

Bristol City Council

Audit Committee

29 January 2016

Report of: Interim Service Director – Legal & Democratic Services

Title: Applications for dispensations

Ward: Citywide

Officer presenting report: Interim Service Director Legal & Democratic Services

Contact telephone number: 0117 92 22413

Recommendation

Audit Committee is recommended to grant dispensations to the elected Mayor and councillors listed in Appendix A to this report to enable them to participate in discussion, vote on matters in relation to the civic budget 2016-17 and the setting of the council tax, at the Council Budget meeting on 16 February, 2016. Such dispensation to be granted for this meeting only.

Summary

This report describes the rules in relation to disclosable pecuniary interests (DPIs) and details those members who will have such interests in relation to the civic budget debate but would otherwise be unable to participate in the discussion and vote thereon. It recommends that they be granted dispensations to enable them to take a full part in the meeting on the basis that it would be appropriate to grant such a dispensation.

The significant issues in the report are:

The statutory provisions in relation to disclosable pecuniary interests, the grounds where dispensations may be granted, and the details of those members who are seeking dispensations to enable them to participate in the meeting.

Policy

Not applicable

Consultation

All members

Context

1. The Localism Act 2011 introduced provisions for the registration of disclosable pecuniary interests (DPI's).
2. What constitutes a DPI, is described in the appendix to the DCLG document "Openness and transparency on personal interests"

https://www.gov.uk/government/uploads/system/uploads/attachment_data/file/240134/Openness_and_transparency_on_personal_interests.pdf

In essence DPI's are **business interests** (eg employment, trade, profession, contracts or any company in which a member and/or their spouse/partner etc are associated) and any wider financial interests which they may have. These interests are those shown in section 1 of the register of members interests.

3. When attending meetings of full Council, its executive, any committee or sub-committee etc, members who have a DPI **relating to any business that is or will be considered at the meeting** must not:

- Participate in any discussion of the business of the meeting or if they become aware of a DPI during the meeting, participate further in any discussion of the business or
- Participate in any vote or further vote taken on the matter at the meeting.

Such prohibitions apply to any form of participation, which includes speaking as a member of the public. Failure to observe this requirement could result in a criminal offence being committed.

Dispensations sought

4. The rules allow the Council (delegated to Audit Committee) to grant dispensations to permit members, in certain circumstances, to take part in the business of the authority even if a member has a DPI relating to that business. These circumstances are described in detail in the guidance but the main reasons for granting a dispensation are as follows:

(a) Without the dispensation the number of Members prohibited from participating/voting in any particular business would be so great a proportion of the body transacting the business as to impede the transaction of the business.

(b) Without the dispensation the representation of different political groups on the body transacting any particular business would be so upset as to alter the likely outcome of any vote relating to the business.

(c) The grant of the dispensation would be in the interests of the inhabitants of Bristol.

(d) Without the dispensation every Member of the Executive would have a DPI prohibiting them from participating/voting in any particular business to be transacted by the Executive.

(e) It is otherwise appropriate to grant the dispensation.

5. It is considered that one or more of the circumstances will apply to some members at the budget meeting. Members have been asked to consider whether they will have a DPI in relation to the business for the budget meeting and if so, to apply for a dispensation to enable them to speak and vote at the meeting.

Appendix A details the applications lodged where the Monitoring Officer considers that members have a DPI which warrants an exemption to enable them to vote at the meeting. Other interests that have been registered by members but the

Monitoring Officer considers these are not interests which qualify for a dispensation under the Localism Act and therefore do not prevent members from participating in the meeting and voting.

6. Members are also asked to note the following;

- Interests in the budget which they have by virtue of being council tax payers / recipients of a council tax discount under the new local arrangements for council tax support do not prevent participation in and voting at this meeting, so seeking a dispensation is unnecessary;
- The dispensation which the Council may grant does not extend to the consideration of, or allocation of, funds in respect of an individual interest. In such circumstances the interest would no longer be incidental to the budget as a whole and it would be inappropriate for the member to participate in the budget discussion or vote thereon.

Other Options Considered

Not applicable

Legal and Resource Implications

As described above

Appendices:

Appendix A – Schedule of dispensations

LOCAL GOVERNMENT (ACCESS TO INFORMATION) ACT 1985

Background Papers:

None

Councillor	Section 1 – Disclosable Pecuniary Interests including those of spouse/partner
Peter Abraham	Employment, Office, Trade and Profession: LGA, Smith Square, London Land: 27 Hutton Close, Coombe Dingle, Bristol BS9 3PT
Lesley Alexander	Sponsorship: The Conservative Party Land: 39 Thingwall Park, Bristol BS16 2AJ
Charlie Bolton	Employment, Office, Trade and Profession: Small amount of self-employed income made from writing walks for a website Bristol Food Network Sponsorship: Bristol Green Party Contracts: Jane, partner, is part of the Bristol Food Network CIC – which has had funding from BCC and may get some in the future to do various things, including writing a regular newsletter and delivering a food conference. It also delivers the Food Connections festival, although Jane is not directly associated with this. She is also part of the Food Action Group for Green Capital Land: Sensitive interest
Mark Bradshaw	Employment, Office, Trade and Profession: Employed by Hire Association Europe NHS England, Manager Sponsorship: The Labour Party, Co-operative Party and the Bedminster Labour Party Land: Sensitive interest
Mark Brain	Employment, Office, Trade and Profession: Civil Servant Administrator, Computershare Sponsorship: The Labour Party Land: Sensitive interest
Fabian Breckels	Employment, Office, Trade and Profession: Civil Servant, Private landlord, one property in Bristol, one in Essex Relationship: Partner is an employee of BCC. Sponsorship: Co-operative Party & Labour Party Land: Sensitive interest
Jason Budd	Employment, Office, Trade and Profession: 0 hrs with @Bristol – Visitor Services Member of the pool of potential employees with the TSU at UWE. No current position held Unite Group – Sales Adviser
Clare Campion-Smith	Sponsorship: Liberal Democrat local party – election expenses Land: Joint owner of 188 Redland Road, Bristol BS6 6YH
Craig Cheney	Employment, Office, Trade and Profession: Business analyst at Capita Life and Pensions Arnolfini Gallery Limited (employee)
Barry Clark	Employment, Office, Trade and Profession: Database administrator for CAPGEMINI Sponsorship: Labour Party

Councillor	Section 1 – Disclosable Pecuniary Interests including those of spouse/partner
	Land: 111 Mile Walk, Whitchurch Bristol BS14 0RU
Stephen Clarke	<p>Employment, Office, Trade and Profession: Director of Bristol Pound CIC Director of Bristol Prospects Ltd</p> <p>Contracts: Bristol Pound CIC has a contract with the council</p> <p>Land in the Area of the Authority: Sensitive interest</p> <p>Corporate Tenancies: Bristol Pound CIC have a tenancy with the council for Room 103, Corn Exchange, Corn Street, Bristol BS1 1JQ</p> <p>Sponsorship: Bristol Green Party</p>
Simon Cook	<p>Employment, Office, Trade and Profession: City Councillor; Director The Pod Factory Ltd and Self Employed Actor Teacher</p> <p>Sponsorship: Liberal Democrat Party</p> <p>Land: 56 Coldharbour Road, Redland BS6 7NA</p> <p>Interests in Companies & Securities: Director, The POD Factory Ltd</p>
Noreen Daniels	Land: Sensitive interest
Christopher Davies	Land: Sensitive interest
Carla Suzanne Denyer	<p>Sponsorship: Bristol Green Party (payment for leaflets and use of staff time and office space during campaign)</p> <p>Land in the Area of the Authority: Sensitive interest</p> <p>Securities: Bristol Energy Co-operative Roll for the Soul (a community interest company) Sims Hill Shared Harvest (share equates to a weekly veg-box) Triodos 5 Year Ethical Savings Bond</p>
Richard Eddy	None declared
Martin Fodor	<p>Employment, Office, Trade and Profession: Make your home Eco Senior Crown Prosecutor</p> <p>Land: Sensitive interest</p>
Michael Frost	<p>Employment, Office, Trade and Profession: Self Employed Sales Agent Sensitive interest</p> <p>Land: Sensitive Interest</p>
Dani Glazzard	<p>Employment, Office, Trade and Profession: University of Bristol. University of Bristol Students' Union (commences July 2015). Member of UNISON</p> <p>Sponsorship: Bristol Green Party</p> <p>Land in the Area of the Authority: Sensitive Interest</p>
Geoff Gollop	<p>Employment, Office, Trade and Profession: Self employed Chartered Accountant</p> <p>Sponsorship: Bristol and South Gloucestershire Conservative Association; Bristol Conservative Association & Bristol North West Conservative Association</p> <p>Land: Sensitive interest</p> <p>Interests in Companies & Securities: Sensitive interest</p>

John Goulandris	<p>Employment, Office, Trade and Profession: Employee of Coutts & Co</p> <p>Sponsorship: Bristol Conservative Association</p> <p>Land: Sensitive interest</p> <p>Interests in Companies and Securities: Royal Bank of Scotland</p>
Rhian Greaves	<p>Employment, Office, Trade and Profession: Junior case worker</p> <p>Fraser Anti-Static Techniques and self-employed Electronics Engineer</p> <p>Sponsorship: Bristol East Labour Party and Bristol Labour Party</p> <p>Land: 7 Bloomfield Road, Brislington, Bristol BS4 3QA (tenant)</p>
Fi Hance	<p>Land: 14 Hurlingham Road, Bristol BS7 9BA; 16 Devon Grove, Bristol, BS5 9AU; 19 Jubilee Road, Bristol BS2 9RS</p>
Wayne Harvey	<p>Employment, Office, Trade and Profession: Bristol Port Company</p> <p>North Bristol NHS Trust</p> <p>Land: 36 St Bernards Road, Shirehampton, Bristol BS11 9UR</p>
Margaret Hickman	<p>Employment, Office, Trade and Profession: Non-Executive Director for BRISDOC</p> <p>Land: 28 Burghley Road, Bristol BS6 5BN</p>
Claire Hiscott	<p>Land: 53 Harcourt Road, Redland, Bristol BS6 7RF</p>
Helen Holland	<p>Employment, Office, Trade and Profession: LGA City Regions Board</p> <p>Peer and Mentor, LGA</p> <p>Member Development Charter assessor and trainer, South West Councils</p> <p>Riverside Garden Centre</p> <p>Sponsorship: Bristol South Labour Party</p> <p>Land: Sensitive interest</p>
Gary Hopkins	<p>Employment, Office, Trade and Profession: Independent Financial Adviser</p> <p>Sponsorship: Bristol Liberal Democrats</p> <p>Land: 4 Preston Walk, Knowle Park, Bristol BS4 2TP</p>
Gus Hoyt	<p>Employment, Office, Trade and Profession: Member of campaigns group 'City to Sea' and paid Project Manager for 'Refill Bristol' (past and future partners of 'Refill Bristol' were Bristol 2015, Go Green and FRANK Water and Bristol Water moving forward).</p> <p>I donate to WWF and RNLI and am a member of Greenpeace. I sit on Destination Bristol, the Fire Authority and the Court of the University of Bristol.</p> <p>Interests in Companies & Securities: Sims Hill Shared Harvest (share equates to weekly veg-box)</p> <p>Sponsorship: Bristol Green Party</p> <p>Land: Sensitive interest</p>
Chris Jackson	<p>None declared</p>
Hibaq Jama	<p>Land: Sensitive Interest</p>

Deborah Joffe	Land: Sensitive interest
Timothy Kent	Employment, Office, Trade and Profession: Consultant for Conversational Self-employed consultant Care Worker, Accommodate language student Contract with Host International Sponsorship: Bristol Liberal Democrats Land: 106 Hengrove Lane, Bristol BS14 9DQ
Mahmadur Khan	Employment, Office, Trade and Profession: Business (Restaurant) Land: Sensitive interest Licences: On and Off Alcohol Premises Licence and Restaurant and Take-Away Licence
Gil Kirk	Employment, Office, Trade and Profession: Works freelance for the Alzheimers Society providing a service as singing facilitator for Singing for the Brain Sponsorship: Labour Party
Mike Langley	Land: Sensitive interest
Tim Leaman	Employment, Office, Trade and Profession: Logistics Agency Land: Sensitive interest
Jeff Lovell	Employment, Office, Trade and Profession: Retired Firefighter Local Community Club Relationship: Daughter works as Care Assistant for Bristol Sponsorship: Fire Brigade Union and The Labour Party Land: Sensitive interest
Charles Lucas	Employment, Office, Trade and Profession: Alexander Hastings Limited – Director Alexander Hastings Developments Limited – Director Alexander Hastings Estates Limited – Director Alexander Hastings Properties Limited – Director Bristol Fine Wine Limited – Director Wraxall Properties Limited – Director Clifton College Sponsorship: Bristol Conservative Party and South Gloucestershire Conservatives – election expenses Land: 91 Princess Victoria Street, Bristol BS8 4DD Corporate Tenancies: Bristol Fine Wine lease to occupy a building Securities: 2 Rodney Place Limited – Director Alexander Hastings Limited – 50% Alexander Hastings Developments Limited – 50% Alexander Hastings Estates Limited – 50% Alexander Hastings Properties Limited – 100% Bristol Fine Wine Limited – 100% Wraxall Properties Limited – 25%
Tim Malnick	Employment, Office, Trade and Profession: Different Space Limited (director); Learning Ecologies Limited (director); Horfield Common Community Interest Company (director) Part time self-employed Doula Land: 65 Maple Road, Bristol BS7 8RE (joint owner)

Brenda Massey	<p>Sponsorship: Bristol Labour Party; Co-operative Party</p> <p>Land: Sensitive interest</p> <p>Securities: £200 worth of shares in Ethex, Bristol Energy Co-operative</p>
Anna McMullen	<p>Employment, Office, Trade and Profession: Labour Behind the Label (director)</p> <p>Land in the Area of the Authority: Sensitive interest</p> <p>Sponsorship: Bristol Green Party (election expenses)</p>
Olly Mead	<p>Employment, Office, Trade and Profession: Associate Organist</p> <p>Sponsorships: Labour Party</p>
Eileen Means	<p>Land in the Area of the Authority: Leaseholder of an apartment within a block which is my home: 8 The Crescent, Hannover Quay, Bristol BS1 5JP</p>
Matthew Simon Melias	<p>Employment, Office, Trade and Profession : GKN Aerospace</p>
Susan Milestone	<p>Employment, Office, Trade and Profession: Artist</p>
Samuel Mongon	<p>Employment, Office, Trade and Profession: Bristol Health Community Interest Company</p> <p>Land: 4 Orwell Street, Bristol BS3 4LN</p>
Glenise Sweeting Morgan	<p>Land: 20 Durdham Court, Durdham Park, Bristol BS6 6XQ</p> <p>Interests in Companies and Securities: Bristol Energy Co-operative</p>
David Morris	<p>Land: 13 Lambourn Close, Windmill Hill, Bristol BS3 4LX</p>
Graham David Morris	<p>Employment, Office, Trade and Profession: Employee of Coutts and Co</p> <p>Learning Support Assistant, St Bernadette's Secondary School</p> <p>Sponsorship: Bristol Conservative Association</p> <p>Land in the Area of the Authority: Sensitive interest</p> <p>Corporate Tenancies: Wife rents an allotment on the Talbot Road site from Bristol City Council</p>
Anthony Negus	<p>Sponsorship: Liberal Democrat local party – election expenses</p> <p>Land: Sensitive interest</p>
Bill Payne	<p>Land: 8 Reedling Close, Bristol BS16 1UG & 1 Nuthatch Gardens, Bristol BS16 1JF</p>
Steve Pearce	<p>Employment, Office, Trade and Profession: Rhodia UK Ltd; Rhodia Pensions Trust (Director - unpaid); Brislington Neighbourhood Centre; St George Neighbourhood Partnership</p> <p>Sponsorship: Labour Party</p> <p>Land: Sensitive interest declared</p> <p>Securities: Rolls Royce Group Rio Tinto plc</p>
Celia Christine Phipps	<p>Employment, Office, Trade and Profession: Registered</p> <p>Land in the Area of the Authority: Sensitive interest</p>
Kevin Quartley	<p>Employment, Office, Trade and Profession: Pilkington Glass UK</p> <p>BRI Pharmacy</p> <p>Sponsorship: Bristol and South Gloucestershire Conservatives,</p>

	<p>5 Westfield Park, Bristol BS6 6LT (election expenses) Contracts: Pilkington Glass suppliers of certain glass products to Bristol City Council; Contract Services Land: Sensitive interest</p>
Daniella Radice	<p>Employment, Office, Trade and Profession: Atkins Limited Sponsorship: Green Party Interests in Companies and Securities: Bristol Energy Co-operative (£150)</p>
Naomi Rylatt	<p>Employment, Office, Trade and Profession: National Farmers Union Insurance Society Land: 38 Blakeney Road, Bristol BS7 0DN</p>
Afzal Shah	<p>Employment, Office, Trade and Profession: Hackney Carriage Driver – Licensed by Bristol City Council Land: 6 Barratt Street, Easton, Bristol BS5 6DF</p>
Jenny Smith	<p>Employment, Office, Trade and Profession: Retired Land: 12 Burfoote Gardens, Stockwood, Bristol BS14 8TE Contracts: Southmead Development Trust</p>
Ani Stafford-Townsend	<p>Employment, Office, Trade and Profession: Councillor Sole Director of Milliner's Guild Limited Employee of University of Bristol Psychotherapist trading as "The Bristol Therapist" and "Silver Cat Psychotherapy" Contracts: Occasional contracts with Bristol Old Vic Theatre School Land in the Area of the Authority: Sensitive interest Licences to Occupy Land: Business premises, 5 St James Arcade, Broadmead, Bristol BS1 3JA</p>
Rob Telford	<p>Interests in Companies and Securities: Bristol Energy Co-operative Sponsorship: Bristol Green Party (election expenses) Land in the Area of the Authority: Sensitive interest</p>
Jerome Thomas	<p>Employment, Office, Trade and Profession: Employee of Metro Safety Group Sponsorship: Payment of proportion of election expenses by Green Party Land in the Area of the Authority: Sensitive interest</p>
Mhairi Threlfall	<p>Employment, Office, Trade and Profession: Enterprise Development manager, UWE Bristol Land: Sensitive Interest</p>
Estella Tincknell	<p>Employment, Office, Trade and Profession: University Lecturer, UWE Land: Ground Floor Flat, 23 St John's Road, Clifton, Bristol BS8 2EY</p>
Alastair Watson	<p>Employment, Office, Trade and Profession: Director Tesseract Limited; Director, Science City Bristol Limited; Director, Watsons and Irvine Limited Sponsorship: Bristol Conservative Party (Anthony Lee, Regional Campaign Manager) Land: Sensitive interest</p>
Mark Weston	<p>Employment, Office, Trade and Profession: Agent to Ashley Fox MEP</p>

	<p>Sponsorship: Conservative Party – Election expenses Land: 11 Greenlands Way, Henbury, Bristol BS10 7PR (Rented) 21 Brentry Lane</p>
Chris Windows	None declared
Mike Wollacott	<p>Employment, Office, Trade and Profession: Elected as full time official with Communication Workers Union Employee – Royal Mail Group Land: 494 Fishponds Road, Fishponds Bristol BS16 3DT</p>
Dr Mark Wright	<p>Employment, Office, Trade and Profession: Software Engineer Senior Secretary Land: 24 Fraser Street, Windmill Hill, Bristol BS3 4LY</p>
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POSITIONS HELD IN PRIVATE/LTD COMPANIES			
NAME	COMPANY TYPE	POSITION	SHAREHOLDING
ROYAL COLONNADE INITIATIVES (not a company)	SOLE TRADER	PROPRIETOR	N/A
TOBACCO FACTORY ENTERPRISES LTD	PRIVATE LTD	DIRECTOR	1 OF 2
BRISTOL BREWING CO LTD	PRIVATE LTD	DIRECTOR	1 OF 4
CANTEEN WEST LTD	PRIVATE LTD	DIRECTOR	Minority shareholding
THE HARBOURSIDE (BRISTOL) LTD	PRIVATE LTD	DIRECTOR	Minority shareholding
POSITIONS HELD IN CHARITIES/TRUSTS/SOCIETIES			
NAME	COMPANY TYPE	POSITION	SHAREHOLDING
ROYAL WEST OF ENGLAND ACADEMY	ACADEMY	MEMBER	N/A
CRUSE	CHARITY	PATRON	N/A
STARFISH	CHARITY	PATRON	N/A
CARE AND REPAIR	CHARITY	PATRON	N/A
RED TROUSER FUND	QUARTET COMMUNITY FOUNDATION	FUND HOLDER	N/A
LOCAL GOVERNMENT ASSOCIATION	PUBLIC BODY	DEPUTY CHAIR OF THE CITY REGIONS BOARD FOR 12 MONTHS FROM 7 TH APRIL 2014 -	N/A
OTHER DECLARATIONS OF INTEREST OF NOTIFICATIONS (INCLUDING RELATIONSHIPS TO PARTICULAR PEOPLE)			
NAME	RELATIONSHIP		
ALICE FERGUSON	DAUGHTER, CO-FOUNDING DIRECTOR AT PLAYING OUT CIC: AND INFORMATION AND ADVICE RESOURCE FOR STREET PLAY		
FREEHOLD PROPERTY			
NAME	ADDRESS		
ROYAL COLLONNADE	18 GREAT GEORGE STREET, BRISTOL BS1 5RH		
TOBACCO FACTORY	RALEIGH ROAD, BRISTOL, BS3 1TF		
BRISTOL BEER FACTORY	DURNFORD STREET, BRISTOL, BS3 2AW		
CURRENT SHAREHOLDINGS			
NAME	COMPANY TYPE	POSITION	
FORTE MEDICAL LTD	MEDICAL	PRIVATE SHAREHOLDER	
M&G SECURITIES LTD	UK FIXED INTEREST	PORTFOLIO SHAREHOLDER	
S&W INVESTMENT FUNDS	UK FIXED INTEREST	PORTFOLIO SHAREHOLDER	
BANK ACCOUNTS			
BANK	ACCOUNT TYPE		
NATWEST	RCI BUSINESS ACCOUNT		
NATWEST	PRIVATE ACCOUNT		
NATWEST	LOAN ACCOUNT		