaf wedi'i addo. Byddai gwaith yn dechrau yn awr ar ddatblygu prosiectau ar gyfer Bargaen Twf Canolbarth Cymru.

<b>6.</b>	<b>GWYBODAETH GAN Y PRIF WEITHREDWR</b>
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Cydnabu'r Prif Weithredwr hefyd waith staff yn ystod y pandemig. Rhoddodd deyrnged i'r Parchedig Ian Charlesworth, Cadeirydd PAVO ac aelod o Fwrdd Gwasanaethau Cyhoeddus Powys a fu farw. Cydnabu hefyd y berthynas waith agos â Bwrdd Iechyd Addysgu Powys a Heddlu Dyfed Powys yn ystod y pandemig. Roedd y Cyngor yn parhau i ddilyn cyngor Llywodraeth Cymru y dylai staff weithio gartref os yn bosibl. Roedd y rhan fwyaf o'r prif swyddfeydd gweinyddol yn dal i fod ar gau neu gydag oriau agor cyfyngedig. Roedd asesiadau risg yn cael eu cynnal mewn adeiladau i alluogi mwy o staff i ddychwelyd. Roedd gwasanaethau yn dal ar gael i breswylwyr gyda llawer mwy ar gael ar-lein.

Dywedodd y Prif Weithredwr wrth y Cyngor y byddai Arolygiaeth Gofal Cymru yn cynnal ymweliadau monitro dros yr haf a chynhadledd wella ym mis Hydref. Byddai Estyn yn cynnal cynhadledd wella ym mis Tachwedd.

<b>7.</b>	<b>GWLEDIGAETH 2025: ADRODDIAD PERFFORMIAD BLYNYDDOL EIN CYNLLUN GWELLA CORFFORAETHOL 2019-2020 AC ADRODDIAD MONITRO BLYNYDDOL Y CYNLLUN CYDRADDOLDEB STRATEGOL 2019-2020</b>
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Ystyriodd y Cyngor Weledigaeth 2025: Adroddiad Perfformiad Blynyddol y Cynllun Gwella Corfforaethol (CIP) 2020 ac Adroddiad Monitro Blynyddol y Cynllun Cydraddoldeb Strategol 2019-2020. Roedd yr adroddiad yn nodi perfformiad yn ystod 2019-20 yn erbyn yr amcanion Llesiant a'r gweithgareddau a nodir yn Gweledigaeth 2025: Ein Cynllun Gwella Corfforaethol.

Yn seiliedig ar berfformiad yn erbyn mesurau a gweithgareddau, graddiwyd pob un o'r amcanion Llesiant gan ddefnyddio graddfa yn amrywio o ragorol i wael. Cafodd Trigolion a Chymunedau a Gwneud iddo Ddigwydd eu graddio'n dda, graddiwyd yr Economi ac Iechyd a Gofal yn ddigonol. Cafodd Dysgu a Sgiliau ei raddio'n wael oherwydd adroddiad beirniadol Estyn ar y gwasanaethau Ysgolion. Roedd y gwasanaeth yn gweithio'n galed i roi'r cynllun gweithredu ar ôl arolygu ar waith a disgwyliid iddo gael ei raddio'n uwch yn adroddiad y flwyddyn nesaf.

Archwiliwyd y cynllun a derbyniwyd y rhan fwyaf o'r argymhellion a wnaed gan y Pwyllgor Craffu. Roedd yr aelodau yn canmol natur hawdd ei darllen yr adroddiadau.

Ymgorfforwyd y Cynllun Cydraddoldeb Strategol yn y Cynllun Gwella Corfforaethol gan fod angen i gydraddoldeb fod yn thema gref sy'n rhedeg trwy'r cynllun.

Cynigiwyd yr adroddiad gan yr Arweinydd a'i eilio gan y Cynghorydd Sir Rachel Powell ac o 63 pleidlais i 1 gydag 1 yn ymatal

**PENDERFYNWYD y dylai cynnwys Gweledigaeth 2025: Adroddiad Perfformiad Blynyddol CIP 2020 ac Adroddiad Monitro Blynyddol y Cynllun Cydraddoldeb Strategol 2019/2020 gael eu nodi a'u cymeradwyo i'w cyhoeddi yn unol â dyletswyddau adrodd statudol.**

## **8. ADRODDIAD BLYNYDDOL SAFONAU'R GYMRAEG 2019-2020**

Ystyriodd y Cyngor adroddiad Safonau'r Gymraeg ar gyfer 2019-20. Roedd yr adroddiad yn amlinellu gwaith a wnaed yn ystod 2019-20 i sicrhau cydymffurfiad â Safonau'r Gymraeg o dan Fesur y Gymraeg (Cymru) 2011, a pherfformiad yn erbyn gofynion y Safonau. Roedd yr Aelod Portffolio ar faterion Gofal Cymdeithasol i Oedolion a'r Gymraeg yn dymuno i'r Cyngor symud ymhell y tu hwnt i'r rhwymedigaethau statudol isaf i ddatblygu a chryfhau'r Gymraeg ledled Powys.

Cynigiwyd yr adroddiad gan y Cynghorydd Sir Myfanwy Alexander a'i eilio gan y Cynghorydd Sir Huw Williams ac o 63 pleidlais i 0

**PENDERFYNWYD y dylid nodi cynnwys yr adroddiad.**

## **9. TROSGLWYDDIADAU**

Ystyriodd y Cyngor nifer o gynlluniau cyfalaf o'r gwasanaethau hamdden a ddygwyd ymlaen o'r blynyddoedd i ddod i'w cwblhau'n gynnar tra byddai llai o ddefnydd o'r safleoedd oherwydd cyfyngiadau Covid 19 sydd ar waith ar hyn o bryd. Mewn ymateb i gwestiynau gan aelodau, cadarnhaodd yr Aelod Portffolio ar faterion Cyllid, Cefn Gwlad a Thrafnidiaeth y byddai cwmnïau lleol yn cael cyfle i gynnig am y gwaith hwn.

Cynigiwyd gan y Cynghorydd Sir Aled Davies ac eiliwyd gan y Cynghorydd Sir Myfanwy Alexander ac o 63 pleidlais i 2 gydag 1 yn ymatal

**PENDERFYNWYD cymeradwyo rhyddhau'r £1.59 miliwn o'r llinell Cynlluniau sy'n aros am gael eu Cymeradwyo yn y Gyllideb Gorfforaethol a dwyn ymlaen £1.07 miliwn a ddyrannwyd i'r cynlluniau hyn ym mlynnyddoedd i ddod y rhaglen gyfalaf i sicrhau y gellir cwblhau'r prosiectau hyn.**

**10. LWFANSAU A THREULIAU AELODAU 2019-20**

Atgoffodd y Swyddog Monitro yr aelodau fod ganddynt fuddiant personol a heb fod yn rhagfarnu yn yr eitem hon a'r eitem ganlynol ac y dylent lenwi ffurflen datgan buddiannau.

Derbyniodd y Cyngor fanylion y lwfansau a'r treuliau a dalwyd i Aelodau ac Aelodau Cyfetholedig yn ystod blwyddyn dreth 2019-20, yn unol â gofynion Panel Taliadau Annibynnol Cymru (IRPW).

Cynigiwyd gan y Cynghorydd Sir Kath Roberts-Jones ac eiliwyd gan y Cynghorydd Sir Michael Williams ac o 59 pleidlais i 0 gyda 2 yn ymatal

**PENDERFYNWYD y dylid nodi'r adroddiad.**

**11. CYFLOGAU, LWFANSAU A THREULIAU AELODAU 2020-21**

Nododd y Cyngor argymhelliad Panel Taliadau Annibynnol Cymru (IRPW) mewn perthynas â'r symiau i'w talu fel Cyflog Sylfaenol, Uwch Gyflogau a Chyflogau Dinesig. Roedd yr IRPW wedi penderfynu dyfarnu codiad o £350 (2.52%) i'r cyflog sylfaenol i'w gymhwyso o 1 Ebrill 2020. Gofynnwyd i'r Cyngor ystyried dyrannu'r 18 o Uwch Gyflogau.

Cynigiwyd gan y Cynghorydd Sir Michael Williams ac eiliwyd gan y Cynghorydd Sir Kath Roberts-Jones ac o 58 pleidlais i 1 gyda 5 yn ymatal

**PENDERFYNWYD**

1. **Cymeradwyo'r argymhelliad i ddyrannu hyd at 18 o Uwch Gyflogau fel y manylir yn adran 4.11 yr adroddiad.**
2. **Cymeradwyo cyhoeddi Atodlen Tâl yr Aelodau yn seiliedig ar yr adroddiad hwn.**

Gadawodd y Cynghorydd Sir Jeremy Pugh y cyfarfod am 16.07.

**12. ARGYMHELLIAD GAN Y PWYLLGOR GWASANAETHAU DEMOCRATAIDD**

Ystyriodd y Cyngor argymhelliad y Pwyllgor Gwasanaethau Democrataidd i fabwysiadu'r system o "Gwestiynau Ffurfiol Unrhyw Amser".

Cynigiwyd gan y Cynghorydd Sir Elwyn Vaughan ac eiliwyd gan y Cynghorydd Sir Les George ac o 62 pleidlais i 0

**PENDERFYNWYD**

1. **Mabwysiadu "Cwestiynau Ffurfiol Unrhyw Amser" i Aelodau Portffolio a Phenaeithaid Gwasanaeth, gyda Chwestiynau yn y Cyngor Llawn yn parhau;**
2. **diwygio'r Cyfansoddiad fel y nodir yn Atodiad 3 yr adroddiad;**

**3. dylid cynnal adolygiad pellach ymhen 12 mis.**

<b>13.</b>	<b>PENODIADAU A WNAED GAN GRWPIAU GWLEIDYDDOL AC A GYMERADWYWD GAN Y SWYDDOG MONITRO</b>
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Nododd y Cyngor y penodiadau a wnaed i gyrrf allanol gan grwpiau gwleidyddol ac a gymeradwywyd gan y Swyddog Monitro o dan bŵer dirprwyo cyffredinol a roddwyd gan y Cyngor ar 16 Mai 2013:

y Cynghorydd Sir James Evans a benodwyd i Awdurdod Parc Cenedlaethol Bannau Brycheiniog gan y Grŵp Ceidwadol yn lle'r Cynghorydd Sir Iain McIntosh.

y Cynghorydd Sir Gwynfor Thomas a benodwyd i Awdurdod Tân ac Achub Canolbarth a Gorllewin Cymru gan y Grŵp Ceidwadol yn lle'r Cynghorydd Sir Claire Mills.

<b>14.</b>	<b>TREFNIADAU AR ÔL Y BWRDD GWELLA A SICRWYDD</b>
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Rhoddodd yr Arweinydd a'r Prif Weithredwr fanylion y trefniadau a oedd yn cael eu rhoi ar waith wrth i rôl y Bwrdd Gwella a Sicrwydd gael ei lleihau yn yr hydref er mwyn galluogi'r Cyngor i reoli ei daith wella ei hun yn effeithiol a rhoi sicrwydd i Lywodraeth Cymru. Byddai Bwrdd Gwella Corfforaethol, dan gadeiryddiaeth yr Arweinydd, yn cael ei sefydlu a byddai is-grwpiau yn cwmpasu'r Gwasanaethau Cymdeithasol, Addysg, Tai a Phriffyrdd, Trafnidiaeth ac Adfywio yn cynnwys yr Aelodau Portffolio a'r Uwch Swyddogion perthnasol gyda chefnogaeth arbenigwyr annibynnol yn gweithio ar sail gorchwyl a gorffen.

Byddai rôl fwy i'r Pwyllgorau Craffu y byddai eu gwaith yn cyd-fynd â'r rhaglen drawsnewid a byddai cyfarfodydd rheolaidd parhaus gydag arweinwyr y grwpiau hefyd.

<b>15.</b>	<b>RHYBUDD O GYNNIG: DATGANIAD O ARGYFWNG HINSAWDD A GALWAD I WEITHREDU AR YNNI LLEOL</b>
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Trafododd y Cyngor y rhybudd o gynnig a gynigiwyd gan y Cynghorydd Sir Jake Berriman ac a eiliwyd gan y Cynghorydd Sir Jackie Charlton:

"Mae'r Cyngor hwn yn nodi bod adroddiad Panel yr IPPC ar gynhesu byd-eang yn rhagweld effeithiau difrifol ar iechyd, cartrefi a'r amgylchedd, gyda llifogydd difrifol Hydref 2019 a Chwefror 2020 yn peryglu cymunedau Powys yn dangos yn glir nad ydym wedi'n paratoi yn ddigonol ar gyfer yr heriau sy'n ein hwynebu fel Cyngor.

Mae'r Cyngor hwn yn nodi, trwy ddatgan argyfwng hinsawdd, bod cynghorau'n dangos eu harweinyddiaeth ar y cyd ac yn nodi'r brys y maent, fel corff sy'n atebol i'r cyhoedd, yn ei roi ar fynd i'r afael â newid yn yr hinsawdd a datgarboneiddio'r economi fel sy'n ofynnol gan Ddeddf yr Amgylchedd (Cymru) 2016.

Mae'r Cyngor hwn yn nodi trwy gefnogi'r Mesur Trydan Lleol y bydd y cyngor yn dileu'r rhwystrau i gyflenwi ynni lleol, ac y gallai arwain trwy esiampl wrth leihau

ei ôl troed carbon corfforaethol trwy ddefnyddio ein hystâd ffermydd i ddod yn ddarparwr trydan adnewyddadwy lleol, wrth gefnogi cymunedau i ddod o hyd i ffyrdd arloesol o leihau eu hól troed carbon a buddsoddi yn eu cyfleusterau cymunedol a'u cefnogi.

Mae'r Cyngor hwn yn nodi ymrwymiad Fay Jones, AS i'r ymdrech drawsbleidiol i gael y Mesur Trydan Lleol yn gyfraith, gan helpu Cynghorau i roi hwb i chwyldro ynni lleol sydd â'r potensial i leihau ôl troed carbon Powys unwaith ac am byth a dosbarthu'r buddion i gymunedau lleol am byth.

**Felly mae'r Cyngor hwn yn penderfynu:**

1. Ymuno â chynghorau eraill ledled Cymru i ddatgan Argyfwng Hinsawdd
2. Cefnogi gweithredu Ffyniant i Bawb: Cymru Carbon Isel (Mawrth 2019) i wneud Cyngor Sir Powys yn awdurdod lleol di-garbon net erbyn 2030.
3. Gofyn i'r Arweinydd ystyried pennu rolau yn y cabinet i arwain ar liniaru Newid Hinsawdd ac ymgysylltu'n weithredol â'r holl aelodau a rhanddeiliaid trwy: A. sefydlu gweithgor trawsbleidiol a, B. sefydlu grŵp rhanddeiliaid lluosog ar draws Powys, i ddatblygu darlun sylfaenol @2020 a chyflwyno strategaeth a chynllun gweithredu @2021 ar gyfer Powys wirioneddol gynaliadwy.
4. Cefnogi ein ASau i sicrhau bod y Mesur Trydan Lleol yn llwyddo mewn Dadl Gohirio i annog a galluogi cyflenwi trydan yn lleol a helpu i greu cymunedau cryfach ym Mhowys.
5. Gofyn i Lywodraethau Cymru a'r DU ddarparu'r gefnogaeth a'r adnoddau angenrheidiol i'w gwneud yn bosibl i sicrhau gostyngiadau effeithiol mewn carbon a phontio i economi werdd ym Mhowys.

Dadleuodd rhai Aelodau y dylai'r gweithgor trawsbleidiol edrych ar hyn tra bod eraill yn dadlau na fyddai hyn ond yn arwain at oedi. Cynigiwyd cynnig i gyfeirio hyn at y gweithgor trawsbleidiol i adrodd yn ôl o fewn 6 mis gyda chynigion penodol gan y Cynghorydd Sir Amanda Jenner ac eiliwyd hyn gan y Cynghorydd Sir James Evans. Datganodd y Cadeirydd fod 28 o aelodau wedi pleidleisio dros gynnig y Cynghorydd Jenner a 28 yn erbyn gydag 2 wedi ymatal ac fe'i collwyd ar bleidlais fwrw'r Cadeirydd.

(DS: Ers y cyfarfod, mae wedi dod yn amlwg y dylai cofnod cywir y bleidlais fod wedi bod 29 wedi pleidleisio dros gynnig y Cynghorydd Jenner a 27 yn erbyn gyda 2 wedi ymatal).

Pleidleisiodd y Cyngor ar rybudd o gynnig y Cynghorydd Berriman a'r Cynghorydd Charlton ac o 30 pleidlais o blaid i 20 pleidlais yn erbyn gyda 4 yn ymatal

**PENDERFYNWYD:**

1. **Ymuno â chynghorau eraill ledled Cymru i ddatgan Argyfwng Hinsawdd**
2. **Cefnogi gweithredu Ffyniant i Bawb: Cymru Carbon Isel (Mawrth 2019) i wneud Cyngor Sir Powys yn awdurdod lleol di-garbon net erbyn 2030.**

3. **Gofyn i'r Arweinydd ystyried pennu rolau yn y cabinet i arwain ar liniaru Newid Hinsawdd ac ymgysylltu'n weithredol â'r holl aelodau a rhanddeiliaid trwy: A. sefydlu gweithgor trawsbleidiol a B. sefydlu grŵp rhanddeiliad lluosog ar draws Powys, i ddatblygu darlun sylfaenol @2020 a chyflwyno strategaeth a chynllun gweithredu @2021 ar gyfer Powys wirioneddol gynaliadwy.**
4. **Cefnogi ein ASau i sicrhau bod y Mesur Trydan Lleol yn llwyddo mewn Dadl Gohirio i annog a galluogi cyflenwi trydan yn lleol a helpu i greu cymunedau cryfach ym Mhowys.**
5. **Gofyn i Lywodraethau Cymru a'r DU ddarparu'r gefnogaeth a'r adnoddau angenrheidiol i alluogi gostyngiadau carbon effeithiol a phontio i economi werdd Powys.**

Ymataliodd y Cyngorydd Sir Stephen Hayes rhag pleidleisio ar ôl methu rhan o'r ddadl oherwydd bod ei gyfrifiadur wedi colli cysylltiad yn ystod y ddadl.

<b>16. RHYBUDD O GYNNIG: TALIADAU PARCIO CEIR</b>
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Ystyriodd y Cyngor y rhybudd o gynnig a gynigiwyd gan y Cyngorydd Sir James Gibson-Watt ac a eiliwyd gan y Cyngorydd Sir William Powell:

“Er mwyn cefnogi busnesau lleol a helpu i adfywio'r economi ym Mhowys mae'r Cyngor hwn yn gofyn i'r Cabinet ystyried gweithredu cyfnod parcio am ddim cychwynol am 1 awr ar gyfer pob cerbyd sy'n defnyddio holl Feysydd Parcio Cyngor Sir Powys, i gael ei adolygu bob 6 mis.

Mae'r Cyngor hefyd yn annog Arweinydd y Cyngor a'r Aelod Portffolio dros faterion Cyllid i ofyn am gymorth ariannol gan Lywodraeth Cymru (trwy'r cynlluniau a ariennir gan y llywodraeth sy'n dod i'r amlwg i gefnogi'r economi yn dilyn yr achosion o Covid 19) am unrhyw incwm a gollir fydd yn deillio o'r mesur hwn. Os methir â gwneud hynny dylai'r Cyngor gefnogi'r defnydd o arian Cronfeydd wrth Gefn o'r tanwariant ym mlwyddyn gyllideb 2019/20 i gynnal unrhyw ddiffyg.”

Wrth wneud y cynnig, dadleuodd y Cyngorydd Gibson-Watt y byddai'r mesur hwn, gydag ailymddangosiad Covid-19, yn helpu pobl i siopa'n lleol a fyddai o fudd i strydoedd mawr lleol. Dadleuodd yr Aelod Portffolio dros faterion yr Amgylchedd y byddai'r cynnig yn cael effaith fawr ar gyllid y gwasanaeth ac y dylid caniatáu i'r gweithgor parcio trawsbleidiol gynnal ei adolygiad.

Collwyd y cynnig o 23 pleidlais i 30 gyda 3 yn ymatal.

<b>17. RHYBUDD O GYNNIG: EFFAITH COVID-19 AR YSTRADGYNLAIS</b>
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Trafododd y Cyngor y rhybudd o gynnig a gynigiwyd gan y Cynghorydd Sir Huw Williams a'r Cynghorydd Sir Sue McNicholas:

Ym mis Ebrill 2020, cyhoeddodd The Centre for Towns ei adroddiad ar effaith pandemig COVID-19 ar ein trefi a'n dinasoedd. Mae'r adroddiad yn canolbwyntio ar 'ble' mae effaith COVID-19 yn fwyaf tebygol o gael ei theimlo.

Mae'r Cyngor hwn yn nodi bod Ystradgynlais yn cael ei ystyried yn un o'r ugain lle mwyaf difreintiedig yng Nghymru a Lloegr yn ôl mesurau The Centre for Towns.

Mae'r Cyngor hwn yn penderfynu sefydlu grŵp 'Gorchwyl a Gorffen' brys gydag Aelodau, Swyddogion a rhanddeiliaid i:

1. Ystyried canfyddiadau adroddiad *The Centre for Towns*;
2. Datblygu strategaeth economaidd ar gyfer Ystradgynlais sy'n canolbwyntio ar adferiad, cefnogaeth i fusnesau a sgiliau; a
3. Rhoi cynlluniau mesuradwy wedi'u diffinio'n glir yn eu lle i fynd i'r afael ag amddifadedd ac anghydraddoldeb ym maes iechyd.

Galwodd y Cynghorydd Williams am sefydlu grŵp gorchwyl a gorffen i fynd i'r afael ar frys â materion amddifadedd ôl-ddiwydiannol ac anghydraddoldeb ym maes iechyd a amlygwyd yn adroddiad *The Centre for Towns*.

O 35 pleidlais i 7 gyda 5 yn ymatal

**PENDERFYNWYD sefydlu grŵp 'Gorchwyl a Gorffen' brys gydag Aelodau, Swyddogion a rhanddeiliaid i:**

1. Ystyried canfyddiadau adroddiad *The Centre for Towns*;
2. Datblygu strategaeth economaidd ar gyfer Ystradgynlais sy'n canolbwyntio ar adferiad, cefnogaeth i fusnesau a sgiliau; a
3. Rhoi cynlluniau mesuradwy wedi'u diffinio'n glir yn eu lle i fynd i'r afael ag amddifadedd ac anghydraddoldeb ym maes iechyd.

<b>18. CWESTIYNAU YN UNOL Â'R CYFANSODDIAD</b>
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**18.1. Cwestiwn i'r Aelod Portffolio ar faterion Llywodraethu Corfforaethol ac Ymgysylltu a'r Aelod Portffolio ar faterion Pobl Ifanc a Diwylliant gan y Cynghorydd Sir Gareth Ratcliffe**

**Beth mae Cyngor Sir Powys yn ei wneud i gydnabod ymgyrch *Mae Bywydau Du o Bwys*?**

**Ymateb gan yr aelod Portffolio ar faterion Llywodraethu ac Ymgysylltu Corfforaethol**

Mae'r Cyngor wedi cefnogi gweithwyr mewn sawl ffordd mewn perthynas â'r ymgyrch *Mae Bywydau Du o Bwys* (BLM), fel a ganlyn:

Rhoi cyfle i weithwyr ymuno â phrotest *Mae Bywydau Du o Bwys*

Fe wnaeth y Cyngor ar 12 Mehefin hyrwyddo gwahoddiad gan Race Council Cymru, BAWSO (sefydliad sy'n darparu gwasanaethau arbenigol i BME (cymunedau Pobl Dduon a Lleiafrifoedd Ethnig) a TUC Cymru, i bob gweithiwr, a oedd yn eu gwahodd i gymryd rhan mewn protest *Mae Bywydau Du o Bwys* a gynhaliwyd ar-lein ddydd Sadwrn 13 Mehefin 2020.

#### Asesiad risg COVID

Gan gydnabod bod pobl o gefndir BAME (Du, Asiaidd a Lleiafrifoedd Ethnig) mewn mwy o berygl o ddal COVID-19 ac yn profi risg uwch o farwolaeth, gofynnodd y Cyngor yn ystod mis Mehefin i reolwyr yr holl weithwyr a oedd wedi nodi eu bod yn dod o gefndir BAME i gynnal asesiad risg COVID gyda'r gweithwyr.

Datblygwyd yr offeryn asesu risg ar-lein a ddefnyddiwyd ar gyfer hyn gan Lywodraeth Cymru ac mae'n helpu i nodi pa weithwyr sydd mewn mwy o risg o effaith COVID. Mae'r offeryn asesu risg yn ddefnyddiol i'r holl weithwyr bennu eu risg o ddatblygu symptomau mwy difrifol os dânt i gysylltiad â'r firws COVID-19. Mae'r offeryn yn edrych ar lawer o ffactorau perthnasol, megis rhywedd, oedran, cyflyrau iechyd ac ethnigrwydd ac mae'n rhoi sgôr risg gyffredinol. Pan fydd gweithiwr yn cael sgôr o 4 neu'n uwch, bydd y rheolwr yn ei gefnogi trwy archwilio a gwneud unrhyw addasiadau angenrheidiol i'w waith.

Er bod yr holl weithwyr wedi'u gwahodd i gwblhau hyn, gofynnwyd i reolwyr staff o gefndir BAME gynorthwyo'r gweithiwr i'w gwblhau a nodi unrhyw addasiadau oedd yn ofynnol mewn perthynas â'u hiechyd a'u diogelwch parhaus.

O ystyried nad oedd holl weithlu'r Cyngor wedi darparu eu data cydraddoldeb pan wnaethant ddechrau gyda'r Cyngor ac nad oeddent wedi gwneud hynny ers hynny, gwnaethom hefyd ofyn i'r staff i gyd yn ystod mis Mehefin a allent ddarparu eu data yn wirfoddol pan nad oeddent wedi eu rhoi. Ein bwriad wrth wneud hyn oedd sicrhau y gallem gefnogi unrhyw aelodau staff eraill nad oeddent wedi nodi o'r blaen eu bod yn dod o gefndir BAME.

#### **Ymateb gan yr Aelod Portffolio ar faterion Pobl Ifanc a Diwylliant**

Ar hyn o bryd mae Cyngor Sir Powys yn adolygu ei arteffactau hanesyddol, henebion a chasgliadau archif yng ngoleuni'r Ymgyrch *Mae Bywydau Du o Bwys*, a gofynnwyd am gyngor ynglŷn â hyn gan Is-adran Diwylliant a Chwaraeon Llywodraeth Cymru, yr Archifau Cenedlaethol, Ffederasiwn Amgueddfeydd ac Oriolau Celf Cymru, a Llyfrgell Genedlaethol Cymru.

Mae swyddogion y Cyngor hefyd yn cymryd rhan mewn trafodaeth gyda chydweithwyr mewn amgueddfeydd, archifau a'r celfyddydau ledled Cymru i hyrwyddo'r sgwrs ar hiliaeth strwythurol trwy ymuno gyda'i gilydd i archwilio sut y gallwn ddilyn i fyny ar ddatganiadau diweddar o gefnogaeth gyda champau gweithredu diriaethol i ymdrin ag amrywiaeth hiliol, tegwch, ac amgylcheddau cynhwysol.

Yn Amgueddfa Brycheiniog yn y Gaer er enghraifft, byddwn yn arolygu'r casgliad am unrhyw ddeunydd perthnasol; yn parhau i gysylltu â Chyngor y Dref ynghylch plac Captain's Walk a phlaciau Picton, ac yn dibynnu ar y trafodaethau hynny yn creu cês arddangos yn edrych ar fudiad *Mae Bywydau Du o Bwys* a phrotest yng nghyd-destun Aberhonddu a'r ardal gyfagos. Yn y tymor hir rydym am annog cynulleidfa BAME ac addysgu cynulleidfa wen am Hanes Pobl Dduon. Mae angen i ni barhau i hyfforddi staff ledled y Sir ynghylch amrywiaeth ac yn benodol y gallu i adnabod hiliaeth bob dydd.

Mae Gwasanaeth Celfyddydau Powys yn comisiynu ac yn gweithio mewn partneriaeth ag ystod o sefydliadau a darparwyr celfyddydau sy'n ymrwymo i

Strategaeth Cydraddoldeb Cyngor Celfyddydau Cymru 'Er Budd i Bawb'. Ymhellach, bydd ymrwymiad i gefnogi 10 gweithred feiddgar a gyhoeddwyd yn ddiweddar gan Gyngor y Celfyddydau yn sail i drefniadau cydweithredol ar hyn o bryd ac yn y dyfodol i gyflwyno gweithgareddau celfyddydol a diwylliannol i gymunedau ym Mhowys. Cydnabuwyd ers amser bod amrywiaeth yn hanfodol i ymarfer creadigol a chynhyrchu'r celfyddydau, ynghyd â'r egwyddor o gynhwysiant, cydraddoldeb a hygyrchedd.

Mae Cyngor Sir Powys wedi ymrwymo'n llwyr i adolygu ein harteffectau a'n cofnodion hanesyddol i sicrhau eu bod yn cofleidio gwerthoedd cydraddoldeb, amrywiaeth a chynhwysiant. Rydym yn cydnabod bod gennym lawer o waith i'w wneud, ond fel ceidwad hanes y sir, ein nod yw hyrwyddo a rhannu'r straeon amrywiol yn ein casgliadau i godi ymwybyddiaeth ynghylch anghyfiawnder hiliol. Mae protestiadau *Mae Bywydau Du o Bwys* ledled y byd wedi pwysleisio'r angen i ni gyflawni'r gwaith hwn i sicrhau ein bod yn parchu hanes heb hepgor cyddestun hanfodol.

Gan fod y Cynghorydd Ratcliffe wedi gadael y cyfarfod byddai ei gwestiwn atodol yn cael ei gyflwyno o dan y cynllun cwestiynau ar unrhyw adeg.

## **18.2. Cwestiwn i'r Aelod Portffolio ar faterion Addysg ac Eiddo gan y Cynghorydd Sir Sandra Davies**

**Rhoddodd y Gweinidog Addysg, Kirsty Williams y dewis i Awdurdodau Lleol o gael staff ysgolion yn gweithio pedwaredd wythnos ychwanegol yn 'wirfoddol' ar ddiwedd mis Gorffennaf (gwyliau ysgol arferol) a chael pythefnos o wyliau ym mis Hydref - neu beidio.**

**Mae Cyngor Sir Powys yn un o dri ALI sydd wedi cytuno i fabwysiadu hyn. A yw'r Awdurdod hwn wedi ystyried yr effaith y bydd hyn yn ei gael ar addysg pobl ifanc?**

**Mae'r system "Dal i Fyny" gyfredol, sy'n ymgorffori cadw pellter cymdeithasol, yn cyfateb i bobl ifanc yn mynychu'r ysgol un diwrnod yr wythnos ar gyfer addysgu wyneb yn wyneb am dair neu bedair wythnos.**

**Ni fydd gan ALI eraill nad ydynt wedi derbyn y system hon ysgolion ar agor am y pedwaredd wythnos, ar ddiwedd mis Gorffennaf ond bydd eu hysgolion nhw ar agor am wythnos lawn ym mis Hydref ar gyfer eu pobl ifanc i gyd: pedwar diwrnod ychwanegol o fynychu'r ysgol.**

### **Ymateb**

Diolch am eich cwestiynau yn ymwneud â'r diwedd tymor pedair wythnos y gwnaethom benderfynu ei fabwysiadu, yn dilyn cais y Gweinidog Addysg. Rydych yn gywir i nodi mai dim ond ychydig o awdurdodau sydd wedi mabwysiadu'r dull hwn, ond gwnaed ein penderfyniad ar ôl trafodaeth ddifrifol iawn.

Gwnaethom ymgysylltu'n helaeth â phenaethiaid ac undebau llafur, a chafwyd cyfarfodydd â chadeiryddion llywodraethwyr, i geisio cael ffordd ymlaen a fyddai orau i'n dysgwyr a'n staff. Dim ond ar ôl y trafodaethau hyn y daethom i'r farn y dylem gefnogi cais y Gweinidog, a bwrw ymlaen â gwneud y newid i ddyddiadau'n tymhorau.

Roedd y rhesymau dros ein penderfyniad yn amrywiol, ond ar yr adeg honno roeddent yn cynnwys:

- a) Ceisio gwneud defnydd da o ddyddiau ysgol yn ystod cyfnod pan oedd y gyfradd R a heintiau ledled Cymru (y tu allan i ardal lle roedd problemau ar Ynys Môn) ar bwynt isel, gan roi mwy o sicrwydd inni nag a allai fod gennym yn ddiweddarach yn y flwyddyn.
- b) Dod â dysgwyr yn ôl i amgylcheddau ysgol a reolir yn ofalus ar ôl cyfnod digynsail o fod i ffwrdd o'r ysgol, gyda phryderon cynyddol am iechyd meddwl a lles llawer o'n plant a'n pobl ifanc, ac mewn rhai achosion, pryder am gydweithwyr.
- c) Ceisio defnyddio'r amser hwn i helpu i gynorthwyo dysgwyr gyda'u lles, ond hefyd i ddatblygu eu sgiliau ar gyfer yr hyn a allai fod yn gyfnod estynedig pellach o ddysgu o bell a dysgu cyfunol yn y flwyddyn academaidd nesaf. Mae llawer o gydweithwyr wedi mynegi pryderon yn arbennig am les dysgwyr a chefnogaeth iddynt yn y flwyddyn 10 a'r flwyddyn 12 gyfredol. Mae'r sefyllfa anrhagweladwy sy'n wynebu'r grŵp hwnnw am y flwyddyn nesaf yn bryder difrifol, o ystyried arwyddocâd y flwyddyn honno yn eu bywydau. Mae ein hysgolion uwchradd wedi ymrwmo'n llwyr i'w cefnogi, a gallent ddefnyddio'r amser ychwanegol ym mis Gorffennaf i'w helpu i'w harfogi i fod y gorau y gallant fod wrth wynebu'r misoedd nesaf, gan eu helpu i gynllunio eu gwaith a datblygu eu sgiliau ar gyfer dysgu cyfunol pellach. Yn ystod ein trafodaethau, roedd penaethiaid yn awyddus i bwysleisio y gallai eu dosbarthiadau arholiad elwa o gael mwy o amser yn yr ysgol yn ystod mis Gorffennaf fel y gallent fod wedi'u sefydlu'n dda ar gyfer gweithio dros yr haf a thu hwnt.
- d) Dyrannu gwyliau hanner tymor pythefnos o hyd ym mis Hydref. Ym mis Mehefin, pan oedd yr haint yn fater 'byw' iawn, awgrymai'r modelu ystadegol y gallai mis Hydref fod yn gyfnod arbennig o anodd o ran lledaeniad y pandemig. Felly gallai ein hysgolion fod ar gau am bythefnos yn y mis hwnnw, ond gyda disgyblion mewn gwell sefyllfa ar gyfer cam nesaf y dysgu cyfunol nag y gallent fod wedi'i ddychmygu yn ôl ym mis Mawrth, a'n staff gobeithio yn cael seibiant sylweddol yn yr hyn sydd bob amser yn dymor anodd.
- e) Gwnaethom hefyd geisio cytundeb gan gyfarwyddwyr addysg yr Eglwys yng Nghymru yn y ddwy esgobaeth y mae Powys yn rhan ohonynt, cyfarwyddwr addysg yr eglwys Gatholig a chyrrff llywodraethu pob ysgol wirfoddol â chymorth ac ysgol sylfaen yn unol ag Adran 32A (7) o Ddeddf Addysg 2002, ac roeddent yn gwbl gefnogol i'n penderfyniad.

Gwnaed y penderfyniad yn gyfan gwbl am resymau addysgol, ac o ystyried yr ansicrwydd ar adeg y penderfyniad, roedd yn well defnyddio'r dyddiau a oedd ar gael, a sicrhau y gallai ein dysgwyr gael eu cefnogi hyd eithaf ein gallu cyn eu gwyliau haf.

Nid oedd unrhyw gwestiwn atodol.

**Mae llawer o waith cynllunio a pharatoi ar y gweill ar hyn o bryd i alluogi ysgolion i agor ym mis Medi, i bobl ifanc ddychwelyd i ysgolion.**

**Pa ddyddiad fydd yr Awdurdod hwn yn ailafael yn ei fusnes arferol a phryd fydd swyddfeydd y Cyngor ar agor i aelodau'r cyhoedd?**

### **Ymateb**

Daeth Deddf Coronafeirws 2020 i rym ar 25 Mawrth 2020, gan roi pwerau brys i'r Llywodraeth ddelio â'r pandemig; ategir hyn gan Reoliadau Diogelu Iechyd (Cyfyngiadau Coronafeirws) (Cymru) 2020. Defnyddiwyd Cynllun Parhad Busnes Corfforaethol Cyngor Sir Powys ar 18 Mawrth gan alluogi Gwasanaethau'r Cyngor i ganolbwyntio ar weithgareddau allweddol i ymateb i Covid-19. Mae'r Adroddiad Perfformiad am Chwarter 1, a ystyriwyd gan y Cabinet ar 28 Gorffennaf yn rhoi crynodeb o weithgareddau'r Cyngor mewn ymateb i Covid-19 dros y misoedd diwethaf.

Wrth i Lywodraeth Cymru gynnal ei hadolygiadau 21 diwrnod, rydym wedi ailagor llawer o'n gwasanaethau yn raddol, yn unol â Chanllawiau Llywodraeth Cymru. Ar yr adeg hon, mae deddfwriaeth frys yn parhau i fod mewn grym. Mae Covid yn parhau i gylchredeg yn lleol, yn genedlaethol ac yn fyd-eang. Er bod ysgolion yn ailagor, mae hyn yn cael ei wneud yn unol â chanllawiau'r Llywodraeth, yn seiliedig ar gyngor gwyddonol gan Gell Cyngori Technegol Llywodraeth Cymru. Ar yr adeg hon, cyngor Llywodraeth Cymru o hyd yw

“Dim ond os **nad** yw'n rhesymol ymarferol iddynt weithio gartref y caniateir i weithwyr ddychwelyd i'r gweithle. I'r rhai na allant weithio gartref, mae'n bwysig i gyflogwyr wneud asesiad cychwynnol ynghylch a yw'n ddiogel i staff weithio a lle bo hynny'n berthnasol, eu cyfeirio at sefydliadau cymorth priodol”(1) (2).

Er ein bod yn paratoi ein hadeiladau i alluogi staff i ddychwelyd i'n swyddfeydd, rhaid cynllunio hyn yn ofalus yn unol â Chanllawiau a baratowyd gan Lywodraeth Cymru a'r Weithrediaeth Iechyd a Diogelwch; ar hyn o bryd mae hyn yn gofyn am gadw pellter cymdeithasol llym, hylendid, asesiad risg ar gyfer pob man gwaith, ynghyd â threfniadau i gofnodi presenoldeb, rhag ofn y bydd angen Orlhain Cysylltiadau. Felly nid ydym mewn sefyllfa ar hyn o bryd i gyhoeddi dyddiad pan fydd swyddfeydd y Cyngor ar agor i aelodau'r cyhoedd.

Ar hyn o bryd mae dros 2,000 o staff yn gweithio gartref, gan ddefnyddio ein buddsoddiad mewn technoleg ddigidol. Maent yn darparu ystod eang o wasanaethau, sydd ar gael i aelodau'r cyhoedd trwy ein gwefan a thros y ffôn. Mae dros 3,350 o'n staff yn weithwyr rheng flaen, a chyn belled ag y bo modd maent yn parhau i ddarparu gwasanaethau yn ein hysgolion a lleoliadau gofal, ac yn darparu ystod o wasanaethau o'n depos; gwnaed asesiad risg ym mhob un o'r lleoliadau hyn, a rhoddwyd mesurau priodol ar waith i sicrhau diogelwch ein staff a'n cwsmeriaid.

Yn raddol, mae busnes arferol y Cyngor wedi'i ailsefydlu o bell trwy ddefnyddio Teams, a bydd datblygiadau pellach yn digwydd o fis Medi. Ond bydd hyn yn parhau i fod yn amodol ar gynnydd Covid wrth i swyddogion o bob rhan o'r Cyngor barhau i ymateb i'r firws, sy'n parhau i fod yn weithredol yn y Sir. Mae swyddogion wedi cynnal y trefniadau sydd wedi'u rhoi ar waith ers mis Mawrth, ac maent yn gallu ymateb i unrhyw achosion lleol o Covid yn y Sir. Ar hyn o bryd, ac yn absenoldeb brechlyn neu imiwnedd eang, ni wyddys pa mor hir y bydd angen cadw at y trefniadau hyn.

- (1) Canllawiau Llywodraeth Cymru, Cadwch Gymru yn Ddiogel yn y Gwaith, cyhoeddwyd 2 Mehefin 2020 <https://gov.wales/keep-wales-safe-work>
- (2) Canllawiau HSE, Gweithio'n Ddiogel yn ystod Achosion Coronafeirws <https://www.hse.gov.uk/news/assets/docs/working-safely-guide.pdf>

Mewn ymateb i gwestiwn atodol y Cyngorydd Davies ynghylch yr hyn y gallai'r Cyngor ei wneud i wneud ei wasanaethau'n fwy hygyrch i'r cyhoedd dros y ffôn, dywedodd y Prif Weithredwr nad oedd galwadau ffôn yn cael eu cyfeirio at adeiladau ond yn hytrach at liniaduron swyddogion ond y byddai'n gofyn i gydweithwyr ymchwilio i hyn ac os oedd unrhyw broblemau y byddai'n gofyn iddynt eu hateb.

**18.4. Cwestiwn i'r Aelod Portffolio dros faterion yr Amgylchedd gan y Cyngorydd Sir William Powell**

**Pa gamau y mae Adran Briffyrdd Cyngor Sir Powys yn eu cymryd i sicrhau cyfathrebu effeithiol rhwng ei gweithlu ei hun, staff dan gontract a gweithwyr Asiantaeth Cefnffyrdd Gogledd a Chanolbarth Cymru (N&MWTRA) o ran cynnal a chadw ffyrdd, cau ffyrdd ac ati er mwyn lleihau canlyniadau anfwriadol i gymunedau lleol a'r cyhoedd sy'n teithio?**

**Ymateb**

Mae cyfarfodydd Prif Gontractwyr Cynnal a Chadw Rheolaidd yn cael eu cynnal yn wythnosol rhwng staff CSP a NMWTRA, lle mae'r holl waith sy'n gysylltiedig â'r Rhwydwaith Cefnffyrdd yn cael ei drafod a'i gofnodi.

O ran cau unrhyw ffyrdd ar gyfer cynnal a chadw cylchol, ceir cyfarfod ymlaen llaw â CSP, NMWTRA a Chontractwyr (os yw'n berthnasol), i sicrhau bod yr holl waith yn cael ei gydlynw mewn modd effeithlon a dilynir hyn gan gyfarfod dad-friffio yn dilyn y gwaith i weld a oes angen unrhyw newidiadau ar gyfer achlysuron yn y dyfodol.

Mae'r holl waith mawr ar Gefnffyrdd wedi'i amserlennu trwy gydlynwyr Streetworks. Mae hyn yn sicrhau bod yr holl waith cynnal a chadw ffyrdd a chyfleustodau ac ati yn cael ei gydlynw a bod gofod ar y ffyrdd yn cael ei archebu a'i ddyrannu'n effeithlon.

Mewn ymateb i gais y Cyngorydd Powell i'r cyngor ymgysylltu ag NMWTRA i ymdrin â phryderon preswylwyr ynghylch cau'r A479, dywedodd yr Aelod Portffolio dros yr Amgylchedd y byddai penodi Pennaeth Gwasanaeth newydd yn rhoi cyfle i feddwl o'r newydd.

**18.5. Cwestiwn i'r Aelod Portffolio dros faterion yr Amgylchedd gan y Cyngorydd Sir William Powell**

**Yng ngoleuni sylwadau cadarnhaol a wnaed yn ddiweddar gan Lee Waters AS, Dirprwy Weinidog yr Economi a Thrafnidiaeth Llywodraeth Cymru ar yr ymgyrch dros derfyn cyflymder '20 yn Ddigon' ym mhob ardal drefol, pa ystyriaeth y mae Cyngor Sir Powys wedi'i rhoi i osod terfyn gwirfoddol 20mya ar bob cerbyd sy'n eiddo iddo, neu sy'n darparu ei wasanaethau, yn ein trefi a'n pentrefi?**

**Gan y byddai gan y mesur hwn fanteision mawr o ran diogelwch y cyhoedd a cherddwyr, bywiogrwydd ardaloedd manwerthu a'r sector lletygarwch a diogelu'r amgylchedd, a fydd yr Aelod Portffolio yn ymrwmo i gomisiynu arolwg ymarferoldeb, i'w adolygu gan gymheiriaid yng Nghanolfan y Dechnoleg Amgen ym Machynlleth?**

### **Ymateb**

Cwblhaodd Grŵp Tasglu 20mya Cymru ei adroddiad a gefnogwyd gan bleidlais mewn cyfarfod Llawn ym mis Gorffennaf 2020 i symud ymlaen gyda therfyn cyflymder diofyn 20mya ar gyfer ffyrdd cyfyngedig yng Nghymru cyn gynted â phosibl, gyda dyddiad targed o Ebrill 2023 ar gyfer sicrhau bod y newid yn y gyfraith yn dod i rym. Mae'r adroddiad yn tynnu sylw at y nifer o ystyriaethau a chymhlethdodau y tu ôl i newid ymddygiad o'r fath ac mae hefyd yn cyfeirio na fydd yn briodol gosod terfyn cyflymder o 20mya ar yr holl ffyrdd 30mya presennol megis prif goridorau neu lle nad oes llawer o ddatblygiad ffryntiad ac y bydd angen rhai eithriadau (tua 17% o'r rhwydwaith).

Mae Powys yn sir enfawr ac mae'n ofynnol i'w staff (a'i aelodau) deithio o amgylch y sir gan gyflawni llawer o swyddogaethau amrywiol o wastraff ac ailgylchu i ofal cymdeithasol, gyda gweithwyr yn defnyddio cymysgedd o'u cerbydau eu hunain a rhai a gyflenwir gan wasanaeth neu ar brydles. Mae hefyd yn cyflogi llawer o gontractwyr a chyflenwyr lleol sy'n teithio'n sylweddol fel gweithredwyr bysiau. Ar y cyfan mae gan Bowys record diogelwch ffyrdd dda a chyfradd damweiniau isel yn ei ardaloedd trefol, gyda mwyafrif y damweiniau difrifol yn digwydd ar y rhwydwaith gwledig. Fel rhan o'r ymateb i Covid 19 ac Ailgodi'n Gryfach, byddwn yn cynllunio i leihau ein teithio lle bo'n briodol gan ddefnyddio technoleg ond ar hyn o bryd nid oes gennym gynlluniau o ran gweithredu 20mya gwirfoddol ac mae'n anodd rhagweld sut y gellid gweithredu hyn a 'monitro / gorfodi' yn bragmatig.

Gofynnodd y Cynghorydd Powell i'r Aelod Portffolio ailedrych ar hyn yng ngoleuni'r cynnig brys ar fater yr hinsawdd a basiwyd gan y Cyngor. Dywedodd y Cynghorydd Hulme y byddai hyn ar yr agenda yn y dyfodol.

**Y Cynghorydd Sir B Baynham (Cadeirydd)**

**CYNGOR SIR POWYS COUNTY COUNCIL.****POWYS COUNTY COUNCIL****Date 24<sup>th</sup> September 2020****REPORT AUTHOR: County Councillor Aled Davies  
Portfolio Holder for Finance****REPORT TITLE: Amendment to the Terms of Reference of the Powys  
Local Pension Board**

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**REPORT FOR: Decision**

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**1. Purpose**

To seek agreement on the amendment of the existing terms of reference for the local Pension Board for the Powys Pension Fund, as required by the Public Service Pensions Act 2013.

**2. Background**

- 2.1 The Powys Pension Fund is administered by Powys County Council as the administering authority which was set out in statute following Local Government Reorganisation in 1996. The County Council has previously Delegated responsibility for the management of pension issues to the Pensions & Investment Committee with day to day operational matters delegated to the Section 151 Officer.
- 2.2 The Public Service Pensions Act (PSPA) 2013 introduced a number of changes to public service pension schemes, including a number of key changes impacting on the governance of public service pension schemes. One of these key changes is the requirement for each Administering Authority in the Local Government Pension Scheme (LGPS) to create a local Pension Board. The local Powys Pension Board was established in 2015.
- 2.3 The role of the Pension Board is to assist the Administering Authority to secure compliance with regulations and requirements imposed by the Pensions Regulator; and, to assist in ensuring effective and efficient governance, management and administration of the LGPS and the Powys Pension Fund. This is accepted to mean that the Pension Board has an oversight role but not a decision-making role.
- 2.4 Current Membership
- a) There must be equal numbers of scheme member representatives and Fund employer representatives.

- b) Members of the Board cannot be either Elected Members of Powys County Council serving on Pensions & Investment Committee or Officers involved with the management of the Powys Pension Fund.
- c) There must be at least two of each of these representatives (so a Pension Board must comprise of at least four individuals).
- d) However, these representatives must have "relevant experience and capacity" as well as meeting an ongoing legal requirement in relation to knowledge of pension matters.
- e) Other members can be appointed to the Pension Board in addition to the representatives, but the number of these other members must be less than the total number of representatives.

## 2.5 Proposed Membership

The proposed amendments seek to introduce some additional flexibility for retention and appointment of Board members by:

- a) Increasing the membership of scheme member and employer representatives from two, to three.
- b) Introducing some flexibilities in order to stagger Board membership commencement and cessation dates.

The revised Terms of Reference are attached at Appendix 1.

## 3. **Advice**

- 3.1 It should be noted that local authority legislation, and thus the Council's Constitution, does not automatically apply to local Pension Boards as they are being established under the Public Service Pensions Act 2013.

## 4. **Resource Implications**

- 4.1 The costs for increasing membership are borne by the Powys Pension Fund and there is scope within the budget for these to be met. The budget is reviewed each year and approved by the Pensions and Investment Committee.
- 4.2 The Head of Finance (Section 151 Officer) can support the recommendation.

## 5. **Legal implications**

- 5.1 Legal Services: The recommendation can be supported from a legal point of view and legal services will continue to assist with the establishment and maintenance of the Pension Board in line with the Protocol.
- 5.2 The Head of Legal and Democratic Services (Monitoring Officer) has commented as follows: "I note the legal comment and have nothing to add to the report".

**6. Data Protection**

- 6.1 Not Applicable

**7. Comment from local member(s)**

- 7.1 The Terms of reference have been approved by the Pensions and Investment Committee

**8. Integrated Impact Assessment**

- 8.1 Not Applicable

**9. Recommendation**

- 9.1 That the revised local Pension Board Terms of Reference set out in Appendix 1 are accepted, approved and take immediate effect.

Contact Officer: Chris Hurst  
Tel: 01597 827640  
Email: chris.hurst@powys.gov.uk

Head of Service: Jane Thomas

Corporate Director: Ness Young

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## **LOCAL PENSION BOARD OF POWYS COUNTY COUNCIL TERMS OF REFERENCE**

### **Introduction**

1. This document sets out the terms of reference of the Local Pension Board of Powys County Council, a scheme manager as defined under Section 4 of the Public Service Pensions Act 2013. The Local Pension Board (hereafter referred to as 'the Board') is established in accordance with Section 5 of that Act and under regulation 106 of the Local Government Pension Scheme Regulations 2013 (as amended).
2. The Board is established by Powys County Council and operates independently of the Council's Pensions & Investment Committee. Relevant information about its creation and operation are contained in these Terms of Reference.
3. The Board is not a committee constituted under Section 101 of the Local Government Act 1972 and therefore no general duties, responsibilities or powers assigned to such committees or to any sub-committees or officers under the constitution, standing orders or scheme of delegation of Powys County Council apply to the Board unless expressly included in this document.
4. Except where approval has been granted under regulation 106(2) of the Regulations the Board shall be constituted separately from any committee or sub-committee constituted under Section 101 of the Local Government Act 1972 with delegated authority to execute the function of Powys County Council.

### **Interpretation**

5. The following terms have the meanings as outlined below:

<b>'the Act'</b>	The Public Service Pensions Act 2013.
<b>'the Code'</b>	means the Pension Regulator's Code of Practice No 14 governance and administration of public service pension schemes.
<b>'the Committee'</b>	means the Pensions & Investment Committee who has delegated decision making powers for the Powys Pension Fund in accordance with Section 101 of the Local Government Act 1972.
<b>'the Fund'</b>	means the Fund managed and administered by Powys County Council.

<b>'the Guidance'</b>	means the guidance on the creation and operation of local pension boards issued by the Shadow Scheme Advisory Board.
<b>'the Regulations'</b>	means the Local Government Pension Scheme Regulations 2013 (as amended from time to time), the Local Government Pension Scheme (Transitional Provisions, Savings and Amendment) Regulations 2014 (as amended from time to time) including any earlier regulations as defined in these regulations to the extent they remain applicable and the Local Government Pension Scheme (Management and Investment of Funds) Regulations 2009 (as amended from time to time).
<b>'Relevant legislation'</b>	means relevant overriding legislation as well as the Pension Regulator's Codes of Practice as they apply to Powys County Council and the Board notwithstanding that the Codes of Practice are not legislation.
<b>'the Scheme'</b>	means the Local Government Pension Scheme in England and Wales.

### **Statement of purpose**

6. The purpose of the Board is to assist Powys County Council in its role as a scheme manager of the Scheme. Such assistance is to:
  - (a) secure compliance with the Regulations, any other legislation relating to the governance and administration of the Scheme, and requirements imposed by the Pensions Regulator in relation to the Scheme and;
  - (b) to ensure the effective and efficient governance and administration of the Scheme.

### **Duties of the Board**

7. The Board should at all times act in a reasonable manner in the conduct of its purpose. In support of this duty Board members should be subject to and abide by the code of conduct for Board members.

### **Establishment**

8. The Board is established on 1<sup>st</sup> April 2015 of the recommendation to establish contained in the report entitled 'Creation of Powys Local Pension Board' that was approved by Powys County Council at a meeting held on 21<sup>st</sup> January 2015. Subsequent to its establishment, the Board may establish sub-committees.

## **Membership**

9. The Board shall consist of six voting members, as follows:  
three Scheme Member Representatives; and  
three Employer Representatives.
10. There shall be an equal number of Member and Employer Representatives.
11. There shall also be no other representatives, unless determined by Powys County Council. Any such representatives will not be entitled to vote.

### ***Scheme Member representatives***

12. Scheme Member representatives shall either be scheme members (active, deferred or pensioner) or have capacity to represent scheme members of the Fund.
13. Scheme Member representatives should be able to demonstrate their capacity to attend and complete the necessary preparation for meetings and participate in training as required.
14. Substitutes shall not be appointed.
15. A total of three Scheme Member representatives shall be appointed from the:
  - a) recognised trade unions representing employees who are scheme members of the Fund.
  - b) An active, deferred or pensioner member of the Powys Pension Fund

### ***Employer representatives***

16. Employer representatives shall be office holders or senior employees of employers of the Fund or have experience of representing scheme employers in a similar capacity. No officer or elected member of Powys County Council who is responsible for the discharge of any function of Powys County Council under the Regulations may serve as a member of the Board.
17. Employer representatives should be able to demonstrate their capacity to attend and complete the necessary preparation for meetings and participate in training as required.
18. Substitutes shall not be appointed.
19. A total of three employer representatives shall be appointed to the Board from any of the following sources:

- a) Two employer representatives shall be appointed by the Fund Employers' Meeting where that body is open to and representative of all employers in the Fund.
- b) Where a vacancy remains from a) above, then one employer representative may be appointed following a transparent recruitment process which should be open to all employers in the Fund, or representatives thereof, and be approved by Powys County Council.
- c) One employer representative shall be appointed by Powys County Council.

### **Other members**

- 20. A number of other members may be appointed to the Board by the agreement of both Powys County Council and the Board.
- 21. Other members do not have voting rights on the Board.

### **Appointment of chair**

- 22. An independent chair shall be appointed to the Board using the following process:
  - a) An independent chair to be appointed by Powys County Council but shall count as an 'other' member under paragraphs 20-21 above. In this respect the term independent means having no pre-existing employment, financial or other material interest in either Powys County Council or any scheme employer in the Fund or not being a member of the Fund.

### **Duties of chair**

- 23. The chair of the Board:
  - (a) Shall ensure the Board delivers its purpose as set out in these Terms of Reference,
  - (b) Shall ensure that meetings are productive and effective and that opportunity is provided for the views of all members to be expressed and considered, and
  - (c) Shall seek to reach consensus and ensure that decisions are properly put to a vote when it cannot be reached. Instances of a failure to reach a consensus position will be recorded and published.
  - (d) Shall prepare an Executive Summary of the outcomes of each meeting of the Board, for presentation to the Committee
  - (e) shall draft an "Annual Report" from the Board for consideration by the Board, and to be included in the Annual Report of the Pension Fund

### **Notification of appointments**

- 24. When appointments to the Board have been made Powys County Council shall publish the names of Board members, the process followed in the

appointment together with the way in which the appointments support the effective delivery of the purpose of the Board.

### **Terms of Office**

25. The term of office for Board members is four years.
26. Extensions to terms of office by a period of up to two years may be made by Powys County Council with the agreement of the Board.
27. A Board member may be appointed for further terms of office using the methods set out in paragraphs 15 and 19.
28. Board membership may be terminated prior to the end of the term of office due to:
  - (a) A member representative appointed on the basis of their membership of the scheme no longer being a scheme member in the Fund.
  - (b) A member representative no longer being a scheme member or a representative of the body on which their appointment relied.
  - (c) An employer representative no longer holding the office or employment or being a member of the body on which their appointment relied.
  - (d) A Board member no longer being able to demonstrate to Powys County Council their capacity to attend and prepare for meetings or to participate in required training.
  - (e) The representative being withdrawn by the nominating body and a replacement identified.
  - (f) A Board member has a conflict of interest which cannot be managed in accordance with the Board's conflict policy.
  - (g) A Board member who is an elected member becomes a member of the Committee.
  - (h) A Board member who is an officer of Powys County Council becomes responsible for the discharge of any function of Powys County Council under the Regulations.

### **Conflicts of interest**

29. All members of the Board must declare to Powys County Council on appointment and at any such time as their circumstances change, any potential conflict of interest arising as a result of their position on the Board.
30. A conflict of interest is defined as a financial or other interest which is likely to prejudice a person's exercise of functions as a member of the Board. It does not include a financial or other interest arising merely by virtue of that person being a member of the Scheme.
31. On appointment to the Board and following any subsequent declaration of potential conflict by a Board member, Powys County Council shall ensure that any potential conflict is effectively managed in line with both the internal procedures of the Board's conflicts policy and the requirements of the Code.

32. Each member of the LGPS Local Pension Board (as well as any other attendees participating in the meeting) will be expected to declare, on appointment and at each meeting, any interests which may lead to conflicts of interest in the subject area or specific agenda of that LGPS Local Pension Board.

### **Knowledge and understanding (including Training)**

33. Knowledge and understanding must be considered in light of the role of the Board to assist Powys County Council in line with the requirements outlined in paragraph 6 above, including appropriate consideration given towards cyber security risk. The Board shall establish and maintain a Knowledge and Understanding Policy and Framework to address the knowledge and understanding requirements that apply to Board members under the Act. That policy and framework shall set out the degree of knowledge and understanding required as well as how knowledge and understanding is acquired, reviewed and updated.
34. Board members shall attend and participate in training arranged in order to meet and maintain the requirements set out in the Board's knowledge and understanding policy and framework.
35. Board members shall participate in such personal training needs analysis or other processes that are put in place in order to ensure that they maintain the required level of knowledge and understanding to carry out their role on the Board.
36. Board members should complete the Pension Regulator's online Toolkit

### **Meetings**

37. The Board shall as a minimum meet four times each year.
38. Meetings shall normally take place between the hours of 9.00am and 5.00pm at the offices of Powys County Council.
39. The chair of the Board with the consent of the Board membership may call additional meetings. Urgent business of the Board between meetings may, in exceptional circumstances, be conducted via communications between members of the Board including telephone conferencing and e-mails. Matters of urgency must be fully recorded and explained by the Board.

### **Quorum**

40. A meeting is only quorate when at least one scheme member and one employer representative are present and where the independent Chair is in attendance. In addition, where a meeting proceeds with an imbalance between Employer and Scheme Member Representatives, the Chair will

ensure that any vote taken is based on a balance of these Representatives, as and when the situation demands.

41. A meeting that becomes inquorate may continue but any decisions will be non-binding and shall require ratification at the following meeting.

### **Board administration**

42. The Chair shall agree with the Board Secretary an agenda prior to each Board meeting.
43. The agenda and supporting papers will be issued at least ten working days (where practicable) in advance of the meeting except in the case of matters of urgency.
44. Draft minutes of each meeting including all actions and agreements will be recorded and circulated to all Board members within ten working days after the meeting. These draft minutes will be subject to formal agreement by the Board at their next meeting. Any decisions made by the Board should be noted in the minutes and in addition where the Board was unable to reach a decision such occasions should also be noted in the minutes.
45. The minutes may with the agreement of the Board, be edited to exclude items on the grounds that they would either involve the likely disclosure of exempt information as specified in Part 1 of Schedule 12A of the Local Government Act 1972 or it being confidential for the purposes of Section 100A(2) of that Act and/or they represent data covered by the Data Protection Act 1998 and compliance with the General Data Protection Regulations (GDPR).
46. The Board Secretary shall ensure that Board members meet and maintain the knowledge and understanding as determined in the Board's Knowledge and Understanding Policy and Framework and other guidance or legislation.
47. The Board Secretary shall arrange such advice as is required by the Board subject to such conditions as are listed in these Terms of Reference for the use of the budget set for the Board.
48. The Board Secretary shall ensure an attendance record is maintained along with advising Powys County Council on allowances and expenses to be paid under these terms.
49. The Board Secretary shall liaise with Powys County Council on the requirements of the Board, including advanced notice for officers to attend and arranging dates and times of Board meetings.

### **Public access to Board meetings and information**

50. The Board meetings will be open to the general public (unless there is an exemption under relevant legislation which would preclude part (or all) of the meeting from being open to the general public), but the Board may resolve to

go into confidential session for specific agenda items, on the grounds of commercial sensitivity.

51. The following will be entitled to attend full meetings of the Board in an observer capacity:

- (a) Members of the Committee,
- (b) The Section 151 Officer and the Monitoring Officer or the designated deputy of either statutory post, of Powys County Council,
- (c) Any person requested to attend by the Board.
- (d) Any future Board member appointed in advance of their taking up their appointment

Any such attendees will be permitted to speak at the discretion of the Chair.

52. In accordance with the Act Powys County Council shall publish information about the Board to include:

- (a) The names of Board members and their contact details.
- (b) The representation of employers and members on the Board.
- (c) The role of the Board.
- (d) These Terms of Reference.

53. Powys County Council shall also publish other information about the Board including:

- (a) Agendas and minutes
- (b) Training and attendance logs
- (c) An annual report on the work of the Board to be included in the Fund's own annual report.

54. All or some of this information may be published using the following means or other means as considered appropriate from time to time:

- (a) On the Fund's website.
- (b) As part of the Fund's Annual Report.
- (c) As part of the Fund's Governance Compliance Statement.

55. Information may be excluded on the grounds that it would either involve the likely disclosure of exempt information as specified in Part 1 of Schedule 12A of the Local Government Act 1972 or it being confidential for the purposes of Section 100A(2) of that Act and/or they represent data covered by the Data Protection Act 1998.

### **Expenses and allowances**

56. Powys County Council shall meet the expenses of Board members in line with Powys County Council's policy on expenses as set out in the Travel and Subsistence Policy.

57. Powys County Council shall pay allowances for Board members where it is determined to be appropriate.

- a) Powys County Council may determine to pay allowances for Board members who are either employees of scheme employers acting as Employer Representatives, or Scheme Member Representatives, in line with the Council's Schedule of Member Remuneration as applied to co-opted members.

## **Budget**

58. The Board is to be provided with adequate resources to fulfil its role. In doing so the budget for the Board will be met from the Powys Pension Fund and determined by the Board seeking approval from the Section 151 Officer on an annual basis. The budget will be managed by and at the discretion of the Board.

## **Core functions**

59. The first core function of the Board is to assist Powys County Council in securing compliance with the Regulations, any other legislation relating to the governance and administration of the Scheme, and requirements imposed by the Pensions Regulator in relation to the Scheme. Within this extent of this core function the Board may determine the areas it wishes to consider including but not restricted to:

- a) Review regular compliance monitoring reports which shall include reports to and decisions made under the Regulations by the Committee.
- b) Review management, administrative and governance processes and procedures in order to ensure they remain compliant with the Regulations, relevant legislation and in particular the Code.
- c) Review the compliance of scheme employers with their duties under the Regulations and relevant legislation.
- d) Assist with the development of and continually review such documentation as is required by the Regulations including Governance Compliance Statement, Funding Strategy Statement and Statement of Investment Principles.
- e) Assist with the development of and continually review scheme member and employer communications as required by the Regulations and relevant legislation.
- f) Monitor complaints and performance on the administration and governance of the scheme.
- g) Assist with the application of the Internal Dispute Resolution Procedure.
- h) Review the complete and proper exercise of Pensions Ombudsman cases.
- i) Review the implementation of revised policies and procedures following changes to the Scheme.

- j) Review the arrangements for the training of Board members and those elected members and officers with delegated responsibilities for the management and administration of the Scheme.
- k) Review the complete and proper exercise of employer and administering authority discretions.
- l) Review the outcome of internal and external audit reports.
- m) Review draft accounts and Fund annual report.
- n) Review the compliance of particular cases, projects or process on request of the Committee.
- o) Any other area within the statement of purpose (i.e. assisting Powys County Council) the Board deems appropriate.

60. The second core function of the Board is to ensure the effective and efficient governance and administration of the Scheme. Within this extent of this core function the Board may determine the areas it wishes to consider including but not restricted to:

- a) Assist with the development of improved customer services.
- b) Monitor performance of administration, governance and investments against key performance targets and indicators.
- c) Review the effectiveness of processes for the appointment of advisors and suppliers to Powys County Council.
- d) Monitor investment costs including custodian and transaction costs.
- e) Monitor internal and external audit reports.
- f) Review the risk register as it relates to the scheme manager function of Powys County Council.
- g) Assist with the development of improved management, administration and governance structures and policies.
- h) Review the outcome of actuarial reporting and valuations.
- i) Assist in the development and monitoring of process improvements on request of Committee.
- j) Assist in the development of asset voting and engagement processes and compliance with the UK Stewardship Code.
- k) Any other area within the statement of purpose (i.e. ensuring effective and efficient governance and administration of the scheme) the Board deems appropriate.

61. In support of its core functions the Board may make a request for information to the Committee with regard to any aspect of Powys County Council's function. Any such request should be reasonably complied with in both scope and timing.

62. In support of its core functions the Board may make recommendations to the Committee which should be considered and a response made to the Board on the outcome within a reasonable period of time.

## **Reporting**

63. The Board should in the first instance report its requests, recommendations or concerns to the Committee. In support of this any member of the Board may attend a Committee meeting as an observer.
64. Requests and recommendations should be reported under the provisions of paragraphs 61 and 62 above.
65. The Board should report any concerns over a decision made by the Committee to the Committee subject to the agreement of at least 50% of voting Board members provided that all voting members are present. If not all voting members are present then the agreement should be of all voting members who are present, where the meeting remains quorate.
66. On receipt of a report under paragraph 65 above the Committee should, within a reasonable period, consider and respond to the Board.
67. Where the Board is not satisfied with the response received it may request that a notice of its concern be placed on the website and in the Fund's annual report.
68. Where the Board is satisfied that there has been a breach of regulation which has been reported to the Committee under paragraph 63 and has not been rectified within a reasonable period of time it is under an obligation to escalate the breach.
69. The appropriate internal route for escalation is to the Monitoring Officer and Section 151 Officer.
70. The Board may report concerns to the LGPS Scheme Advisory Board for consideration subsequent to, but not instead of, using the appropriate internal route for escalation.
71. Board members are also subject to the requirements to report breaches of law under the Act and the Code and the provisions set out in Powys County Council's Whistleblowing Policy. The Board, and any other reporters, would need to follow the process set out in the Code prior to formally reporting to the Pensions Regulator. )

**Review of terms of reference**

72. These Terms of Reference shall be reviewed on each material change to those parts of the Regulations covering local pension boards and at least every four years.
73. These Terms of Reference were adopted on 1<sup>st</sup> April 2015 and were revised following the Board meeting of 13<sup>th</sup> February 2020 and the Pensions and Investment Committee meeting of 26<sup>th</sup> June 2020.

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**Signed on behalf of Powys County Council**

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**Signed on behalf of the Board**

**Published 1<sup>st</sup> April 2015**  
**Revised 26<sup>th</sup> June 2020**

# 13.1

## CYNGOR SIR POWYS COUNTY COUNCIL

County Council  
24 September 2020

**REPORT AUTHOR:** County Councillor Heulwen Hulme, Portfolio Holder for Environment

**SUBJECT:** Question from County Councillor Gareth Ratcliffe

**Businesses in Hay are overwhelmingly positive about the impact that 2 hours free parking has had on trade throughout the month of August, with some businesses attributing between 20 and 30% increases on last year to the fact that visitors and residents can now park for longer, for free. This has been a hugely successful initiative - thank you very much for doing it. With this in mind and with many businesses also stating they need all the help they can get as we go into the quieter winter months, has PCC done any impact on the free parking for businesses in Powys and how are the council looking support businesses through the winter. Also in light of the feed back would Powys County Council extend this at least through winter to give businesses the best possible support? It really could make or break things for some businesses in the town and support is vital to ensure we do not have ghost towns in mid Wales come early 2021?**

### **Response**

The decision for free parking over the summer holiday period was made in these unprecedented times to reflect our commitment to the #supportlocalpowys campaign, to promote the re-opening of the high street and support our local businesses. It is pleasing to hear that this was greatly received and helped to achieve positive results for the businesses within Hay on Wye.

With no sound baseline from which to measure in such extraordinary times, and no information of the free use, there is unfortunately no formal assessment or measure that can be made of the impact on car parking numbers or footfall associated with the free parking provided, limiting any assessment to anecdotal or subjective opinions that could be drawn.

You will recall that providing free parking for August would generate an additional budget pressure of £85,000 and that this was agreed to be funded Corporately from reserves. The motion to support the extension of this free parking was tabled at the 30 July meeting of full council where it was resolved not to support its continuance with 23 votes for the motion of extending the free parking for 6 months compared to 30 against, with 3 abstentions.

Given this, there is no clear mandate to give this matter any further consideration.

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# 13.2

## CYNGOR SIR POWYS COUNTY COUNCIL

County Council  
24 September 2020

**REPORT AUTHOR:** County Councillor Aled Davies, Portfolio Holder for Finance, Countryside and Transport

**SUBJECT:** Question from County Councillor Jeremy Pugh

**Who and which department is responsible for the failure to provide face masks for our young people travelling on Powys school transport to and from schools as they did not arrive at the schools until several days after?**

### Response

On the afternoon of Wednesday 26th August Welsh Government recommended that children over 11 were advised to wear face coverings on School Transport. Powys CC decided that it would provide two reusable face coverings to each pupil in line with the Welsh Government recommendation. This recommendation provided the Council with very little time to provide the response necessary and to be able to source get delivered and distribute the products required

Commercial services sourced 7,000 face coverings and then undertook the necessary checks supporting certification and accreditations including liaison with Health and Safety to check their suitability. The supplier agreed to deliver the 3,500 face coverings on Tuesday 1st September (following the Bank Holiday Monday) with a further 3,500 being scheduled for delivery on Monday 7th September.

The supplier failed to deliver on the agreed time scale but did deliver the 4000 disposable masks as a gesture of goodwill.

1500 reusable masks were delivered on the 3rd September. Face coverings were available to pupils on Friday 4th September, one day after the partial return to school.

Due to the original order not meeting agreed delivery dates the Council responded quickly and sourced masks from another supplier, 4100 which were delivered on Friday 4th September with the balance being delivered w/c 7th September.

All Secondary Schools have now received 2 face coverings for each learner who is transported to school on a Powys CC bus.

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# 13.3

## CYNGOR SIR POWYS COUNTY COUNCIL

County Council  
24 September 2020

**REPORT AUTHOR:** County Councillor Aled Davies, Portfolio Holder for Finance, Countryside and Transport

**SUBJECT:** Question from County Councillor Karen Laurie-Parry

**Am I correct in my understanding that Powys County Council owns 10 Coaches used for Public Transport, that are used by Coach Operators?**

Having recently travelled on a contracted Coach used for Public Transport, in another Authority, I noticed the coach company itself, was able to advertise its full details on the outside of that particular Authority's Public Transport Coach and inside too, along with other advertisements.

As I am sure, my fellow County Councillors are also trying to identify means of income generating to support revenue, do we have a Policy of charging for Advertisements on Coaches which we own? If not, could it possibly be a consideration?

### **Response**

The Council owns 20 service buses which were grant funded by Welsh Government to be deployed on TrawsCymru bus routes across the County. The vehicles are been covered in the TrawsCymru livery which is protected by Welsh Government and does not allow for adverts to be placed on the internal or external surfaces of the vehicles.

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