

BOROUGH OF KETTERING

Committee	STANDARDS ADVISORY	Item A1	Page 1
Report Originator	Helen Edwards Head of Democratic & Legal Services (Monitoring Officer)	<i>Fwd Plan Ref No:</i> -	
Wards Affected	All	8 th October 2018	
Title	MAWSLEY PARISH COUNCIL: REQUEST FOR DISPENSATION		

1. PURPOSE OF REPORT

To consider a request from members of Mawsley Parish Council for a dispensation.

2. INFORMATION

- 2.1 The Localism Act 2011 s.31 contains provisions requiring members to disclose the existence of disclosable pecuniary interests in any matter, and not to participate in discussion of the matter at a meeting. S.33 of the Localism Act contains provisions for granting dispensations from the requirements of s.31 in certain circumstances, including provisions relating to the granting of dispensations to Borough, Town and Parish Councils.
- 2.2 In the case of a Parish Council, the legislation allow the Standards Committee to grant dispensations where, without the dispensation, the number of persons prohibited by s.31 from participating in any particular business would be so great a proportion of the body transacting the business as to impede transaction of the business.
- 2.3. The Clerk to Mawsley Parish Council has submitted a request for a dispensation to allow its members to speak and vote on matters relating to the provision of allotments in Mawsley. A copy of the request is attached at Appendix 1.
- 2.5 The Parish Council has seven members, all of whom have some level of interest in the matter, and must declare an interest when matters relating to allotments are discussed. The current sites being considered are owned by one of the councillors, another has made it clear that he wishes to have an allotment, and all live in close proximity to the proposed sites (See map at Appendix 2). As the quorum for Parish Council meetings is three, matters relating to allotment provision cannot be discussed.

3. LEGAL IMPLICATIONS

The grant of the dispensation must comply with the Localism Act 2011, Chapter 7.

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4. **RECOMMENDATION**

That the request for dispensation by Councillors Sanders, Richards, Esler, White, Wilson and Blazan to enable them to speak and vote on issues relating to allotment provision in Mawsley be granted from 8th October 2018 to the date of the next Parish Council elections in May 2019 (or if these elections are postponed as a result of reorganisation of the County, until the next Parish Council elections in May 2020). The request for dispensation in respect of Councillor Barnwell is granted for discussion of allotment sites, unless he is the owner of the site being considered, in which case no dispensation is given.

Background Papers: None
Title
Date
Contact Officer Anne Ireson, Democratic Services Manager

Previous Minutes/Reports:
Ref: