

DATGANIAD DERBYN SWYDD

DECLARATION OF ACCEPTANCE OF OFFICE

Cyngor Cymuned Penrynnydd Community Council
Cyngor Tref Town Council

Yr wyf fi

JOHN M FOALLES

gan i mi gael fy ethol i swydd Cynghorydd/Cadeirydd
having been elected to the office of Councillor/Chairman

YN DATGAN fy mod yn cymryd arnaf fy hun y swydd honno ac y cyflawnaf ei dyletswyddau yn gywir ac yn ffyddlon hyd eithaf fyfarn a'm gallu.
DECLARE that I take that office upon myself, and will duly and faithfully fulfil the duties of it according to the best of my judgement and ability.

YN YMRWYMO i ufuddhau i Gôd Ymddygiad y Cyngor hwn sydd am y tro wedi'i fabwysiadu o dan Adran 51 o Ddeddf Llywodraeth Leol 2000 wrth gyflawni fynyletswyddau yn y swydd honno.
UNDERTAKE to observe this Council's Code of Conduct for the time being adopted under Section 51 of the Local Government Act 2000 in the performance of my functions in that office.

Dyddiad
Date 28/7/04

Llofnod
Signature

Gwnaethpwyd a llofnodwyd y datganiad hwn ger fymron i
This declaration was made and signed before me

.....
Clerc / Clerk

- * - * - * - * - * -

Os gwneir y datganiad a'i lofnodi gerbron unrhyw berson arall sydd ag awdurdod dan Adran 83(4) Deddf Llywodraeth Leol 1972, addasir y ffurflen yn unol â hynny.
If the declaration is made and signed before any other person authorised by section 83(4) of the Local Government Act 1972, adapt form accordingly.

Appendix


5

Our ref 3343/201102860
3343/201102856
3343/201102868
3343/201102913
3343/201103060
3343/201103282

Ask Sam Ward
for:

 01656 641167

Date: 5 March 2012

 Sam.Ward@ombudsman-wales.org.uk

Councillor John Foulkes
Penmynydd and Star Community Council
Marchynys
Penmynydd
Llanfairpwllgwyngyll
LL61 6PG

Dear Councillor Foulkes,

Code of Conduct Complaint

The Ombudsman has now decided to investigate the complaints made against you by Mr Nicholas Moore, Mr Mark Gillard, Mrs Nikki Gillard, Mr Alex Gordon-Clark, Mr Owain Evans and Mr Paul Corneill and Mrs Helen Taylor. You were informed in writing of these complaints on 29 and 30 December 2011 and 4, 12 and 31 January 2012. I have been asked to carry out the investigation into these complaints. You need not respond to this letter if you do not wish to. However if you do comment on the complaint at this stage, your comments may be disclosed to the complainant, or in any subsequent proceedings.

If my investigation finds that there is a case to answer, I will in due course put to you the evidence I have found and any questions which appear relevant in light of it.

I have written to notify the Monitoring Officer of Isle of Anglesey County Council and the Clerk to the Community Council of this investigation and have asked for any relevant information.

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Please be aware that the Ombudsman considers that the disclosure of details of this complaint to the local press or media may itself be a breach of the Code. You are therefore advised not to discuss this complaint with anyone other than your representative.

Yours sincerely

A handwritten signature in black ink, appearing to read 'Sam Ward', with a stylized flourish at the end.

Sam Ward
Senior Investigator

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Appendix 6

WITNESS STATEMENT

P.S.O.W.
13 APR 2012
P.S.O.W.

Statement of:

Age if under 18: (if over 18 insert 'over 18')

Occupation: FARMER + RETIRED MIDWIFE

This statement (consisting of pages each signed by me) is true to the best of my knowledge and belief.

Signature:

Munes

Date: 9/4/12

Questions

Community Council Meeting 5 October 2011

1. Please confirm that you attended the Penmynydd and Star Community Council meeting of 5 October 2011 (copy of minutes attached).

I confirm that I WAS NOT present Munes

2. Please confirm your recollections about the discussion concerning item 3 on the agenda about wind turbines.

N/A.

Community Council Meeting 7 December 2011

3. Please confirm that you attended the Penmynydd and Star Community Council meeting of 7 December 2011 (copy of minutes attached).

I confirm that I was Present. Munes

4. I understand from the minutes that there was a public meeting about the issue of wind turbines prior to the Community Council meeting and that a number of the public were present at the Community Council meeting. Please indicate your recollection of the general view of the public present and whether this was in favour or against the proposed wind farm development. If

Case reference number: 3343/201102860

000050

you recall any specific comments from members of the public, please provide these.

Please refer to accompanying document
MM

5. Please confirm, in as much detail as you can, your recollection of the discussion of agenda item 5.1 about the wind turbine application. Any detail you can give about the nature of the discussion, including who contributed, would be helpful. Please provide a copy of any notes that you made at the meeting.

Please refer to accompanying document
MM

6. Did Councillor Foulkes take part in the discussion on agenda item 5.1. Please explain your recollection of the nature of his involvement in the discussion (eg. his specific contribution to the discussion) and whether the nature of his involvement changed as the discussion progressed. If you recall what was said, please quote any remarks or submission that he may have made.

Please refer to
accompanying document
MM

7. Please confirm whether you voted to support or object to the application and the factors you considered in reaching your view about how to vote.

Please refer to accompanying
document
Mm

8. Please give any additional information/comments that you feel may be relevant.

Please refer to accompanying
document
Mm

Signature:
Date:

Signature witnessed by:

Case reference number: 3343/201102860

000052

Continuation Sheet – Witness statement of Angela Bove Mum.

Signature: Mum
Date: April 11th 2012
Case reference number: 3343/201102860

000053

Angharad Bowen-Holmes,
Councillor, Penmynydd Parish Council.

My recollection of the general view of the public present and whether this was in favour or against the proposed wind farm development

During the Public Meeting - The Village Hall was full to capacity and beyond. All seats, (I estimate being 6 rows of 10 seats), were full, and there was no standing room left in the hall. I estimate the number of public at the meeting to be approx 130 adults. Every available space was taken up, and as more people were let into the hall the front row of seats was asked to move forward at least 4 feet, so that in the end the parish councillors were in fact practically knee to knee with the general public!

For me it was a very uncomfortable situation.

I estimate that 95% of the public that were present were against the wind farm development. A small group of local farmers who were for the development stood at the back of the hall. Many speakers from the floor spoke against the wind farm development. Some were very succinct others not so. The Chairman was forced on countless times to re-focus the meeting onto arguments for or against the wind farm development. In my opinion the protestors to the wind farm development had not efficiently planned their response to the community council's offer to listen to their arguments. They allowed some 'hot head' and in some instances rude individuals to high jack and take attention away from the real issue of wind farm development. As a community council we asked that they come together and provide for and against arguments as related to the Ty Fry Wind development proposal - to let us know how the locals felt about the proposed development. It was far too emotionally charged and the parish council chairman in my opinion did a sterling job in controlling the meeting. Some individuals were antagonistic towards Mr John Foulkes and to landowners in general. Others were antagonistic towards the farmer from Ty Fry. One individual against the wind farm development called the parish council a pontificating body, and many others intimated that the parish council was made up of landowners so the proposal would not get a fair hearing.

I felt quite intimidated towards the end of the public meeting and was not relishing exiting the building after the meeting with approx 100+ people outside!

During the Community Council Meeting approximately 75% of the public left the hall to stand outside the building and on the driveway leading to the hall. I believe that to the best of my recollection the group of farmers who were for the development stayed in the hall for the council meeting.

Re Item 5:1 I do recall the chairman asking Mr Foulkes if he needed to declare an interest, and Counc. Foulkes said he was not and that he had been in contact with the council in Llangefni and had been told that declaring an interest was not necessary.

The minutes are correct and I, Angharad Bowen-Holmes, spoke first by saying that I was against the development of this size of wind turbine at Ty Fry and that we as a council could not surely vote any other way than to oppose the proposed development at Ty Fry, given the strength of feeling of the local residents. (We had already ascertained that the vast majority of the public present were local residents). As a Penmynydd councillor myself I took an active interest in the development of wind turbine technology and had on my own behalf already spoken to many local residents and neighbours, the vast majority of who opposed the development. As a general supporter of small scale wind turbine technology myself, I still could not support the Ty Fry development because of the strength of feeling of local residents.

I seemed to be the only councillor ready to say anything on the matter and the chairman asked for comments. Mr John Foulkes responded by saying that not everyone was against the development at Ty Fry and that the site was suitable as a rural site and would not impinge on anyone else. The other two councillors present said nothing on the issue. A vote was called for and went 2

Angharad Bowen-Holmes
12/4/12

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against the proposal and 3 for the proposal.

6

There was not a great deal of discussion about the proposal – we voted on the issue fairly promptly. As I stated above Mr Foulkes stated that not everyone was against the development, but he did not speak in depth or in any persuasive way on the matter. In fact I thought he was quite restrained on the matter. There was a general lack of discussion, neither Council. Owen nor Council. Roberts gave their specific views on the matter.

Mr Foulkes did not try to persuade them in any way, nor was there any attempt by him to sway the argument during the meeting. I say this objectively, Mr Foulkes and his family are neighbours of mine, and we are personal friends, though we differ tremendously on many issues, and we have been known to conflict on issues many times, but I feel I am being fair in saying that I do not believe that he unduly affected the discussion nor the vote that evening.

7

I opposed the application as stated in 5.1

8

The public meeting was intimidating to the councillors present. I feel that the level of animosity towards Mr Foulkes and the council was ill founded. One lady who was present during the council meeting, having realised that the proposal had been approved by 3 to 2 votes, shouted out that "here is another example of council corruption"!

Mums 12/4/17.

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Appendix

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P.S.O.W.
16 APR 2012
P.S.O.W.

WITNESS STATEMENT

Statement of: EDWARD LEON GIBSON

Age if under 18: over 18 (if over 18 insert 'over 18')

Occupation: Retired

This statement (consisting of pages each signed by me) is true to the best of my knowledge and belief.

Signature: Leon Gibson

Date: 12/04/2012

Questions

Community Council Meeting 5 October 2011

1. Please confirm that you attended the Penmynydd and Star Community Council meeting of 5 October 2011 (copy of minutes attached).

I confirm

2. Please confirm your recollections about the discussion concerning item 3 on the agenda about wind turbines.

I advised that it would be difficult for the Council to discuss the issue of wind turbines until such time as a planning application(s) were received.

As soon as an application was received the Council undertook to convene a public meeting in order to give the public an opportunity to express their views, prior to the Council deciding upon the matter

Community Council Meeting 7 December 2011

3. Please confirm that you attended the Penmynydd and Star Community Council meeting of 7 December 2011 (copy of minutes attached).

I confirm

4. I understand from the minutes that there was a public meeting about the issue of wind turbines prior to the Community Council meeting and that a number of the public were present at the Community Council meeting. Please indicate your recollection of the general view of the public present and whether this was in favour or against the proposed wind farm development. If

Case reference number: 3343/201102860

Leon Gibson

12/04/2012

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you recall any specific comments from members of the public, please provide these.

The general view of the persons present at the public meeting was strongly opposed to any wind farm development. Their main concerns related to:

- proposals for six turbines in a small rural area little Kenmydd and their cumulative effect;
- their height and size;
- their detrimental impact on dwelling houses in the area and wide-afield; — see continuation sheet

5. Please confirm, in as much detail as you can, your recollection of the discussion of agenda item 5.1 about the wind turbine application. Any detail you can give about the nature of the discussion, including who contributed, would be helpful. Please provide a copy of any notes that you made at the meeting.

I made no notes at the meeting.

There was limited discussion at the council meeting having regard to the extensive discussions and contributions made at the public meeting immediately prior to the council meeting. I was confident that all members were aware of the main considerations.

Councillor Angharad Bowen Holmer and I referred to the strong majority view opposed to the development and that should be borne in mind when voting.

6. Did Councillor Foulkes take part in the discussion on agenda item 5.1. Please explain your recollection of the nature of his involvement in the discussion (eg. his specific contribution to the discussion) and whether the nature of his involvement changed as the discussion progressed. If you recall what was said, please quote any remarks or submission that he may have made.

Councillor Foulkes indicated that he supported the development. He also stated in answer to a question from myself that he did not consider that he should declare an interest having discussed the issue with the legal Department of the County Council and that the advice he received indicated that there was no need.

7. Please confirm whether you voted to support or object to the application and the factors you considered in reaching your view about how to vote.

I voted to object to the application.

The factors which influenced me are as follows:

- no demonstrable need in support of the development
- its detrimental effect on an attractive rural area
- its prominence in the landscape
- a reflection of the views of the public at the public meeting

8. Please give any additional information/comments that you feel may be relevant.

Signature: *Ann Gibson*

Date:

12/04/2012

Signature witnessed by:

Ann Gibson
12/04/2012

Case reference number: 3343/201102860

000060

H. continued

- noise and flicker effect
- only a very few homeowners would benefit from any such development

I also recall that applicant of application of 41C124 stated that his family would reside in close proximity to the turbine and that he would not have submitted the application if he considered it detrimental to their interests. He was supported by some individuals.

Signature: Leon Gibson

Date: 12/04/2012

Case reference number: 3343/201102860

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Appendix

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S.O.W.
30 APR 2012
P.S.O.W.

WITNESS STATEMENT

Statement of:

Age if under 18: (if over 18 insert 'over 18')

Occupation: ...FARMER... (OVER 18)

This statement (consisting of pages each signed by me) is true to the best of my knowledge and belief.

Signature:

AG Owen

Date: 27.4.12

Questions

Community Council Meeting 5 October 2011

1. Please confirm that you attended the Penmynydd and Star Community Council meeting of 5 October 2011 (copy of minutes attached).

Yes, I was at the meeting on 5th October 2011

2. Please confirm your recollections about the discussion concerning item 3 on the agenda about wind turbines:

As far as I can recollect, the matter of wind turbines was not discussed as no application had been received.

Community Council Meeting 7 December 2011

3. Please confirm that you attended the Penmynydd and Star Community Council meeting of 7 December 2011 (copy of minutes attached).

Yes I attended the meeting on 7-12-11.

4. I understand from the minutes that there was a public meeting about the issue of wind turbines prior to the Community Council meeting and that a number of the public were present at the Community Council meeting. Please indicate your recollection of the general view of the public present and whether this was in favour or against the proposed wind farm development. If

Case reference number: 3343/201102860

AG Owen

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you recall any specific comments from members of the public, please provide these.

I was not present at the beginning of the Public meeting. I arrived towards the end. The meeting was well attended but only a handful of people from the village. The majority were members of "Anglesey Against Wind Turbines", and were not residents of Penrynnydd. As indicated by the name of their organisation, they were against wind turbines. However, not all the people of Penrynnydd are against them.

5. Please confirm, in as much detail as you can, your recollection of the discussion of agenda item 5.1 about the wind turbine application. Any detail you can give about the nature of the discussion, including who contributed, would be helpful. Please provide a copy of any notes that you made at the meeting.

As far as I can recollect all members contributed.

Myself, I asked why this particular application was dealt with in Penrynnydd as this was for the erection of a turbine at Llyfry, Rhoscefnis. Having been born and bred in Penrynnydd (I am over 70 yrs old) I knew that Llyfry has always been in the catchment area of Pentraeth Community Council, but was given to understand that the field in question was on the perimeter with Penrynnydd.

I did not make any notes at the meeting

6. Did Councillor Foulkes take part in the discussion on agenda item 5.1. Please explain your recollection of the nature of his involvement in the discussion (eg. his specific contribution to the discussion) and whether the nature of his involvement changed as the discussion progressed. If you recall what was said, please quote any remarks or submission that he may have made.

Yes, Councillor Foulkes did take part in the discussion. I do not think that he did anything out of order. This application was by someone else and Councillor Foulkes had every right to take part in the proceedings. The decision the council made that evening was democratic and above board but of course this was not the decision that Anglesey Against W.T. wanted.

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R. Owen

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7. Please confirm whether you voted to support or object to the application and the factors you considered in reaching your view about how to vote.

I voted to support the application as I consider renewable energy to be the way forward and being much safer than having another Nuclear Power Station on the island. However, I am no longer a member of the Council having now retired after serving the community for over 40 years.

8. Please give any additional information/comments that you feel may be relevant.

Signature:

A. G. Owen

Date:

27.4.12.

Signature witnessed by:

Auntie Owen

Case reference number: 3343/201102860

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Appendix

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P.S.O.W.
- 4 MAY 2012
P.S.O.W.

WITNESS STATEMENT

Statement of:

Age if under 18: OVER 18 . (if over 18 insert 'over 18')

Occupation: FARMER

This statement (consisting of _____ pages each signed by me) is true to the best of my knowledge and belief.

Signature: W. H. Roberts

Date: 29 4 2012

Questions

Community Council Meeting 5 October 2011

1. Please confirm that you attended the Penmynydd and Star Community Council meeting of 5 October 2011 (copy of minutes attached). Please confirm in what capacity you attended the meeting.

*I confirm that I attended this meeting
as Community Councilor*

2. Please confirm your recollections about the discussion concerning item 3 on the agenda about wind turbines.

*There was no discussion about wind turbines
as there were no applications received.*

Community Council Meeting 7 December 2011

3. Please confirm that you attended the Penmynydd and Star Community Council meeting of 7 December 2011 (copy of minutes attached). Please confirm in what capacity you attended the meeting.

*I confirm that I attended this meeting
as Community Councilor*

Case reference number: 3343/201102860

00068

4. I understand from the minutes that there was a public meeting about the issue of wind turbines prior to the Community Council meeting and that a number of the public were present at the Community Council meeting. Please indicate your recollection of the general view of the public present and whether this was in favour or against wind farm development. If you recall any specific comments from members of the public, please provide these.

I wasn't informed about this public meeting so I wasn't only present for the last five minutes before attending the Community Council meeting at 7.30 pm. The last speaker for A.A.W.T. said that farmers were getting too much subsidies so in my opinion this is the root of the problem. When going out of the Community Council meeting these people present shouted farmers are "Shit" and "Traitors".

5. Please confirm in as much detail as you can your recollection of the discussion of agenda item 5.1 about the wind turbine application. Any detail you can give about the nature of the discussion, including who contributed, would be helpful. Please provide a copy of any notes that you made at the meeting.

As in the agenda.

6. Did Councillor Foulkes take part in the discussion on agenda item 5.1. Please explain your recollection of the nature of his involvement in the discussion (eg. his specific contribution to the discussion) and whether the nature of his involvement changed as the discussion progressed. If you recall what was said, please quote any remarks or submission that he may have made.

I came to the conclusion that Councillor Foulkes had no interest in this application because TY FRY Rhoscifnir is not in Penmyydd + Stas Community.

We discussed with Councillor Foulkes, as some people are against WYLFAB
" " " " WIND TURBINES.
" " " " BIOMASS.
" " " " SOLAR

SO WHAT DO ANGLESEY PEOPLE WANT?

7. Please give any other comments/information that you think may be relevant.

Please bear in mind that your comments may be included in the evidence that is disclosed to Councillor Foulkes during this investigation. Ultimately, your evidence may be attached to any report on the investigation which the Ombudsman may refer to the Council's Monitoring Officer and Standards Committee, or to the President of the Adjudication Panel for Wales. I therefore advise you not to discuss your evidence with any persons who may be involved in the investigation.

Signature: *W Foulkes*
Date: 29.4.2012

Signature witnessed by: *A Ellis*

Case reference number: 3343/201102860

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Appendix

10

Statement by Cllr. Eric Jones

Occupation :- Retired

Q. 1

I was present at the meeting as the County Councillor for the area.

Q. 2

There was no discussion as no application had been received but as there were members of the public present , the Chairman promised that a public meeting would be held when the planning application was received.

Q. 3

As for Q.1

Q. 4

A public meeting was held before the meeting of the Community Council. There were a great number of the public present – possibly about 200 – but I cannot be totally sure about this as some were outside the Hall, as there was not enough room for everyone inside.

There was strong objection to the applications for wind turbines possibly as high as 9 to 1 but I cannot be totally sure about that.

It is fair to say that many of the audience were from outside the Penmynydd and Star electorate.

Q. 5

There was considerable discussion on item 5.1 of the agenda and the Chairman gave an opportunity for any member to declare an interest.

No one declared an interest and Cllr. Angharad Holmes, seconded by Cllr. Leon Gibson proposed that the planning application should be strongly objected to.

Cllr. John Foulkes stated that not everyone was against such a development and proposed that we approve the application, and his proposal was seconded.

Following a vote, the Council decided to approve the application by 3 to 2.

Q. 6 – Yes see no. 5

Q. 7 - None

00072

WITNESS STATEMENT

Statement of: **ERIC JONES**

Age if under 18: **DROS 18** (if over 18 insert 'over 18')

Occupation: **WEDI YMDDOL**

This statement (consisting of **5** pages each signed by me) is true to the best of my knowledge and belief.

Signature: 

Date: **05.04.2012**

Questions

Community Council Meeting 5 October 2011

- 1. Please confirm that you attended the Penmynydd and Star Community Council meeting of 5 October 2011 (copy of minutes attached). Please confirm in what capacity you attended the meeting.

YR OEDDWN YN BRESENNOL YN Y CYFARFOD FEL CYNHORWYD SIR DROS YR ASDAL.

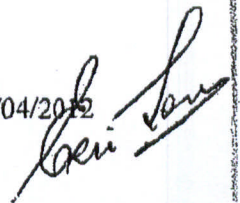
- 2. Please confirm your recollections about the discussion concerning item 3 on the agenda about wind turbines.

Ni fu trafodaeth gan Nedi ei ddesbyr, ond fod rhedau o'i cyhoedd yn bresennol, addawodd y Caderydd y byddai cyfarfod cyhoeddus yn cael ei gynnal pen ddau cynllunio gachon.

Community Council Meeting 7 December 2011

- 3. Please confirm that you attended the Penmynydd and Star Community Council meeting of 7 December 2011 (copy of minutes attached). Please confirm in what capacity you attended the meeting.

Yr oeddwn yn bresennol yn y Cyfarfod fel Cynhorwydd Sir Dros yr Asdal.



- 4. I understand from the minutes that there was a public meeting about the issue of wind turbines prior to the Community Council meeting and that a number of the public were present at the Community Council meeting. Please indicate your recollection of the general view of the public present and whether this was in favour or against wind farm development. If you recall any specific comments from members of the public, please provide these.

Cynhalinsyd cyfarfod cyhoeddus cyn eisteddfod o'r Cynghor Cymuned yr oedd nifer helaeth o'r cyhoedd yn bresennol - posibl oeddent 200 - ond nid ym yn bosibl fod yn hollol gywir gan fod nifer tu allan i'r Genotfen, oherwydd nad oedd lle i bawb yr oedd gwrthwynebiad cryf i'r ceisiadau am feliannau gwyrnt, posib cyn ddatod neu uchrech na 9 i 1, ond ni fedsaf fod yn sicr o hynny. Mae'n debyg dwedodd fod nifer helaeth o'r gynulleidfa o'i tu allan i etdolaeth Penrynnydd a Star.

- 5. Please confirm in as much detail as you can your recollection of the discussion of agenda item 5.1 about the wind turbine application. Any detail you can give about the nature of the discussion, including who contributed, would be helpful. Please provide a copy of any notes that you made at the meeting.

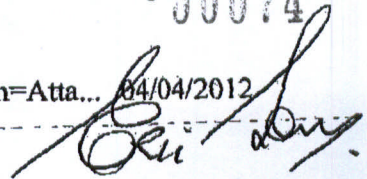
Bu cyn drafodaeth ar item 5-1 o'r agenda, a bu i'r Cadeirydd roddi siawns i unrhyw aelod oedd yn dymuno datgan diddordeb.

Ni maed hyn gan neb, a cynigiodd y Cynghorydd Angharad Holmes, yn cael ei heilio gan y Cynghorydd Iwan Gibsen ei bod yn gwrthwynebu yn gryf i'r cais Cynllunio oedd ger bron.

Datganodd y Cynghorydd John Foulkes, nad oedd pawb yn eiddo datblygiad o'r math a cynigiodd ei bod yn gymeradwyo y cais, ac fe ciliwyd y cynnig.

Yn dilyn pleidlais penderfynnodd y Cynghor o 3 i 2 fod y cais i gael ei gymeradwyo.

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6. Did Councillor Foulkes take part in the discussion on agenda item 5.1. Please explain your recollection of the nature of his involvement in the discussion (eg. his specific contribution to the discussion) and whether the nature of his involvement changed as the discussion progressed. If you recall what was said, please quote any remarks or submission that he may have made.

Do.

Gwales Rhif 5

7. Please give any other comments/information that you think may be relevant.

Jim

Please bear in mind that your comments may be included in the evidence that is disclosed to Councillor Foulkes during this investigation. Ultimately, your evidence may be attached to any report on the investigation which the Ombudsman may refer to the Council's Monitoring Officer and Standards Committee, or to the President of the Adjudication Panel for Wales. I therefore advise you not to discuss your evidence with any persons who may be involved in the investigation.

Signature: *[Handwritten Signature]*

Signature witnessed by: *[Handwritten Signature]*

00075

Date:

Continuation Sheet – Witness statement of

Jim

Signature:

Signature witnessed by:

Date:

00076

John Long

JIM

Paul Jones

000078

Appendix

11

CYNGOR CYMUNED PENMYNYDD A STAR

COFNODION Y CYFARFOD A GYNHALIWDYD NOS FERCHER
5 HYDREF 2011, NEUADD PENMYNYDD 7.30yh

| | |
|--|---|
| YN BRESENNOL:
Y Cyngorwyr L. Gibson, N. Jones, J. Foulkes, A. Owen, H. Roberts, E. Jones (Cyngor Sir), hefyd Mr Gwyn Roberts, Gamedd Fawr (I drafod cais cynllunio ond nid oedd y cais wedi cyraedd) a'r clerc G. Owen. Mr Ifor Williams (Cwmni Exwavia), Canon Philip Hughes a nifer o'r cyhoedd. | |
| YMDDIHEURIADAU:
Cyng L. M. Jones, A. Holmes | |
| 1 | Cadeirydd y cyfarfod gan y Cadeirydd Cyng L. Gibson. Cynigodd y Cadeirydd croeso i pawb yn bresennol. |
| 2 | DATGAN DIDDORDEB – Cyng J. Foulkes – Tyrbinau Gwynt |
| 3 | Tyrbinau Gwynt – 'Roedd nifer o'r cyhoedd yn bresennol yn gobeithio cael cyfarfod cyhoeddus i drafod ceisiadau cynllunio tyrbinau gwynt. Hefyd oedd y Cyngor wedi derbyn dau llythyr yn gofyn am cyfarfod gan Mr Elfed Williams, Gweirglodd Bach, Penmynydd ac "Ynys Mon yn Erbyn Tyrbinau Gwynt". Eglurodd y Cadeirydd bod y Cyngor heb derbyn y ceisiadau. Felly, nid oedd yn bosib trafod y mater. Unwaith mae'r Cyngor wedi derbyn y ceisiadau, bydd y Cyngor yn galw cyfarfod cyhoeddus. |
| 4 | Mynwent yr Eglwys – Dywedodd Canon Hughes ei fod yn siomedig iawn bod y fynwent mewn fath cyflwr ac yn bosib ond wedi cael ei dorri unwaith y flwyddyn yma. Mae wedi gofyn i'r contractwr dorri'r gwair. Er bod yr Eglwys ddim yn cynnal gwasanaethau, mae'r proses yn cymeryd o gwmpas 18 mis i cau yr Eglwys. Yn y cyfamser, yr Eglwys yng Nghymru sydd yn gyfrifol am yr adeilad a'r fynwent. |
| 5 | Exwavia – Dywedodd Mr Ifor Williams bod y Cwmni am defnyddio y mast yn Penmynydd a byddant yn gallu gwarantu cyflymder o 4MB drost yr awyr. Hefyd dywedodd bod Llywodraeth Cymru yn cynnig grantiau o £1000 i bobol sydd yn methu cael cyflymder o 2MB. Bydd y Cwmni yn trefnu cyfarfod cyhoeddus. |
| 6 | DERBYN COFNODION
Cyflwynwyd cofnodion cyfarfod 7 Medi 2011. Fe'u derbyniwyd fel rhai cywir a chyflawn. |
| MATERION YN CODI O'R COFNODION | |
| 7.1 | Hysbysfyrddau – mewn llaw. |
| 7.2 | Cwyn – mynwent yr Eglwys – gweler 4 |
| 7.3 | Cwyn – mynwent Gilead – darllenwyd llythyr gan Eglwys Unedig Rhos y Gad Llanfairpwll yn dweud bod gan yr Eglwys contract i dorri'r fynwent 5 o weithiau pob blwyddyn. Mae'r Eglwys yn cynnig bod y Cyngor yn derbyn perchnogaeth o'r fynwent neu yn cynnig cyfraniad at y costau. Penderfynwyd diolch am y llythyr a dweud bod y Cyngor ddim yn gallu derbyn perchnogaeth na cynnig cyfraniad. |
| Llofnod | <i>Leon Gibson</i> (Cadeirydd) 02.11.11 |

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| | |
|-----------|---|
| 7.4 | Cysgodfan Bws, Star. Darllenwyd llythyr gan y Cyngor Sir yn dweud bod y Cyngor Cymuned yn gyfrifol am y cysgodfan. Mae'r clerc wedi cysylltu a'r cmwni yswiriant ynglyn a gwneud cais. |
| 8 | Gohebiaeth Cyngor Ynys Mon |
| 8.1 | 41C99C cais llawn ar gyfer codi sied amaethyddol ar gyfer storio offer yn Bryn Gof, Star – dim gwrthwynebiad |
| 8.2 | 41C56D Newid defnydd y swyddfeydd (Dosbarth B1) I feithrinfa dydd I plant (Dosbarth D1) yn The Old Surgery, Castellfryn, Star – dim gwrthwynebiad |
| | Priffyrdd |
| 8.3 | Cysgodfan Bws, Star – gweler 7.4 |
| | Gwasanaethau Cyfreithiol |
| 8.4 | Pwyllgor Safonau Cyngor Sir Ynys Mon - Darllenwyd llythyr yn dweud bydd angen 2 cynrychiolydd Cynghorau Tref/Cymuned am cyfnod o 4 blynedd o Rhagfyr 2011. Penderfyniwyd ail ystyried y mater yma yn y cyfarfod nesaf. |
| 9 | GOHEBIAETH YCHWANEGOL |
| 9.1 | Eglwys Unedig Rhos y Gad – gweler 7.3 |
| 9.2 | Ynys Mon yn erbyn tyrbinau Gwynt – gweler 3 |
| 9.3 | Mr Elfed Williams, Gweirglodd Bach – gweler 3 |
| 9.4 | Pobol Atal Wylfa B – hysbysiad – Cyfarfod yn y Galeri, Caernarfon, 22.10.11 rhwng 10.00 – 4.30 |
| 10 | MATERION ARIANNOL |
| | Dim |
| 11 | MATERION ERAILL |
| 11.1 | Kiosk, Star. Mae'r drws ar y kiosk teleffon wedi cael ei dorri. Gofynwyd i'r clerc cysylltu a'r Heddlu |
| 11.2 | Trafodwyd cwyn ynglyn a'r troeiad o Penmynydd I Llanfair. Gofynwyd i'r clerc cysylltu a'r Cyngor Sir i gofyn am gwydyr newydd. |
| | Llofnod <i>hon Gibon</i> (Cadeirydd) 02.11.11 |

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Appendix 12

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FORM TO DECLARE AND REGISTER A PERSONAL INTEREST

MEMBERS' CODE OF CONDUCT

| | |
|---------------------------------|--|
| Name of Member: | John Foulkes |
| Name of Meeting: | October 2011 Full member monthly meeting |
| Date: | 5.10.11 |
| Agenda Item (number and title): | 2 Declaration of Interest |

I HEREBY DECLARE that I have a personal interest under the Council's Code of Conduct which was adopted under Section 51 Local Government Act 2000.

The details of the Personal Interest are:

I have made applications for wind turbines

The details of the Council business to which the Personal Interest relates are:

Public discussion

A Prejudicial 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 judgment of the Public Interest.

I believe that this a Prejudicial Interest because -

I have applications pending and intend leaving the meeting if they are discussed

You must tick one box below -

- The interest is not a Prejudicial Interest and therefore I intend to take part in the Council business.
- The interest is Prejudicial and therefore I intend to withdraw and leave the meeting.
- The interest is Prejudicial but I have received a dispensation from the Standards Committee.

Signed

Dated 5/10/11

THIS FORM SHOULD BE HANDED TO THE CLERK IN ATTENDANCE AT THE MEETING

Appendix

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DRAFT ONLY
PENMYNYDD AND STAR COMMUNITY COUNCIL
MINUTES OF THE MEETING HELD WEDNESDAY 7 DECEMBER 2011 AT
THE HALL, PENMYNYDD AT 8.30

| | |
|--|---|
| PRESENT: | |
| Councillors L Gibson, J Foulkes, H Roberts, A Holmes, A Owen, E Jones (County Council), G Owen, (Clerk) and many members of the public | |
| APOLOGIES: | |
| Councillors L M Jones and N Jones | |
| 1 | The meeting was chaired by the Chairman Cllr Leon Gibson |
| 2 | DECLARATIONS OF INTEREST - None |
| 3 | ACCEPTANCE OF MINUTES
The minutes of the meeting held on 2 November 2011 were presented and accepted as a true and accurate record |
| 4 | MATTERS ARISING FROM THE MINUTES |
| 4.1 | Noticeboards – It was decided to defer this matter until the next meeting because the "Star" councillors were absent |
| 4.2 | Bus Shelter, Star – The clerk has received a response from the Insurance Company. It is possible to make a claim through the company for repairs to the shelter, but the council will be responsible for the first £125. The Clerk was asked to get estimates for the work. |
| 4.3 | Kiosk, Star – the Clerk is awaiting a response from BT. |
| 4.4 | Dangerous dog at Star – the Clerk is waiting for a response from the County Council |
| 5 | Correspondence Anglesey County Council |
| | Planning |
| 5.1 | 41C124 Full application for the erection of one wind turbine with a maximum hub height of up to 44m, rotor diameter of up to 56m and a maximum upright vertical tip height of up to 71m together with the erection of a transformer station, utility housing and new access track and hardstanding on land at Ty Fry, Rhoscefnhir. Also 41C124A/SCR – Screening Application.
At the start of the discussion, the chairman again gave the members the opportunity to declare any interest.
This matter was discussed at a public meeting prior to the council meeting. One councillor said there was a need to take into account the feelings of the local residents and strongly object to the application. Another councillor said that not everyone was against the application and that the site was in a rural location. Following a vote (2 against and 3 in favour) the council decided not to object to the application. |
| | Signature (Chairman) 04.01.12 |
| 5.2 | 41C123B Full application for the demolition of the existing dwelling, the |

| | |
|------------|--|
| | erection of a new dwelling and detached garage together with the installation of a package treatment plant at Llinos Fawr, Penmynydd – no objections. |
| 5.3 | 41LPA916B/CC Full application to delete condition (14) from planning consent 41LPA916B/CC so as to retain the existing access at Gwyndy, Penmynydd – no objections. |
| 5.4 | Joint Anglesey and Gwynedd Local Development Plan – it was decided to defer this matter until the next meeting (the consultation period ends 13.01.12) |
| 6 | FURTHER CORRESPONDENCE |
| 6.1 | Aon Insurance – See 4.2 |
| 6.2 | Boundary Commission – A letter was read from the Commission regarding the Review of Electoral Arrangements draft proposals Anglesey. It is proposed to move Penmynydd from a rural location to join Llanfairpwll and Menai Bridge. The Clerk will respond with the help of Cllr E Jones. |
| 7 | FINANCIAL MATTERS |
| | It was agreed to pay the following:
J D Roberts (Internal Auditor) £37.00 (accounts 2009/10) |
| 8 | OTHER MATTERS |
| | None |
| | Signature (Chairman) 04.01.12 |

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Appendix

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CC 7/12.

LG. HR. AD. EJ. JF. AH.

Ymddi. NJ. LJ.

3. Dim

4. Yr.

4.1. Ilys. qm Wledyn - Star perfformiad
pwyllgor newt.

4.2. Ymuniad cogan Rux.

4.3. /

4.4. /

5.1./5.2.

AH cynig qwrthod yr qmff - teimliadon
pobol parhysedd yr arlyrn (rher muaf o'r pobol)

JF pŵel o blaid helpyd Nid yw pabw yr
arlyrn - kledind golen gwledig yr ty Fny.

AH cynigyd sylw ar pobol cydd wedi activatio
PM. Star Rhos.

AO. HA. JF.

HR. LG. AH

AH cynig 2. yr arlyrn.

JF for 0.3 o blaid.

Rheymen

For

Dim gwrthwydd.

5.2. DGr.

5.3. DGr.

5.4.

6.1. /

6.2. / Annodd 3 yr Bwrth? EJ will send me copy
all disagree ymmed ni i adran gwledig.

8.1. ✓

~~Plan for Arlyrn yr Star Cwff~~

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cc 7/12.

LG HR AO EJ JF AH.

Appl NJ LJ.

3. None

4. Yes.

4.1 Howells has the noticeboard - Star
- decision next meeting.

4.2 Insurance - cost of bus shelter.

4.3 ✓

4.4 ✓

5.1 5.2

AH proposes - strongly object - the feelings of Penmydd
people are against (most people)

JF People are also in favour - not everyone is
against - Ty Fry is in a rural location

AH - we should take notice of the people who
have objected - Penmydd, Star + Rhoscefnir

| | | | | | | |
|-----|----|----|-------------------|-----------------------|-----------|-----------------------|
| YES | AO | HR | JF | AH proposed - against | 2 against |) For
No objection |
| NO | LG | AH | JF proposed - For | 3 in favour | | |

5.2. NO objection

5.3 NO objection

5.4

6.1 ✓

6.2 ✓ Difficult - 3 at Merri Ridge EJ will send
me a copy - all disagree - moving us to
rural location

8.1 ✓

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Appendix

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