

CYNGOR SIR YNYS MON / ISLE OF ANGLESEY COUNTY COUNCIL	
COMMITTEE:	Standards Committee
DATE:	13.03.2019
REPORT TITLE:	Dispensation(s)
PURPOSE OF THE REPORT:	To advise the Committee of the outcome of any dispensation applications received since 12 September 2018
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1. INTRODUCTION

Where a county councillor/town/community councillor has a prejudicial interest in a matter to be considered by their authority, the code of conduct requires that the interest be declared/registered and that the member leave the meeting and not participate/influence the decision/s.

The code of conduct provides inbuilt “dispensations” in certain limited circumstances which are listed in [paragraph 12\(2\) of the code](#).

Additionally, if paragraph 12(2) of the Code does not help, then the Standards Committee has discretion to grant a dispensation to a member, in specific circumstances, as listed in statutory regulations.

If granted, a dispensation will overreach the prejudicial element of the interest (that is the bias or perceived bias) and will enable the member to participate in the matter; perhaps with a limited or restricted input, and for a specified timescale.

2. BACKGROUND

To assist members in using the process for dispensations whenever it may be suitable, and as effectively as possible, the Standards Committee has published an [Advice and Guidance Note](#). Additionally, information was provided to town and community council clerks on the potential for dispensations in an email dated 6th March 2017.

Given that dispensations are often required at the minimum amount of notice legally possible, the Standards Committee has established an arrangement whereby a Panel of three members may be called to deal with any application received between meetings of the full Committee. Applications received from county councillors may be heard by any three independent / County Council members (with the independent members to be in the majority) and applications from town/community councillors are to be heard by independent members and town/community council members (independent members to be in the majority).

3. APPLICATIONS MADE SINCE 12TH SEPTEMBER 2018

3.1 Dispensation Panel Hearing on 28th January 2019

- 3.1.1 The Panel received a full written application on 21st January 2019 in relation to Councillor Llinos Medi Huws' application for dispensation in relation to education matters including (a) schools in the Amlwch area, and (b) Post-16 Education provision in the County. The Panel met to hear from the applicant and to determine the application on 28th January 2019.
- 3.1.2 Attached at **Enclosure 1** in the report which was presented to the Panel at the 28th January 2019 Hearing.
- 3.1.3 Attached at **Enclosure 2** are the draft minutes from the Dispensation Panel.
- 3.1.4 The Panel decided to grant an unlimited dispensation to Councillor Huws on the following terms:-
- To write to officers and the Executive / Committee / Council about the issue;
 - To speak to officers of the Council about the issue, provided a note is taken of any such discussions;
 - To speak at Executive / Committee / Council meetings and answer any questions about the issue;
 - To remain in the room during any debate/voting on the issue;
 - To vote at such meetings; and
 - To participate in all external meetings in her elected capacity.
- 3.1.5 The grounds upon which the dispensation was granted were that:-
- (d) the nature of the Member's interest is such that the Member's participation in the business to which the interest relates would not damage public confidence in the conduct of the Council's business;
 - (f) the participation of the Member in the business to which the interest relates is justified by the Member's particular role or expertise;
 - (g) the registerable interest relates to business which is to be considered by Scrutiny Committee of the Council, and the Member's interest is not a Pecuniary/financial interest;
 - (i) It appears to the Standard Committee to be in the interest of the inhabitants of the area of the Council that the disability should be removed, provided that written notification of the grant of the dispensation is given to the National Assembly for Wales within 7 days. Such a notification should specify the Member to whom the dispensation would apply and the Standards Committee's reasons why the disability should be removed;

- 3.1.6 The dispensation (if it remains relevant) will in any event expire on the expiry of Councillor Llinos Medi Huws' current term on the Isle of Anglesey County Council.

3.2 Dispensation Panel Hearing on 11th February 2019 cancelled

- 3.2.1 5 applications for dispensations were received by Councillors of Llanbadrig Community Council in relation to Wylfa Newydd ("New Wylfa")
- 3.2.2 A Hearing date was arranged for the 11th February 2019. However, due to the developments in January 2019 and Hitachi's decision to suspend the work on the Wylfa Newydd project, a decision was made to postpone the Hearing indefinitely. The Community Council Clerk has been advised to contact officers in the Legal Department should a further hearing need to be arranged.

3.3 Dispensation Panel Hearing on 7th March 2019

- 3.3.1 A Dispensation Panel Hearing has been arranged on 7th March 2019 to consider an application made by Llanelian Community Council members in relation to the provision of education in schools in the Amlwch area.
- 3.3.2 More than half the Members of the Community Council have submitted an application and the matter will be considered as a block dispensation.
- 3.3.3 A verbal update of the Panel's decision will be provided at the Standards Committee meeting on 13th March 2019 and written confirmation provided at the Standards Committee meeting in September 2019

3.4 Dispensation Panel Hearing on 22nd March 2019

- 3.4.1 At the Dispensation Panel Hearing to consider Councillor Llinos Medi Huws' application for dispensation, the Panel explained that it considered that a dispensation application should be made by any / all members of the Executive who are parents / grandparents to children and young people on Anglesey who may be affected by a decision in relation to post-16 education provision in the County.
- 3.4.2 Enquiries have been made and a block application is being submitted via 2 applications (one for five members of the Executive who are grandparents) and one application by Councillor Carwyn Elias Jones.
- 3.4.3 Written confirmation of the Panel's decision will be provided at the Standards Committee Meeting in September 2019.

4. RECOMMENDATION

1. For the Committee to note the dispensations granted and the grounds and circumstances in which they were granted.
2. For the members of the Panel only (Michael Wilson, Denise Harris-Edwards John R Jones) to ratify/amend the draft minutes at **Enclosure 2**.

3. For the Committee to receive written information on the other dispensations identified in 3.3 and 3.4 at the Standards Committee meeting in September 2019.
4. Although the same is implicit, for the Committee to agree an amendment to the Standard Dispensation Application/Permission Form to include express reference, as part of the “permission” drop-down list, for a Member who is granted a dispensation to be permitted to participate in all public meetings and outside bodies. The wording suggested is as follows:
“if relevant, to include full participation in public meetings and meetings of any outside bodies etc”.

ISLE OF ANGLESEY COUNTY COUNCIL	
MEETING:	STANDARDS COMMITTEE (DISPENSATION PANEL)
DATE:	28 JANUARY 2019
TITLE OF REPORT:	TO CONSIDER AN APPLICATION FOR DISPENSATION
PURPOSE OF THE REPORT:	TO CONSIDER WHETHER OR NOT TO GRANT AN APPLICATION FOR DISPENSATION BY A COUNTY COUNCILLOR (THE LEADER) AND IF SO, ON WHAT TERMS
REPORT BY:	Mared Wyn Yaxley SOLICITOR (Corporate Governance) mwyys@anglesey.gov.uk / 01248 752566

ATTACHED DOCUMENTS

1. Code of Conduct for Members of the Isle of Anglesey County Council
2. The Standards Committees (Grant of Dispensations) (Wales) Regulations 2001
3. Section 4 of the Local Government Regulations (Standards Committees, Investigations, Dispensations and Referral) (Wales) (Amendment) 2016
4. Briefing Note on Dispensations provided by the Standards Committee for the elected Members of the Isle of Anglesey County Council along with Application and Decision Forms.
5. Council Plan 2017-2022
6. Annual Delivery Document 2018-2019
7. Councillor Llinos Medi Huws' Application
8. Methodology note for the consideration of applications for dispensations

1. LEGAL BACKGROUND

Pursuant to the Isle of Anglesey County Council's Code of Conduct (**Enclosure 1**), members who have a personal and prejudicial interest are precluded from any discussion on that matter in the County Council, or in any meeting which they attend in their capacity as a member of the Council.

Personal interests are listed in paragraph 10 of the Code. The definition of prejudicial interests is provided in paragraph 12 of the Code.

In some limited, and specified, circumstances a member may be able to overreach the impediment created by the personal and prejudicial interest if they are able to obtain a dispensation from the Standards Committee.

Dispensations may only be granted in the circumstances listed in Section 2 of **Enclosure 2**, and have been amended in accordance with **Enclosure 3**. The Briefing Note and the reverse of the Application Form therein (**Enclosure 4**) also provide details of these circumstances.

2. FACTUAL BACKGROUND

It is well known that the Isle of Anglesey County Council is engaging with (a) schools in the Amlwch area and (b) the county's secondary schools with regard to post-16 education.

Schools Modernisation is one of the Isle of Anglesey County Council's objectives in the Council's Plan for 2017-2022. See **Enclosure 5**.

The "2018-2019 Annual Delivery Document" was published with an introduction from Councillor Llinos Medi Hughes in her capacity as Leader of the Council. The first objective discussed is education and skills and the educational model in Amlwch. See **Enclosure 6**.

An engagement process has been ongoing during November and December in each of the schools under consideration, including primary schools in the Amlwch area and the 5 secondary schools in Anglesey. This process included open evenings where officers and elected members were present. Councillor Llinos Medi Huws attended these evenings.

The Schools Modernisation Strategy (Amlwch Area) notes that any new school would be ready for September 2022 (less than 4 years). The Executive will be required to make recommendations and decisions at several different stages. The Leader is the chair of the Executive.

The Leader will attend before the Standards Committee Panel to present her application and to provide the Panel with any further information.

3. THE APPLICATION

Any member wishing to obtain a dispensation must submit a written application, identifying the impediment and the grounds upon which he/she is relying in order to apply. The Standards Committee, or a Panel of the Standards Committee, will then hear the application in a public meeting.

The application received has been attached at **Enclosure 7**, and the application identifies the business in which the Leader wishes to participate, the type of dispensation sought and the statutory grounds upon which application is made.

The Panel may ask further questions regarding the Application in the public meeting.

4. PANEL'S CONSIDERATIONS

The Panel should consider following the Methodology Note (**Enclosure 8**) which lists the matters the Panel needs to take into consideration.

In any case where the Panel decides to grant a dispensation, consideration should also be given to imposing constraints e.g. limiting the dispensation specifically to those interests identified in the application or extending the dispensation to cover other issues arising from this matter in the future, etc. The Panel is referred to the 'Decision Form' included in **Enclosure 4** which notes the considerations which should be borne in mind when granting a dispensation to an applicant.

5. RECOMMENDATION

To consider the merits of the application and:

(A) determine whether or not to grant a dispensation; and,

(B) if granting a dispensation, to consider:-

(i) on what ground or grounds the dispensation is granted; and

(ii) whether there are any limitations/constraints to be imposed.

5.1 Members' Code of Conduct

This is the Code of Conduct adopted by the County Council on 12.05.2016

Part 1 - Interpretation

1. (1) In this code

“co-opted member” (“aelod cyfetholedig”), in relation to a relevant authority, means a person who is not a member of the authority but who -

(a) is a member of any committee or subcommittee of the authority, or

(b) is a member of, and represents the authority on, any joint committee or joint subcommittee of the authority, and who is entitled to vote on any question which falls to be decided at any meeting of that committee or subcommittee;

“meeting” (“cyfarfod”) means any meeting -

(a) of the relevant authority,

(b) of any executive or board of the relevant authority,

(c) of any committee, subcommittee, joint committee or joint subcommittee of the relevant authority or of any such committee, subcommittee, joint committee or joint subcommittee of any executive or board of the authority, or

(d) where members or officers of the relevant authority are present other than a meeting of a political group constituted in accordance with regulation 8 of the Local Government (Committees and Political Groups) Regulations 1990 (1) and includes circumstances in which a member of an executive or board or an officer acting alone exercises a function of an authority;

“member” (“aelod”) includes, unless the context requires otherwise, a co-opted member;

“registered society” means a society, other than a society registered as a credit union, which is —

(a) a registered society within the meaning given by section 1(1) of the Co-operative and Community Benefit Societies Act 2014; or

(b) a society registered or deemed to be registered under the Industrial and Provident Societies Act (Northern Ireland) 1969;

“register of members' interests” (“cofrestr o fuddiannau'r aelodau”) means the register established and maintained under section 81 of the Local Government Act 2000;

“relevant authority” (“awdurdod perthnasol”) means -

- (a) a county council,
- (b) a county borough council,
- (c) a community council,
- (d) a fire and rescue authority constituted by a scheme under section 2 of the Fire and Rescue Services Act 2004 or a scheme to which section 4 of that Act applies,
- (e) a National Park authority established under section 63 of the Environment Act 1995;

“you” (“chi”) means you as a member or co-opted member of a relevant authority; and

“your authority” (“eich awdurdod”) means the relevant authority of which you are a member or co-opted member.

(2) In relation to a community council—

(a) “proper officer” (“swyddog priodol”) means an officer of that council within the meaning of section 270(3) of the Local Government Act 1972; and

(b) “standards committee” (“pwyllgor safonau”) means the standards committee of the county or county borough council which has functions in relation to the community council for which it is responsible under section 56(1) and (2) of the Local Government Act 2000.

Part 2 - General Provisions

2. (1) Save where paragraph 3(a) applies, you must observe this code of conduct -

(a) whenever you conduct the business, or are present at a meeting, of your authority;

(b) whenever you act, claim to act or give the impression you are acting in the role of member to which you were elected or appointed;

(c) whenever you act, claim to act or give the impression you are acting as a representative of your authority; or

(d) at all times and in any capacity, in respect of conduct identified in paragraphs 6(1)(a) and 7.

(2) You should read this code together with the general principles prescribed under section 49(2) of the Local Government Act 2000 in relation to Wales.

3. Where you are elected, appointed or nominated by your authority to serve -

(a) on another relevant authority, or any other body, which includes a police authority or Local Health Board you must, when acting for that other authority or body, comply with the code of conduct of that other authority or body; or

(b) on any other body which does not have a code relating to the conduct of its members, you must, when acting for that other body, comply with this code of conduct, except and insofar as it conflicts with any other lawful obligations to which that other body may be subject.

4. You must -

(a) carry out your duties and responsibilities with due regard to the principle that there should be equality of opportunity for all people, regardless of their gender, race, disability, sexual orientation, age or religion;

(b) show respect and consideration for others;

(c) not use bullying behaviour or harass any person; and

(d) not do anything which compromises, or which is likely to compromise, the impartiality of those who work for, or on behalf of, your authority.

(e) attend at least one training session on this code of conduct during each full term of office, such attendance to take place during the six months following election in the case of those members elected to the County Council for the first time and those having been re-elected but without continuity of office.

5. You must not -

(a) disclose confidential information or information which should reasonably be regarded as being of a confidential nature, without the express consent of a person authorised to give such consent, or unless required by law to do so;

(b) prevent any person from gaining access to information to which that person is entitled by law.

6. (1) You must -

(a) not conduct yourself in a manner which could reasonably be regarded as bringing your office or authority into disrepute;

(b) report, whether through your authority's confidential reporting procedure or direct to the proper authority, any conduct by another member or anyone who works for, or on behalf of, your authority which you reasonably believe involves or is likely to involve criminal behaviour (which for the purposes of this paragraph does not include offences or behaviour capable of punishment by way of a fixed penalty);

(c) report to your authority's monitoring officer any conduct by another member which you reasonably believe breaches this code of conduct;

(d) not make vexatious, malicious or frivolous complaints against other members or anyone who works for, or on behalf of, your authority.

(2) You must comply with any request of your authority's monitoring officer, or the Public Services Ombudsman for Wales, in connection with an investigation conducted in accordance with their respective statutory powers.

7. You must not -

(a) in your official capacity or otherwise, use or attempt to use your position improperly to confer on or secure for yourself, or any other person, an advantage or create or avoid for yourself, or any other person, a disadvantage;

(b) use, or authorise others to use, the resources of your authority -

(i) imprudently;

(ii) in breach of your authority's requirements;

(iii) unlawfully;

(iv) other than in a manner which is calculated to facilitate, or to be conducive to, the discharge of the functions of the authority or of the office to which you have been elected or appointed;

(v) improperly for political purposes; or

(vi) improperly for private purposes.

8. You must -

(a) when participating in meetings or reaching decisions regarding the business of your authority, do so on the basis of the merits of the circumstances involved and in the public interest having regard to any relevant advice provided by your authority's officers, in particular by -

(i) the authority's head of paid service;

(ii) the authority's chief finance officer;

(iii) the authority's monitoring officer;

(iv) the authority's chief legal officer (who should be consulted when there is any doubt as to the authority's power to act, as to whether the action proposed lies within the policy framework agreed by the authority or where the legal consequences of action or failure to act by the authority might have important repercussions);

(b) give reasons for all decisions in accordance with any statutory requirements and any reasonable additional requirements imposed by your authority.

9. You must -

(a) observe the law and your authority's rules governing the claiming of expenses and allowances in connection with your duties as a member;

(b) avoid accepting from anyone gifts, hospitality (other than official hospitality, such as a civic reception or a working lunch duly authorised by your authority), material benefits or services for yourself or any person which might place you, or reasonably appear to place you, under an improper obligation.

Part 3 - Interests

Personal Interests

10. (1) You must in all matters consider whether you have a personal interest, and whether this code of conduct requires you to disclose that interest.

(2) You must regard yourself as having a personal interest in any business of your authority if -

(a) it relates to, or is likely to affect -

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

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

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

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

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

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

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

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

(ix) any -

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

(bb) company, registered society, charity, or body directed to charitable purposes;

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

(dd) trade union or professional association; or

(ee) private club, society or association operating within your authority's area,

and in relation to (aa) to (ee), in which you have membership or hold a position of general control or management;

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

[Note: subparagraph (b) is omitted]

(c) a decision upon it might reasonably be regarded as affecting -

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

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

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

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

(v) any body listed in paragraphs 10(2)(a)(ix)(aa) to (ee) in which persons described in 10(2)(c)(i) hold a position of general control or management,

and in relation to (i) to (v), to a greater extent than the majority of –

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

or

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

Disclosure of Personal Interests

11. (1) Where you have a personal interest in any business of your authority and you attend a meeting at which that business is considered, you must disclose orally to that meeting the existence and nature of that interest before or at the commencement of that consideration, or when the interest becomes apparent.

(2) Where you have a personal interest in any business of your authority and you make -

(a) written representations (whether by letter, facsimile or some other form of electronic communication) to a member or officer of your authority regarding that business, you should include details of that interest in the written communication; or

(b) oral representations (whether in person or some form of electronic communication) to a member or officer of your authority you should disclose the interest at the commencement of such representations, or when it becomes apparent to you that you have such an interest, and confirm the representation and interest in writing within 14 days of the representation.

(3) Subject to paragraph 14(1)(b) below, where you have a personal interest in any business of your authority and you have made a decision in exercising a function of an executive or board, you must in relation to that business ensure that any written statement of that decision records the existence and nature of your interest.

(4) You must, in respect of a personal interest not previously disclosed, before or immediately after the close of a meeting where the disclosure is made pursuant to sub-paragraph 11(1), give written notification to your authority in accordance with any requirements identified by your authority's monitoring officer from time to time but, as a minimum containing -

(a) details of the personal interest;

(b) details of the business to which the personal interest relates; and

(c) your signature

(5) Where you have agreement from your monitoring officer that the information relating to your personal interest is sensitive information, pursuant to paragraph 16(1), your obligations under this paragraph 11 to disclose such information, whether orally or in writing, are to be replaced with an obligation to disclose the existence of a personal interest and to confirm that your monitoring officer has agreed that the nature of such personal interest is sensitive information.

(6) For the purposes of sub-paragraph (4), a personal interest will only be deemed to have been previously disclosed if written notification has been provided in accordance with this code since the last date on which you were elected, appointed or nominated as a member of your authority.

(7) For the purposes of sub-paragraph (3), where no written notice is provided in accordance with that paragraph you will be deemed as not to have declared a personal interest in accordance with this code.

Prejudicial Interests

12. (1) Subject to sub-paragraph (2) below, where you have a personal interest in any business of your authority you also have a prejudicial interest in that business if the interest is one which a member of the public with knowledge of the relevant facts would reasonably regard as so significant that it is likely to prejudice your judgement of the public interest.

(2) Subject to sub-paragraph (3), you will not be regarded as having a prejudicial interest in any business where that business -

(a) relates to -

(i) another relevant authority of which you are also a member;

(ii) another public authority or body exercising functions of a public nature in which you hold a position of general control or management;

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

(iv) your role as a school governor (where not appointed or nominated by your authority) unless it relates particularly to the school of which you are a governor;

(v) your role as a member of a Local Health Board where you have not been appointed or nominated by your authority;

(b) relates to -

(i) the housing functions of your authority where you hold a tenancy or lease with your authority, provided that you do not have arrears of rent with your authority of more than two months, and provided that those functions do not relate particularly to your tenancy or lease;

(ii) the functions of your authority in respect of school meals, transport and travelling expenses, where you are a guardian, parent, grandparent or have parental responsibility (as defined in section 3 of the Children Act 1989) of a child in full time education, unless it relates particularly to the school which that child attends;

(iii) the functions of your authority in respect of statutory sick pay under Part XI of the Social Security Contributions and Benefits Act 1992, where you are in receipt of, or are entitled to the receipt of such pay from your authority;

(iv) the functions of your authority in respect of an allowance or payment made in accordance with the provisions of Part 8 of the Local Government (Wales) Measure 2011, or an allowance or pension provided under section 18 of the Local Government and Housing Act 1989;

(c) your role as a community councillor in relation to a grant, loan or other form of financial assistance made by your community council to community or voluntary organisations up to a maximum of £500.

(3) The exemptions in subparagraph (2)(a) do not apply where the business relates to the determination of any approval, consent, licence, permission or registration.

Overview and Scrutiny Committees

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

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

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

Participation in Relation to Disclosed Interests

14. (1) Subject to sub-paragraphs (2), (2A), (3) and (4), where you have a prejudicial interest in any business of your authority you must, unless you have obtained a dispensation from your authority's standards committee –

(a) withdraw from the room, chamber or place where a meeting considering the business is being held -

(i) where sub-paragraph (2) applies, immediately after the period for making representations, answering questions or giving evidence relating to the business has ended and in any event before further consideration of the business begins, whether or not the public are allowed to remain in attendance for such consideration; or

(ii) in any other case, whenever it becomes apparent that that business is being considered at that meeting;

(b) not exercise executive or board functions in relation to that business;

(c) not seek to influence a decision about that business;

(d) not make any written representations (whether by letter, facsimile or some other form of electronic communication) in relation to that business; and

(e) not make any oral representations (whether in person or some form of electronic communication) in respect of that business or immediately cease to make such oral representations when the prejudicial interest becomes apparent.

(2) Where you have a prejudicial interest in any business of your authority you may attend a meeting but only for the purpose of making representations, answering questions or giving evidence relating to the business, provided that the public are also allowed to attend the meeting for the same purpose, whether under a statutory right or otherwise.

(2A) where you have a prejudicial interest in any business of your authority you may submit written representations to a meeting relating to that business, provided that the public are allowed to attend the meeting for the purpose of making representations, answering questions or giving evidence relating to the business, whether under statutory right or otherwise.

(2B) when submitting written representations under sub-paragraph (2A) you must comply with any procedure that your authority may adopt for the submission of such representations.

(3) Sub-paragraph (1) does not prevent you attending and participating in a meeting if -

(a) you are required to attend a meeting of an overview or scrutiny committee, by such committee exercising its statutory powers; or

(b) you have the benefit of a dispensation provided that you -

(i) state at the meeting that you are relying on the dispensation; and

(ii) before or immediately after the close of the meeting give written notification to your authority containing -

(aa) details of the prejudicial interest;

(bb) details of the business to which the prejudicial interest relates;

(cc) details of, and the date on which, the dispensation was granted; and

(dd) your signature.

(4) Where you have a prejudicial interest and are making written or oral representations to your authority in reliance upon a dispensation, you must provide details of the dispensation within any such written or oral representation and, in the latter case, provide written notification to your authority within 14 days of making the representation.

Part 4 - The Register of Members' Interests

Registration of Personal Interests

15. (1) Subject to sub-paragraph (4), you must, within 28 days of -

(a) your authority's code of conduct being adopted or the mandatory provisions of this model code being applied to your authority; or

(b) your election or appointment to office (if that is later),

register your personal interests, where they fall within a category mentioned in paragraph 10(2)(a) in your authority's register of members' interests by providing written notification to your authority's monitoring officer.

(2) Subject to sub-paragraph (4), you must, within 28 days of becoming aware of any new personal interest falling within a category mentioned in paragraph 10(2)(a), register that new personal interest in your authority's register of members' interests by providing written notification to your authority's monitoring officer.

(3) Subject to sub-paragraph (4), you must, within 28 days of becoming aware of any change to a registered personal interest falling within a category mentioned in paragraph 10(2)(a), register that change in your authority's register of members' interests by providing written notification to your authority's monitoring officer..

(4) Sub-paragraphs (1) and (2) and (3) do not apply to sensitive information determined in accordance with paragraph 16(1).

(5) Sub-paragraph (1) and (2) will not apply if you are a member of a relevant authority which is a community council when you act in your capacity as a member of such an authority.

(6) You must, when disclosing a personal interest in accordance with paragraph 11 for the first time, register that personal interest in your authority's register of members' interests by providing written notification to your authority's monitoring officer.

Sensitive information

16. (1) Where you consider that the information relating to any of your personal interests is sensitive information, and your authority's monitoring officer agrees, you need not include that information when registering that interest, or, as the case may be, a change to the interest under paragraph 15.

(2) You must, within 28 days of becoming aware of any change of circumstances which means that information excluded under sub-paragraph (1) is no longer sensitive information, notify your authority's monitoring officer asking that the information be included in your authority's register of members' interests.

(3) In this code, "sensitive information" ("gwybodaeth sensitif") means information whose availability for inspection by the public creates, or is likely to create, a serious risk that you or a person who lives with you may be subjected to violence or intimidation.

Registration of Gifts and Hospitality

17. You must, within 28 days of receiving any gift, hospitality, material benefit or advantage above a value specified in a resolution of your authority, provide written notification to your authority's monitoring officer of the existence and nature of that gift, hospitality, material benefit or advantage. Such written notification should be provided [here](#)

ATODIAD / ENCLOSURE 2



CYNULLIAD CENEDLAETHOL CYMRU

NATIONAL ASSEMBLY FOR WALES

OFFERYNNAU STATUDOL

STATUTORY INSTRUMENTS

2001 Rhif 2279 (Cy. 169)

2001 No. 2279 (W. 169)

LLYWODRAETH LEOL, CYMRU

LOCAL GOVERNMENT , WALES

**Rheoliadau Pwyllgorau Safonau
(Caniatáu Gollyngiadau) (Cymru)
2001**

**The Standards Committees (Grant
of Dispensations) (Wales)
Regulations 2001**

NODYN ESBONIADOL

EXPLANATORY NOTE

(Nid yw'r nodyn hwn yn rhan o'r Rheoliadau)

(This note does not form part of the Regulations)

O dan adran 51 o Ddeddf Llywodraeth Leol 2000 ("y Ddeddf") mae'n ofynnol i gynghorau sir a chynghorau bwrdeistref sirol, awdurdodau tân ac awdurdodau Parciau Cenedlaethol yng Nghymru ("awdurdodau perthnasol") fabwysiadu cod ymddygiad ar gyfer aelodau ac aelodau cyfetholedig sy'n gorfod ymgorffori unrhyw ddarpariaethau gorfodol o unrhyw god ymddygiad enghreifftiol a gyhoeddir gan Gynulliad Cenedlaethol Cymru o dan adran 50(2) o'r Ddeddf.

Mae adran 81(1) a (2) o'r Ddeddf yn darparu bod yn rhaid i'r swyddog monitro ym mhob awdurdod perthnasol sefydlu a chadw cofrestr o fuddiannau aelodau ac aelodau cyfetholedig yr awdurdod a bod darpariaethau gorfodol y cod enghreifftiol sy'n gymwysadwy i bob awdurdod perthnasol yn gorfod ei gwneud yn ofynnol i aelodau ac aelodau cyfetholedig pob awdurdod gofrestru unrhyw fuddiannau ariannol ac eraill a bennir yn y darpariaethau gorfodol yng nghofrestr yr awdurdod hwnnw.

O dan adran 81(3) a (4) o'r Ddeddf rhaid i'r darpariaethau gorfodol hynny ei gwneud yn ofynnol hefyd i aelod neu aelod cyfetholedig o awdurdod perthnasol sydd â buddiant o'r fath ei ddatgelu cyn cymryd rhan mewn unrhyw fusnes gan yr awdurdod sy'n berthnasol i'r buddiant a gwneud darpariaeth i atal yr aelod neu'r aelod cyfetholedig hwnnw rhag cymryd rhan mewn unrhyw fusnes gan yr awdurdod y mae'r buddiant a ddatgelwyd yn berthnasol iddo neu i gyfyngu ar y rhan y mae'n ei chymryd ynddo.

County and county borough councils, community councils, fire authorities and National Park authorities in Wales ("relevant authorities") are required by section 51 of the Local Government Act 2000 ("the Act") to adopt a code of conduct for members and co-opted members which must incorporate any mandatory provisions of any model code of conduct issued by the National Assembly for Wales under section 50(2) of the Act.

Section 81(1) and (2) of the Act provides that the monitoring officer of each relevant authority must establish and maintain a register of interests of the members and co-opted members of the authority and that the mandatory provisions of the model code applicable to each relevant authority must require the members and co-opted members of each authority to register in that authority's register such financial and other interests as are specified in the mandatory provisions.

Under section 81(3) and (4) of the Act those mandatory provisions must also require a member or co-opted member of a relevant authority who has such an interest to disclose it before taking part in any business of the authority which relates to it and make provision for preventing or restricting the participation of that member or co-opted member in any business of the authority to which the disclosed interest relates.

Mae adran 81(4) o'r Ddeddf yn darparu nad yw unrhyw gyfranogiad gan aelod neu aelod cyfetholedig o awdurdod perthnasol mewn unrhyw fusnes a waherddir gan y darpariaethau gorfodol yn fethiant i gydymffurfio â chod ymddygiad yr awdurdod os yw'r aelod neu'r aelod cyfetholedig wedi gweithredu yn unol â gollyngiad rhag y gwaharddiad a gafodd ei ganiatáu gan bwyllgor safonau'r awdurdod yn unol â rheoliadau a wneir o dan is-adran (5).

Mae'r rheoliadau hyn yn rhagnodi'r amgylchiadau y caiff pwyllgorau safonau'r awdurdodau perthasol ganiatáu gollyngiadau o'r fath odanynt.

Section 81(4) of the Act provides that any participation by a member or co-opted member of a relevant authority in any business which is prohibited by the mandatory provisions is not a failure to comply with the authority's code of conduct if the member or co-opted member has acted in accordance with a dispensation from the prohibition granted by the authority's standards committee in accordance with regulations made under subsection (5).

These regulations prescribe the circumstances in which standards committees of relevant authorities may grant such dispensations.

OFFERYNNAU STATUDOL

2001 Rhif 2279 (Cy. 169)

LLYWODRAETH LEOL, CYMRU

Rheoliadau Pwyllgorau Safonau (Caniatáu Gollyngiadau) (Cymru) 2001

Wedi'u gwneud

21 Mehefin 2001

Yn dod i rym

28 Gorffennaf 2001

Mae Cynulliad Cenedlaethol Cymru yn gwneud y Rheoliadau canlynol drwy arfer y pwerau a roddwyd iddo gan adran 81(5) ac (8) o Ddeddf Llywodraeth Leol 2000(a).

Enw, cychwyn, cymhwyso a dehongli

1.- (1) Enw'r Rheoliadau hyn yw Rheoliadau Pwyllgorau Safonau (Caniatáu Gollyngiadau) (Cymru) 2001 a deuant i rym ar 28 Gorffennaf 2001.

(2) Mae'r Rheoliadau hyn yn gymwys i Gymru yn unig.

(3) Yn y Rheoliadau hyn -

mae "aelod" ("*member*") yn cynnwys aelod cyfetholedig;

ystyr "awdurdod perthnasol" ("*relevant authority*") yw cyngor sir neu gyngor bwrdeistref sirol, cyngor cymuned, awdurdod tân neu awdurdod Parc Cenedlaethol;

ystyr "buddiant" ("*interest*") yw buddiant y mae'n ofynnol ei gofrestru yng nghofrestr buddiannau'r awdurdod perthnasol;

ystyr "corff gwirfoddol" ("*voluntary organisation*") yw corff (heblaw awdurdod lleol neu gorff cyhoeddus arall) sy'n cynnal ei weithgareddau heblaw ar gyfer gwneud elw;

acystyr "y Ddeddf" ("*the Act*") yw Deddf Llywodraeth Leol 2000.

STATUTORY INSTRUMENTS

2001 No. 2279 (W. 169)

LOCAL GOVERNMENT, WALES

The Standards Committees (Grant of Dispensations) (Wales) Regulations 2001

Made

21st June 2001

Coming into force

28th July 2001

The National Assembly for Wales makes the following Regulations in exercise of the power given to it by section 81(5) and (8) of the Local Government Act 2000(a).

Name, commencement, application and interpretation

1.- (1) The name of these Regulations is the Standards Committees (Grant of Dispensations) (Wales) Regulations 2001 and they shall come into force on 28th July 2001.

(2) These Regulations apply to Wales only.

(3) In these Regulations -

"interest" ("*buddiant*") means an interest which is required to be registered in the relevant authority's register of interests;

"member" ("*aelod*") includes a co-opted member;

"relevant authority" ("*awdurdod perthnasol*") means a county or county borough council, a community council, a fire authority or a National Park authority;

"the Act" ("*y Ddeddf*") means the Local Government Act 2000; and

"voluntary organisation" ("*corff gwirfoddol*") means a body (other than a local authority or other public body) whose activities are carried on otherwise than for profit.

(a) 2000 p. 22.

(a) 2000 c. 22.

Yr amgylchiadau lle gellir caniatáu gollyngiadau

2. Caiff pwyllgor safonau awdurdod perthnasol ganiatáu gollyngiadau o dan adran 81(4) o'r Ddeddf -

(a) os oes gan ddim llai na hanner aelodau'r awdurdod perthnasol neu hanner aelodau un o bwyllgorau'r awdurdod (yn ôl fel y digwydd) y mae'r busnes i gael ei ystyried ganddo fuddiant sy'n berthnasol i'r busnes hwnnw;

(b) os oes gan ddim llai na hanner aelodau gweithrediaeth arweinydd a chabinet y mae'r busnes i gael ei ystyried ganddo fuddiant sy'n berthnasol i'r busnes hwnnw a bod naill ai paragraff (ch) neu baragraff (d) hefyd yn gymwys;

(c) yn achos cyngor sir neu gyngor bwrdeistref sirol, os byddai anallu aelod i gymryd rhan yn tarfu ar gydbwysedd gwleidyddol yr awdurdod perthnasol neu'r pwyllgor o'r awdurdod y mae'r busnes i'w ystyried ganddo i'r fath raddau nes y byddai'r canlyniad yn debygol o gael ei effeithio;

(ch) os yw natur buddiant yr aelod yn gyfryw fel na fyddai cyfranogiad yr aelod yn y busnes y mae'r buddiant yn berthnasol iddo yn niweidio hyder y cyhoedd yn y modd y mae busnes yr awdurdod perthnasol yn cael ei gynnal;

(d) os yw'r buddiant yn gyffredin i'r aelod ac i gyfran arwyddocaol o'r cyhoedd;

(dd) os oes cyfiawnhad i'r aelod gymryd rhan yn y busnes y mae'r buddiant yn berthnasol iddo oherwydd rôl neu arbenigedd penodol yr aelod;

(e) os yw'r busnes y mae'r buddiant yn berthnasol iddo i'w ystyried gan bwyllgor trosolygu a chraffu i'r awdurdod perthnasol ac nad yw buddiant yr aelod yn fuddiant ariannol;

(f) os yw'r busnes sydd i'w ystyried yn berthnasol i arian neu eiddo corff gwirfoddol y mae'r aelod yn aelod o'i bwyllgor neu ei fwrdd rheoli heblaw fel cynrychiolydd yr awdurdod perthnasol ac nad oes gan yr aelod unrhyw fuddiant arall yn y busnes hwnnw ar yr amod na fydd unrhyw ollyngiad yn ymestyn i gymryd rhan mewn unrhyw bleidlais mewn perthynas â'r busnes hwnnw; neu

(ff) os yw'n ymddangos i'r pwyllgor ei bod o les i drigolion ardal yr awdurdod perthnasol i'r anallu gael ei godi, ar yr amod bod hysbysiad ysgrifenedig bod y gollyngiad yn cael ei ganiatáu yn cael ei roi i Gynulliad Cenedlaethol Cymru o fewn saith diwrnod a hynny mewn unrhyw fodd y gall ei bennu.

Circumstances in which dispensations may be granted

2. The standards committee of a relevant authority may grant dispensations under section 81(4) of the Act where -

(a) no fewer than half of the members of the relevant authority or of a committee of the authority (as the case may be) by which the business is to be considered has an interest which relates to that business;

(b) no fewer than half of the members of a leader and cabinet executive of the relevant authority by which the business is to be considered has an interest which relates to that business and either paragraph (d) or (e) also applies;

(c) in the case of a county or county borough council, the inability of the member to participate would upset the political balance of the relevant authority or of the committee of the authority by which the business is to be considered to such an extent that the outcome would be likely to be affected;

(d) the nature of the member's interest is such that the member's participation in the business to which the interest relates would not damage public confidence in the conduct of the relevant authority's business;

(e) the interest is common to the member and a significant proportion of the general public;

(f) the participation of the member in the business to which the interest relates is justified by the member's particular role or expertise;

(g) the business to which the interest relates is to be considered by an overview and scrutiny committee of the relevant authority and the member's interest is not a pecuniary interest;

(h) the business which is to be considered relates to the finances or property of a voluntary organisation of whose management committee or board the member is a member otherwise than as a representative of the relevant authority and the member has no other interest in that business provided that any dispensation shall not extend to participation in any vote with respect to that business; or

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

Llofnodwyd ar ran Cynulliad Cenedlaethol Cymru o dan adran 66(1) o Ddeddf Llywodraeth Cymru 1998(a).

Signed on behalf of the National Assembly for Wales under section 66(1) of the Government of Wales Act 1998(a).

21 Mehefin 2001

21st June 2001

D. Elis-Thomas

Llywydd y Cynulliad Cenedlaethol

The Presiding Officer of the National Assembly

(a) 1998 p. 38.

(a) 1998 c. 38.

CYNULLIAD CENEDLAETHOL CYMRU

OFFERYNNAU STATUDOL

2001 Rhif 2279 (Cy. 169)

**LLYWODRAETH LEOL,
CYMRU**

**Rheoliadau Pwyllgorau Safonau
(Caniatáu Gollyngiadau) (Cymru)
2001**

NATIONAL ASSEMBLY FOR WALES

STATUTORY INSTRUMENTS

2001 No. 2279 (W. 169)

**LOCAL GOVERNMENT,
WALES**

**The Standards Committees (Grant
of Dispensations) (Wales)
Regulations 2001**

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£2.00

W/321/07/01

ON

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Printed and Published in the UK by the Stationery Office Limited under the authority and superintendence of Carol Tullo, Controller of Her Majesty's Stationery Office and Queen's Printer of Acts of Parliament.

ISBN 0-11-090284-X



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ATODIAD / ENCLOSURE 3

WELSH STATUTORY INSTRUMENTS

2016 No. 85

**The Local Government (Standards Committees,
Investigations, Dispensations and Referral)
(Wales) (Amendment) Regulations 2016**

Amendments to the Standards Committees (Grant of Dispensations) (Wales) Regulations 2001

4.—(1) The Standards Committees (Grant of Dispensations) (Wales) Regulations 2001⁽¹⁾ are amended as follows.

(2) In regulation 1, in paragraph (3) in the appropriate place insert—

““community sub-committee” (“*is-bwyllgor cymunedol*”) means a sub-committee appointed by a standards committee of a local authority under section 56 of the Act;”;

““joint committee” (“*cyd-bwyllgor*”) means a committee established by two or more relevant authorities under section 53(1) of the Act;”;

““section 54A sub-committee” (“*is-bwyllgor adran 54A*”) means a sub-committee appointed by a standards committee under section 54A(1) of the Act”;

““standards committee” (“*pwyllogor safonau*”) means—

- (a) a standards committee of a relevant authority;
- (b) a joint committee;
- (c) a section 54A sub-committee; or
- (d) a community sub-committee;”.

(3) In regulation 2—

(a) at the end of paragraph (h) omit “or”;

(b) in paragraph (i), for the words that follow “removed” substitute “; or”;

(c) after paragraph (i) insert—

“(j) “it appears to the committee to be otherwise appropriate to grant a dispensation.”

(4) After regulation 2 insert—

“Dispensations granted in accordance with regulation 2(j)

3.—(1) A dispensation granted by the standards committee of a relevant authority under section 81(4) of the Act on the grounds set out in regulation 2(j) and which remains in effect, must be reviewed by the standards committee once in every 12 month period from the date on which the dispensation is first granted.

(2) When conducting a review under paragraph (1) the standards committee must determine whether the dispensation should continue to have effect.

Procedure and powers of standards committees

4.—(1) A standards committee of a relevant authority may refer an application for a dispensation made by a member of the authority to the standards committee of another relevant authority for consideration and determination.

(2) The monitoring officer of a relevant authority to which an application for a dispensation is made may, with the prior written consent of the chairperson of the standards committee of that authority, make arrangements for the application to be considered and determined by the standards committee of another relevant authority.

(3) Where reasonable efforts to contact the chairperson of the standards committee of the relevant authority have been unsuccessful, the vice-chairperson of the standards committee may give consent under paragraph (2).

(4) Where a monitoring officer or standards committee makes arrangements for a dispensation application to be considered and determined by the standards committee of another relevant authority, the monitoring officer or standards committee that makes those arrangements must provide notice to the person making the application accordingly.

(5) The notice to which paragraph (4) refers must include the following—

- (a) a statement that the matter has been referred to another relevant authority's standards committee for consideration and determination;
- (b) the name of the other relevant authority; and
- (c) the reason why the application has been referred to the standards committee of the other relevant authority.

(6) When the standards committee has determined the application it must give written notice of its decision to the—

- (a) member applying for the dispensation; and
- (b) standards committee of the referring relevant authority.”

Briefing Note to Members

Dispensations

This is a briefing note for Members of the Isle of Anglesey County Council on the topic of 'Dispensations'. Should Members have any queries, please contact the Monitoring Officer.

The Isle of Anglesey County Council's Code of Conduct for Members

No Member is allowed to participate in a matter where he/she has an interest which is prejudicial* unless a dispensation has already been granted by the Council's Standards Committee. This information is contained in [paragraph 14 of the Code](#)

Grounds on which a dispensation may be granted

The grounds on which a dispensation may be granted are:-

1. At least half of the relevant Members (Council/Committee) would be unable to take part in a meeting because of a prejudicial interest;
2. The lack of participation by Members would affect political balance;
3. The nature of the interest is such that participation would not damage public confidence in the decision;
4. The Applicant Member's interest is common to a significant proportion of the general public;
5. The Applicant Member's particular role or expertise would justify participation;
6. The interest is registrable but not financial and the decision will be considered by a scrutiny committee
7. The business relates to the finances or property of a voluntary organisation and the Applicant Member sits on its board or committee in his/her own right, and he/she does not have any other interest [although in this instance, any dispensation will not allow the Applicant Member to vote on the matter];
8. The Standards Committee believes that the Applicant Member's participation would be in the interest of the people in the Council's area and the Committee notifies Welsh Ministers within 7 days of the dispensation being granted; or
9. The Standards Committee believes it appropriate to grant the dispensation, as a practical solution to the disability (infirmity) of the Applicant Member which otherwise would make it difficult for them to leave a room/chamber when a matter in which they have a prejudicial* interest is being discussed.

What is the application process for a dispensation?

The Applicant Member must apply in writing to the Standards Committee and will usually be expected to attend the meeting of the Standards Committee Panel which will take the decision.

An Applicant Member may apply individually or, in common circumstances, a joint or collective application may be made by more than one Member.

The Standards Committee will consider all applications on their own facts; balancing the public interest in preventing those with prejudicial* interests from taking part in decisions while maximising the public interest in democratic participation.

The decision as to whether a dispensation shall be granted is at the Standards Committee's discretion. The terms and duration of any dispensation shall be decided by the Standards Committee.

If the Standards Committee approves an application it must grant the dispensation in writing. No Member may rely on a dispensation until such time as the written decision has been published. Where necessary, and possible, this will be expedited.

Requirements on Members when relying on a dispensation

Once the Standards Committee has approved an application and has granted the dispensation, in writing, the Member will then be able to participate (subject to any limitations imposed) despite his/her prejudicial* interest.

(a) Meetings:

Where a Member has a dispensation and wants to participate in a meeting to discuss the relevant matter, the Member must:

- (i) state at the meeting, when the item is to be discussed, that he/she is relying on a dispensation; and
- (ii) before, or immediately after the close of the meeting, he/she must give written notification** to the Council.
The notification must include:

- 1. details of the prejudicial* interest for which the dispensation was granted;
- 2. details of the business to which the prejudicial* interest relates;
- 3. details of the dispensation, including the date on which it was granted, and
- 4. the Member's signature.

(b) Written representations:

Where a Member has been provided with a dispensation, and is making written representations to the Council, the Member must provide details of the dispensation in any correspondence on the subject to which the dispensation relates.

(c) Oral representations:

Where a Member has been provided with a dispensation, and is making oral representations to the Council, that Member must:

- (i) include details of the dispensation in any oral representations and
- (ii) provide written notification** to the Council within 14 days of making the oral representations

Footnote/definitions

- * prejudicial interests – these are personal interests (listed in the Members' Code of Conduct) which an objective observer would consider so significant that they are likely to compromise the Member's ability to put the public interest first.
- ** written notification – in formal meetings, Members may rely upon the standard form of declaration. In informal meetings Members must provide written confirmation to the lead officer and ask that the dispensation be included in any informal minute/file note of the meeting.

THE ISLE OF ANGLESEY COUNTY COUNCIL

DISPENSATION APPLICATION TO THE STANDARDS COMMITTEE
BY A MEMBER OF THE COUNTY COUNCIL

Name of Member:	
Member's contact details:	
Ward:	
Nature of prejudicial interest* in respect of which the Dispensation is sought:	
Business in which the Member wishes to participate:	
Type of Dispensation sought (tick as necessary and insert any required information):	<ul style="list-style-type: none">○ write to officers [and/or the Executive / Committee / Council] about the issue;○ speak to officers of the Council about the issue [in the presence of two other persons] [who are not Trustees or Board Members of [INSERT]], provided a note is taken of any such discussions;○ speak at Executive/Committee/Council meetings and answer any questions about the issue;○ remain in the room during any debate/voting on the issue;○ vote at such meetings;○ other
Statutory Ground/s under which Dispensation is requested (See overleaf for available grounds):	
Is the interest registered as per Section 81(1) & (2) of the LGA 2000:	Yes / No
Date by which a decision is required:	
Signed:	Date:

* Prejudicial Interests – these are personal interests which an objective observer would consider so significant that they are likely to compromise a member's ability to act in the public interest

Circumstances When A Standards Committee May Grant Dispensation

The Standards Committee (Grant of Dispensations) (Wales) Regulations 2001 as amended by The Local Government (Standards Committees, Investigations, Dispensations and Referral) (Wales) (Amendment) Regulations 2016 specifies that the Council's Standards Committee may grant dispensations under Section 81(4) of the Local Government Act 2000 where:

- (a) no fewer than half of the Members of the Council or of a Committee of the Council (as the case may be) by which the business is to be considered has an interest which relates to that business;
- (b) no fewer than half of the Members of the Executive of the Council (i.e. Leader and Cabinet) by which the business is to be considered has an interest which relates to that business and either paragraph (d) or (e) also applies;
- (c) Members' inability to participate would upset the political balance of the Council, or any of its committees by which the business is to be considered, to such an extent that the outcome would be likely to be affected;
- (d) the nature of the Member's interest is such that the Member's participation in the business to which the interest relates would not damage public confidence in the conduct of the Council's business;
- (e) the interest is common to the Member and a significant proportion of the general public;
- (f) the participation of the Member in the business to which the interest relates is justified by the Member's particular role or expertise;
- (g) the registerable interest relates to business which is to be considered by Scrutiny Committee of the Council, and the Member's interest is not a pecuniary/financial interest;
- (h) the business relates to the finances or property of a voluntary organisation of whose management committee or board the Member is a member otherwise than as a representative of the Council and the Member has no other interest in that business, provided that any dispensation shall not extend to participation in any vote with respect to that business;
- (i) it appears to the Standard Committee to be in the interest of the inhabitants of the area of the Council that the disability should be removed, provided that written notification of the grant of the dispensation is given to the National Assembly for Wales within 7 days. Such a notification should specify the Member to whom the dispensation would apply and the Standards Committee's reasons why the disability should be removed; or
- (j) it appears to the committee to be appropriate to grant the dispensation, as a practical solution to the disability (infirmary) of the Member which otherwise would make it difficult for them to leave a room/chamber when a matter in which they have a prejudicial interest is being discussed.

THE ISLE OF ANGLESEY COUNTY COUNCIL
DECISION OF THE STANDARDS COMMITTEE
IN RELATION TO AN APPLICATION FOR DISPENSATION
BY A MEMBER OF THE COUNTY COUNCIL

Decision of the Standards Committee:	
Date decision made by the Standards Committee:	
Name of persons to be notified of the Standards Committee's decision:	
Date any dispensation expires:	

Pursuant to paragraph [] of The Standards Committee (Grant of Dispensations) (Wales) Regulations 2001 as amended by The Local Government (Standards Committees, Investigations, Dispensations and Referral) (Wales) (Amendment) Regulations 2016, the Standards Committee has resolved to **grant a dispensation** to Councillor [] in respect of that / those interest(s) referred to in the Application at page 1, which permits the Councillor to:

- write to officers [and/or the Executive/Committee/Council] about the issue;
- speak to officers of the Council about the issue [in the presence of two other persons] [who are not Trustees or Board Members of [INSERT]], provided a note is taken of any such discussions;
- speak at Executive/Committee/Council meetings and answer any questions about the issue;
- remain in the room during any debate/voting on the issue;
- vote at such meetings;
- other

The Councillor can therefore speak [and vote] at Executive/Committee/Council meetings in relation to the issue and answer any questions from members of the Executive/ Committee/Council [but must leave the meeting before matters that the Councillor speaks upon are debated or voted up on] OR [and may remain in the room during the debate and vote on the issue but must not vote on the issue].

Before the Councillor speaks with, or writes to, officers of the Council, or speaks at Executive/Committee/Council meetings on the issue, the Councillor must still:-

- declare an interest in the matter; and
- confirm that a dispensation has been granted to allow the Councillor to speak [and vote] about it; and
- complete the notification to the Clerk setting out the interest and the dispensation.

By authority of the Isle of Anglesey County Council's Standards Committee

Dated: _____



Isle of Anglesey County Council **Plan 2017 - 2022**



CYNGOR SIR
YNYS MÔN
ISLE OF ANGLESEY
COUNTY COUNCIL

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Foreword:

The Leader of the Isle of Anglesey County Council



Ensuring that we have a robust and meaningful Plan as a County Council is essential for implementing our vision and our main aims and objectives over the next 5 years.

This plan sets a target for us to aim towards and is ambitious but realistic. This Plan has been developed and shaped by the views of local people, our partners as well as by local and national political priorities such as the Well-being Agenda.

Our main priorities for the next 5 years will be shaped and driven by our main ambition to work towards an Anglesey...." where individuals live within resilient families and communities that are healthy, thriving and prosperous".

In fact, you will see that the individual, family and community are prominent throughout our

three main objectives, which wants to see people realise their potential; vulnerable people are safeguarded and that communities and the environment are protected in times of change.

Public services across Wales and the UK are continuing to plan for cuts in the funding that we receive, and there will be more difficult decisions ahead about the services that we provide and how we provide them. We will continue to take those decisions in consultation with local people and with the best interest of Anglesey and its people at heart.

We continue to look for ways to improve our services, making them more efficient and of the best quality. These improvements include continuing to modernise the way we work.

There are many challenges that lie ahead but we are confident that working together with you, the people and communities of Anglesey, that we will make every effort to deliver on this new and exciting plan.

Llinos Medi (Leader)

The Plan

The Council's key ambition is that;

“we will be working towards an Anglesey that is healthy, thriving and prosperous”

The **key theme** running through the plan is our ambition to work with the people of Anglesey, our communities and partners to **ensure high quality services** that will improve the quality of life for everyone on the Island.

In recent discussions with our communities, staff and elected members the following priorities have been identified:

- Creating the conditions for everyone to achieve their long-term potential.
- Support vulnerable adults and families and keep them safe, healthy and as independent as possible.
- Work in partnership with our communities to ensure that they can cope effectively with change and developments whilst protecting our natural environment

In a period of austerity this plan will influence the way we shape our budget.

Key facts about the Isle of Anglesey

Anglesey is just over 700km² in size and is mostly made up of small towns, villages and farm land. The 225km of beautiful coastline, made up of a mixture of sandy beaches and rocky coves, attracts a large number of tourists, especially during the summer.

The A55 road connects the island to the rest of Wales and is a main route to and from Holyhead Port.

Almost 70,000 people live on Anglesey. 61% are of working age and 76.5% of these are in work - this is higher than the Welsh average. The number of working-age population that are either managers, directors or senior officials is higher than the Welsh average and we have one of the highest rates of self-employment in the country – mostly small and sole trader businesses.



Key facts about the Isle of Anglesey

All of Anglesey's towns and villages can be reached within half an hour from the Council's main offices in Llangefni.

Our Welsh heritage and culture is important. More than three-quarters of our children and more than half the adults can speak Welsh. Safeguarding the language is a high priority for the Council.

The Island is a truly great place to live and delivering efficient and effective Council services to ensure this continues will be our main priority over the next 5 years.

The Island is split in to 11 wards, each being served by more than one County Councillor. There are 30 County Councillors in total.

Anglesey is amongst the **happiest places to live in Wales**. In a recent Annual Population Survey undertaken by the Office for National Statistics, **Anglesey was ranked 1st in Wales in relation to overall Life Satisfaction**. In terms of happiness Anglesey was ranked 2nd in Wales. Anglesey is also amongst the safest of places to live in Wales.



Purpose of this 5 year Plan

This document sets out the Council's Aims and Objectives for the next five years. It will be the reference point for the decision-making process at all levels. It will also:

- set the framework we use to plan and drive the implementation of our priorities;
- direct the way we shape our spending in the context of substantial funding reduction;
- be used to monitor the progress of the priorities noted.

Our AIM is that we will be working towards an Anglesey that is healthy and prosperous where families can thrive.

We will also do our very best to ensure that our work aligns with the goals and the principle of sustainable development embodied in the Wellbeing of Future Generations [WFG] Act.

OBJECTIVE 1

Ensure that the people of Anglesey can thrive and realise their long-term potential.



Why do we want to do this?

To enable residents to reach their full potential requires the successful combination of a number of factors like good employment opportunities, the correct mix of skills and training; the availability of quality and affordable housing and access to a high quality natural and built environment. We will create the conditions for residents to **reach their full potential, improve the quality of their lives and their wellbeing.**



Although Anglesey has long suffered from a declining economy with significant pockets of socio-economic deprivation the median weekly wage on the Island is higher (by 8%) than the Wales average. The percentage of people in employment is similar to the national figure.

More of our working-age population are either managers, directors or senior officials than the Welsh average. We have one of the highest rates of self-employment in the country – we are innovative and dynamic as an Island and we'd like to see this develop further.

How will we achieve this objective?

Jobs and work opportunities

We will make every effort to improve employment opportunities, skills and training.



1. We will promote Anglesey to encourage major developers to invest in the Island and use this as a catalyst for business development and jobs on the Island.
2. Work with the other North Wales Councils to attract investment to ensure that key projects that offer local employment opportunities go ahead.
3. Do our very best to create the conditions for local businesses to develop and create good quality jobs in Anglesey. This will include ensuring that Council spending supports local businesses.
4. Promote apprenticeships arising from new developments and ensure that young people and adults have the right skills and expertise for work. We will also create opportunities within the Council to develop staff.

How will we achieve this objective?

Education and skills

We will continue to raise standards in education and ensure that our young people have the correct skills for employment and training.

1. Continue with our school modernisation programme by publishing a revised strategy that will address the long term sustainability of primary and secondary education across the Island. This will include the possibility of 3-18 learning campuses in specific locations.
2. Complete the work on Ysgol Santes Dwywnwen, Newborough, the Seiriol and Llangefni areas.
3. Increase the number applying for leadership roles in primary and secondary schools by delivering an in-house programme that will identify and develop future school leaders.
4. Work with partners to offer the best opportunities in education and skills for our young people.



How will we achieve this objective?

Health and Wellbeing



We will create the conditions for individuals to improve their health and wellbeing.

1. Encourage individuals to improve their own health and wellbeing by promoting active lifestyles amongst children, young people and adults.
2. Use our own resources, and those of external partners, to increase the number of affordable and council owned homes and bring empty houses back into use.
3. Work with external partners to ensure that all parts of the island can access fast and reliable broadband service to promote flexible methods of working and allow residents to do their council business on-line.

OBJECTIVE 2

Support vulnerable adults and families to keep them safe, healthy and as independent as possible.



Why do we want to do this?

The Council faces many social care challenges - a rising elderly population, increasing numbers of patients with chronic conditions and rising obesity rates. Social care costs are increasing continuously while budgets are being cut.

Over the last thirty years the number of people over the age of 65 has grown to around 17,000 [an increase of 12%]; the corresponding increase for over 85 years old is 16%.

Predictions suggest that this trend will continue over the period of the plan and this will increase the pressure on Health and Social care.

As a result, the Council will need to work closer with the Health Board and the Third Sector to promote good health through preventative action and early intervention.

In this context, priority will be given to developing community based hubs to deliver preventative services that respond to local care and support needs which in turn will lead to greater independence amongst our adults.

The number of looked after children and applications for suitable housing, often to avoid homelessness, have also increased over the last two years.

As a result, the Council will need to prioritise support for families to ensure that all children have the best start in life and that preventative support services are timely and successful in keeping children at home.

The Council will also need to ensure that it has the correct type of housing in the right places to meet local needs and that suitable support is available for those families who find it difficult to respond to Welfare Reform changes.

How will we achieve this objective?

Support for older and vulnerable adults

We will provide support for individuals to remain independent

1. Agree on plans to provide extra care housing provision in the centre, north and south-east of the Island.
2. Develop flexible models of accommodation and support for individuals with learning disabilities and mental health needs in order to promote independent living within our communities.
3. Ensure that the Council, Health Board and the Third Sector work together to provide 24/7 support to allow individuals to remain at home or return home from hospital.



4. Ensure that community hubs are available across the Island to support older adults to remain independent, reduce isolation, stay active and improve personal wellbeing.
5. Improve provision for adults with dementia.

How will we achieve this objective?

Support for families and children

We will develop preventative services and support for families.

1. Provide robust early intervention and prevention services to ensure that children are safe and supported in order to minimise harmful childhood experiences.
2. Ensure that Council services designed to tackle poverty are coordinated and effective.



3. Ensure suitable housing provision is available to prevent homelessness.
4. Address the impacts of Welfare Reform by ensuring that suitable support is available for families most at risk.
5. Promote our Teulu Môn service to all families on Anglesey

OBJECTIVE 3

Work in partnership with our communities to ensure that they can cope effectively with change and developments whilst protecting our natural environment.



Why do we want to do this?



The island's natural and built environments are vital to the tourism sector. These unique features need to be safeguarded and enhanced and their value as socio-economic resources maximised. In this context, the need to balance the effects of proposed major developments on the local environment will need to be minimised and mitigated.

The Council's own developments will be guided by financial responsibility and longer-term sustainability.

The current difficult financial environment is likely to continue and will drive the case for change.

As a result, the Council will need to consider whether it can continue providing some services in their current form. The involvement of our stakeholders and our willingness to listen will be crucial in this context.

Safeguarding and developing the use of the Welsh language and its contribution to the island's cultural identity and heritage will be given priority.

How will we achieve this objective?

Development and Promotion

We will develop the Island sensitively whilst safeguarding its natural assets.

1. Promote the Island as a popular tourist destination and advertise what it has to offer both nationally and internationally.



2. Make sure that Planning decisions support the aims and objectives of this Plan.

3. Increase recycling rates to 70% and reduce the amount of landfill waste.



4. Reduce flooding risk in areas of concern.

5. Become more energy efficient and decrease our carbon emissions by concentrating on Leisure Centres, Schools and street lighting.



How will we achieve this objective?

Transformation

We will work with others to enable innovative change to happen.

1. Work with communities to keep important assets open.
2. Increase the use of the Welsh Language in the Council and promote its use across communities and local organisations.
3. Change the way we deliver services by working with others to find alternative models.
4. Use IT to transform the way Council services are delivered to ensure that they remain cost effective and efficient.



Alignment with the Wellbeing of Future Generations [WFG] Act

The actions listed above highlight the fact that decisions taken today will improve the lives and opportunities for future generations.

- School modernisation will lead to improved standards and more sustainable teaching environments which will benefit the children of our future.
- Early intervention and preventative services will enable vulnerable adults to be more independent and reduce adverse childhood experiences;
- Increasing the availability of suitable housing in specific locations will create the conditions for families to succeed;
- Encouraging our citizens to use our natural environment can lead to improved health.

The actions will be undertaken using the 5 ways of working (opposite). These ways of working will help us work together better, avoid repeating past mistakes and tackle some of the long-term challenges we are facing together.



The importance of balancing short-term needs with the need to safeguard the ability to also meet long-term needs.



How acting to prevent problems occurring or getting worse may help public bodies meet their objectives.



Considering how the public body's well-being objectives may impact upon each of the well-being goals, on their other objectives, or on the objectives of other public bodies.



Acting in collaboration with any other person (or different parts of the body itself) that could help the body to meet its well-being objectives.



The importance of involving people with an interest in achieving the well-being goals, and ensuring that those people reflect the diversity of the area which the body serves.

How can you get involved?

The Council will need to work with citizens, communities and partners to realise the aims and objectives outlined in this plan. This will create the partnership required to:

- address the demands placed on services during this period of financial austerity;
- encourage communities to take ownership of specific assets;
- agree on alternative models to deliver specific services.

The following examples highlight how citizens, communities and partners can provide the necessary support.

- Ensure that children attend school and provide the support so that they make the most of the opportunities offered whilst in school.
- Volunteer to be part of the change especially in relation to helping older people in your community to live independently.
- Encourage the use of Welsh Language in your community and take part in community, cultural and heritage activities.
- Grasp the opportunity to contact the Council and services in different ways.
- Use the natural resources on the Island for activities to improve personal wellbeing
- Promote opportunities to offer apprenticeships, work placements and volunteering opportunities.
- Encourage local businesses to work together to apply for larger Council contracts.
- Encourage friends and family to recycle and be more energy efficient.

How will we deliver?

A **'One Council'** approach to service delivery has been developed. We will continue to modernise and change delivery models to ensure high quality services are available in a cost-effective manner.

The services will be provided in the language choice of the citizen.

The Council's work will continue to be underpinned by a set of values which outline expectations and behaviours at all levels across the organisation.

- **Professional and Well Run**
- **Innovative, Ambitious and Outward Looking**
- **Customer, Citizen and Community Focused**
- **Valuing and Developing our People**
- **Committed to Partnership**
- **Achieving**



How will we ensure that the plan is realised?

The Council will:

- establish robust arrangements to address the severe financial challenges, ensuring priority areas are protected whilst recognising that service transformation and innovative delivery will be integral to ensure the Council's long term viability;
- use our integrated performance management framework to link priorities to the Medium Term Financial Strategy (MTFS);
- collect data and information to monitor performance against our plans - performance reports will be published on our website;
- continue to engage with and involve Anglesey citizens in the way it makes its decisions.



Further Information

To find out more about anything in this document or to make any comments please contact:

Transformation Office
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Further information may also be obtained as follows:

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www.anglesey.gov.uk

Audit and Inspection Reports produced by the Council's Regulators are available from their respective websites, as follows:

- Wales Audit Office: www.wao.gov.uk
- Care and Social Services Inspectorate Wales: www.cssiw.org.uk
- Estyn: www.estyn.gov.uk

If you do not have access to the internet, or would like to obtain a document that is not listed above, please contact the Council via the contact details outlined at the top of this page.



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Isle of Anglesey
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**Annual Delivery Document
2018 - 2019**



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INTRODUCTION

I am privileged to present our annual delivery document which focuses on the work we are undertaking to accomplish the ambitious aspirations set in the Council's Plan for 2017-2022.

The Plan sets targets that we can work towards and is ambitious but realistic. Our plan was developed and formed based on the opinion of local people, our partners as well as local and national political priorities such as the welfare agenda. These priorities are the core of the Council Plan and are central to driving our expectations and day to day strategic work until 2022.

As a result of the feedback received, the Council has adopted its main aim, that we will, "work towards an Anglesey that is healthy, thriving and prosperous" and the key theme that runs through all our day to day work is the need to ensure services of a high standard that will improve the quality of life for everyone on the Island.

In order to achieve this aim, the Council has decided on appropriate objectives for the next few years, which are:

- Ensure that the people of Anglesey can thrive and realise their long-term potential
 - Jobs and Work Opportunities
 - Education and Skills
 - Health and Well-being
- Support vulnerable adults and families to keep them safe, healthy and as independent as possible.
 - Support for older and vulnerable adults
 - Support for families and children
- Work in partnership with our communities to ensure that they can cope effectively with change and developments whilst protecting our natural environment.
 - Development and Promotion
 - Transformation

INTRODUCTION CONTINUED

This is the first year during the term of the current Council that we have produced an Annual Delivery Plan. The document (which is also referred to as an Improvement Plan) shows how we will achieve our key priorities over the next twelve months and highlights our motivation to ensure continuous improvement in the services as expected by Welsh Government. We will also make the improvements while always bearing in mind the principles of sustainability and equality at a time of extreme financial austerity. It is important to note that this Annual Delivery document sets out a number of work initiatives which will be undertaken during the forthcoming year. These initiatives and their associated funding has been assessed and can either be delivered from:

- resources provided for in the Council's revenue budget or from
- funds which have been identified in the Council's capital programme.

Any projects or work initiatives which will require funding beyond 2018/19 have been taken into account in the Council's Medium Term Financial Plan or the Council's rolling capital programme.

Listening to what you as residents and local businesses in Anglesey had to say has been an essential part of this process. This kind of consultation will continue to be a key part of the way we work.

We look forward to delivering with your co-operation.



Llinos Medi
Council Leader

OBJECTIVE 1

Delivery for 2018 - 2019

Ensure that the people of Anglesey can thrive and realise their long-term potential.

What will we deliver in 2018 - 2019

Jobs and work opportunities

We will:

1. As part of the North Wales Growth Bid, we will work with others to ensure investment from the UK Government and Welsh Government to ensure that powers are devolved to North Wales so that 5,000 jobs can be created, to support the local economy and to improve transport links and communication.

2. Support the local economy by building a total of 15 new business units in Llangefni and Holyhead, by also extending the Anglesey Business Centre in Bryn Cefni in order to expand the space which is available for local businesses.

3. Complete the Llangefni Link Road to enable a better link between the A55 and Coleg Menai which, as a result, will create the opportunity for skills development and further training while also opening new industrial land.

4. Complete the work of regenerating the Market Hall in Holyhead for the purpose of housing local businesses and re-locating the current library.



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PEN YR ORSEDD
Business Units

1. TDL Event Services
2. TDL Event Services
3. Always Aim High
4. Always Aim High
- 5.
- 6.
- 7.



Ffôn / Tel: 01248 750057
www.ynysmon.gov.uk www.anglesey.gov.uk

What will we deliver in 2018 - 2019

Education and skills

We will:

1. Draft, consult and adopt the new school modernisation strategy. This will highlight the importance of developing new learning environments in order to improve the provision and raise standards and the achievement of our children over the coming years. The strategies early focus will be on creating an educational model in the Amlwch catchment area.
2. Work on completing the new school in Newborough – Ysgol Santes Dwynwen, so that it is a sustainable resource for the future.
3. Make decisions on the future of the primary schools in Llangefni and the surrounding area, ensuring that we work with Welsh Government to realise and start on the building work.
4. Decide on the future of education in the Seiriol area by considering the future of Llandegfan, Beaumaris and Llangoed Schools.
5. Continue to work with new Head Teachers in the County (13) by offering them regular support and also by developing temporary Head Teachers (3). We will recognise the Heads of the future and support them by offering them experiences and opportunities to develop.
6. launch the new **Denu Talent Môn** (Attracting Anglesey Talent) this year which will be an opportunity for 9 or 10 people 16 years old and over to have up to 12 weeks of paid work experience with the Council over the Summer. This will be a valuable opportunity for them to get a flavour of the work of a modern local authority by completing specific projects and tasks.

What will we deliver in 2018 - 2019

Health and Wellbeing

We will:

1. Work to increase the contribution made by our residents (with the emphasis on our young people) in sport and leisure activities.
2. Work with others and use capital funds to establish the first 3G pitch at Plas Arthur Leisure Centre in Llangefni. We will also invest in new fitness equipment at Holyhead Leisure Centre.
3. Work with others to bring 75 new houses back into use and will increase the number of affordable homes that are built.



OBJECTIVE 2

Delivery for 2018 - 2019

Support vulnerable adults and families to keep them safe, healthy and as independent as possible.

What will we deliver in 2018 - 2019

Support for older and vulnerable adults

We will:

1. Complete the development of extra care housing in Llangefni – Hafan Cefni, which will enable 63 people to live independently within a supportive environment.

2. Begin the work of planning for extra care housing in the Seiriol area, Beaumaris.

3. Work with the Health Board at Garreglwyd to provide better dementia care with the aim of preventing non-essential transfers to alternative and unsuitable care locations e.g. hospitals or out of county residential care

4. Complete the work of re-tendering the home care contract, in partnership with the Health Board, into smaller areas so that there is a better provision.

5. Increase the number of community hubs across the Island in areas such as:

- Amlwch,
- Llangefni,
- Cemaes,
- Menai Bridge,
- Newborough and
- Benllech

which will help the preventative agenda and keep individuals active and busy within their communities.

6. Revise and change the day care arrangements which are provided by the Council and other providers so that more emphasis is placed on achieving personal aspirations.

7. Complete the Llawr y Dref development in Llangefni which will provide the opportunity for those with learning difficulties to move to temporary flats so that they can be assessed and supported in preparation for independent living.

What will we deliver in 2018 - 2019

Support for families and children

We will:

1. Look at ways of strengthening our preventative and wellbeing services for children, young people and vulnerable people in society. Our aim will be to develop the resilience of individuals, families and communities.

2. Work with others to build approximately 60 new social houses on the Island this year in the following areas –

- Llanddeusant
- Cemaes
- Holyhead
- Dwyran
- Penysarn
- Newborough

3. Continue with the work of promoting Teulu Môn. This will ensure that all families on Anglesey have a specific place where they can access information, advice and support in relation to children and families who have children between 0 and 25 years old.

4. Continue to safeguard the children and young people of the Island

5. Trial a wider choice of placements for some of our looked after children either by offering more services, increasing the available foster placements or by providing care in a different (alternative) way.



OBJECTIVE 3

Delivery for 2018 - 2019

Work in partnership with our communities to ensure that they can cope effectively with change and developments whilst protecting our natural environment.

What will we deliver in 2018 - 2019

Development and Promotion

We will:

1. Realise the destination management plan by mainly concentrating on marketing the Island in collaboration with the annual Visit Wales campaign – 'Year of the Sea'
2. Welcome 52 cruise ships and over 32,000 visitors to Holyhead and encourage visitors to visit local tourist attractions and to receive a typical Welsh welcome.
3. Continue with our intention and achievement of ensuring that over 70% of all household waste is recycled which in turn, prevents waste from going to landfill sites
4. Invest £250,000 in a number of energy efficiency projects across the Council estate, concentrating on our schools and leisure centres.
5. Also, complete the work of researching into those areas of the estate where further investment can create more energy efficiency savings and prepare plans for future years.
6. Co-ordinate the Energy Island programme to mitigate the effects and improve the benefits which result from large energy projects.
7. Ensure that the County Council influences the DCO processes and the Horizon Nuclear Power and National Grid plans.
8. Concentrate on developing flood defence plans at Pentraeth, Beaumaris and Bodffordd this year as well as working with partners (Welsh Water and Natural Resources Wales) to investigate issues in Llangefni and Dwyran. We will research options for funding applications for plans in Menai Bridge, Llanfairpwll, Holyhead and Valley in 2019/20 (in order to defend them in future from the effects of various environmental issues)

What will we deliver in 2018 - 2019

Transformation

We will:

1. Continue to work with communities regarding the shaping of place with the aim of enabling them to take more responsibility and ownership for their own communities
2. Work with Beaumaris Town Council to outsource the management of the Court and Gaol for the purpose of maintaining a historical tourist attraction in the town.
3. Pilot an extension of our Cyswllt Môn service in the community in libraries in order promote access to information, advice and support more extensively.
4. Re-design the corporate website to make it easier for the residents of the Island to be able to receive / search for and provide essential information in a new and meaningful way.
5. Motivate and support the Public Protection and Leisure services to increase the use of Welsh among the workforce by working intensely and proactively on successful interventions.



Further Information

For more information on any element of this document or if you have any comments, please contact:

Human Resources and Transformation

Anglesey County Council

Council Offices

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GethinMorgan@ynysmon.gov.uk

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- Estyn: www.estyn.gov.uk



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DISPENSATION PANEL OF THE STANDARDS COMMITTEE

Minutes of the meeting held on 28 January 2019 (2.30 pm)

PRESENT: Independent Members

Mr Michael Wilson (Chair)
Ms Denise Harris Edwards
Mr John Robert Jones

IN ATTENDANCE: Head of Function (Council Business)/Monitoring Officer
Solicitor (Corporate Governance) (MY)
Programme, Business Planning and Performance Manager (GM)
Committee Officer (SC)

ALSO PRESENT: Councillor Llinos Medi Huws (Leader of the Council)

APOLOGIES: None

1. DECLARATION OF INTEREST

No declaration of interest was received.

2. APPLICATION FOR DISPENSATION

An application was made by Councillor Llinos Medi Huws (Leader of the Council), requesting that the Standards Committee should consider granting dispensations in relation to prejudicial interests regarding the following:-

1. The Schools Modernisation Programme in the Amlwch catchment area;
2. Post-16 Education Provision in the County

The Monitoring Officer reported that a report will be taken to the Executive at the end of March 2019 with a view to beginning the process of a formal public statutory consultation on schools modernisation in the Amlwch area. Llanfechell primary school, where Councillor Huws' cousin is a pupil, is one of the schools under consideration in the consultation process. Any decision regarding the future of Llanfechell primary school will impact on the child making the personal interest a prejudicial one.

The Monitoring Officer referred to the Members' Code of Conduct, and explained that Councillor Huws' close relationship with the child and the child's mother, creates a personal interest in the context of the project and, under the Code. This in itself would require the Leader to declare her personal interest. Given the close relationship, however, and the potential of the decision to have a significant impact on the child, the interest is potentially prejudicial which means that the applicant would not be allowed to take part without obtaining a dispensation from the Standards Committee.

The Programme, Business, Planning and Performance Manager reported that the School Modernisation Strategy was adopted by the Executive in October, 2018. The Strategy sets out the Authority's direction for the process of modernising schools over the next decade. The following three bands have been formulated for the Wales Programme for 21st Century Schools:-

BAND A - projects which have been completed, or are nearing completion;
BAND B - projects which are under way, or will be commencing soon;
BAND C - longer term projects, which will be achieved over years to come.

The Programme, Business, Planning and Performance Manager reported that the Wales Programme for 21st Century Schools involves modernising schools by ensuring that new models of learning are put in place that will benefit the County's children, both currently and for generations to come. The long-term plan is one of the cornerstones of the Well-being and Future Generations (Wales) Act 2015, which the Council is delivering against. It was noted that Councillor Huws is the Council's spokesperson associated with the Act, and represents the Council in discussions with the WLGA.

Schools Modernisation Programme - Amlwch area

With regard to the engagement process to transform Anglesey's schools, informal discussions have taken place recently with members of the public, parents, teachers etc. to gauge public opinion within communities in the Amlwch area; which includes Llanfechell School. It was noted that the next stage of the process will involve a report to the Corporate Scrutiny Committee for consideration, followed by the Executive for approval, and a formal statutory consultation period of 6 weeks to consider the possible options. Thereafter the Scrutiny Committee will decide on its preferred options, and present its recommendations to the Executive for final decision. An Outline Business Case will then be submitted to the Scrutiny Committee for comment, followed by the Executive and Welsh Government for approval.

Councillor Huws explained that she sought a dispensation because she has a very close relationship with her second cousin, whose daughter attends Llanfechell School. She stated that their relationship could be prejudicial in the context of the current phase of the Schools Modernisation Programme, as the future of education in the Amlwch district is uncertain. She further stated that currently, it is impossible to judge what local opinion will be on the school modernisation project in the future. Councillor Huws reported that she already declares an interest in relation to Llanfechell School, as she is the Councillor representative for the Authority, as School Governor.

Councillor Huws referred to Plaid Cymru's Manifesto, which she formulated in 2017, and cited the following as part of her vision for the future, and what she wishes to see - "I want to see every child in Anglesey attaining his/her potential". It was noted that the Leader's Manifesto has been adopted as a driver for the Council Plan. The Schools Modernisation Programme is a cornerstone of that plan.

Post-16 Education Provision in Anglesey

The Programme, Business, Planning and Performance Manager reported that the procedure is very similar with post-16 education, to the process outlined in the Amlwch area. The Council has already engaged with residents across the Island. The statutory consultation process will start during the Autumn and last for 6 weeks, before moving ahead to act on any decision that is eventually made. As regards possible results, any of the Island's five secondary schools could be affected. It was noted that possible results are currently varied and complex, and the implications of these decisions on pupils in secondary schools will need to be considered.

Councillor Huws referred to the model from Plaid Cymru's Manifesto: "that we continue to give our children the best possible opportunities, which are achievable goals". The Leader stated that her daughter might be one of the first to be included in post-16 education, when any new model has been finalised. She highlighted the importance of collaborating with partners to ensure that our young people nurture essential work skills, and have the best educational facilities.

The Chair questioned the Leader and asked where her interest becomes prejudicial? Councillor Huws responded that she does not have a prejudicial interest at present, but is concerned that questions could be asked outside the Council regarding any decisions she may take in the future. She stated that her interest could be perceived as prejudicial, as her daughter could be part of the new 6th form provision model when it is finalised.

Members of the Panel deliberated in private session. Following discussion, the Chair announced that the Standards Committee had **RESOLVED to grant the dispensations to Councillor Llinos Medi Huws in respect of those interests referred to in the Application, which permit the Councillor to:-**

- write to officers [and/the Executive/Committee/Council] about the issue;
- speak to officers of the Council about the issue, provided a note is taken of any such discussions;
- speak at Executive/Committee/Council meetings and answer any questions about the issue;
- remain in the room during any debate/voting on the issue;
- vote at such meetings;
- participate in all external meetings in her elected capacity

The dispensations are granted on the following grounds:-

1. The nature of the Member's interest is such that the Member's participation in the business to which the interest relates, would not damage public confidence in the conduct of the Council's business;

[The Panel were satisfied that the applicant is motivated to act in the public interest and in particular in the best interests of the children who

will be affected by these decisions in the short, medium and long term.]

2. The participation of the Member in the business to which the interest relates is justified by the Member's particular role or expertise;

[The Panel were satisfied that because of the applicant's role as Leader of the Council, and the significance of this project, both to those affected and as part of the Council's priorities, that the project should be led, and be seen to be led by the Leader of the Council]

3. It appears to the Standards Committee to be in the interests of the inhabitants of the area of the Council that the disability should be removed, provided that written notification of the grant of the dispensation is given to the National Assembly for Wales within 7 days. Such a notification should specify the Member to whom the dispensations would apply and the Standards Committee's reasons why the disability should be removed.

[For the reasons described in 1 and 2 above the Standards Committee were satisfied that the same facts also justified the granting of a dispensation on this third ground]

Action:

- The Monitoring Officer to write to Councillor Huws confirming that the Panel has granted a dispensation permitting her to write, speak and vote on all matters relating to the School Modernisation Programme in the Amlwch catchment area. Councillor Huws must declare a personal and prejudicial interest when attending the above meetings.
- The Monitoring Officer to notify the National Assembly for Wales in writing of Councillor Hughes' grant of dispensations within 7 days of the dispensations being granted.
- The Monitoring Officer to notify the National Assembly for Wales that the disability element has been removed, and provide the reason why the Standards Committee has decided to remove it.

The meeting concluded at 3.55 pm

**MICHAEL WILSON
CHAIR**