

Application for Dispensation

from

22 AUG 2011

South Derbyshire District Council's Standards Committee

Under Section 81 of the Local Government Act 2000, a Member who has a prejudicial interest in a matter which is under consideration may not participate in the consideration of that matter by the Council, a Committee or Sub-Committee, unless he/she has first obtained a dispensation from the Standards Committee.

You may apply for a dispensation by completing this form and sending it to the Monitoring Officer.

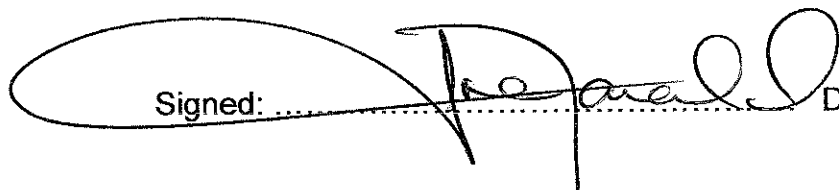
To guarantee that the dispensation request is determined in time, application forms should normally be submitted not less than 15 working days before the date when the matter requiring the dispensation is to be considered.

1.	Member's name:	Cllr Jayne McDonald
2.	What is the matter which is shortly to be considered and in respect of which you seek a dispensation ?	Any matter pertaining to the Hilton Village Hall Charity
3.	What body (Council, a Committee or Sub-Committee) is this matter to be considered by ?	Hilton Village Hall Charity has a Management Committee which consists of 4 Hilton Parish Council Members and a few non members (for example hirers or District Council Representatives). The Management Committee of Hilton Village Hall Charity is required to take all recommendations back to a full Hilton Parish Council Meeting for a final decision to be made on any matter which may arise.
4.	What is the nature of your prejudicial interest ?	The Village Hall Charity will not be able to move forwards with any major decisions on the proposed extension or the day to day management of the Village Hall

		<p>due to there not being enough Councillors at a Parish Council Meeting to take a vote or make a decision.</p> <p>This is due to the Council only having 6 members at present, four of which sit on the Village Hall Management Committee. This would mean that Hilton Parish Council would not be quorate when discussing Village Hall Matters so would be unable to make any decisions.</p>
5.	What is the date of the meeting at which this matter is to be considered ?	Hilton Parish Council holds a Parish Council Meeting once per month on the last Wednesday of each month. Whereby Village Hall Management Committee is always on the agenda for decisions to be made should there be any.

6.	Under which of the following grounds do you seek this dispensation:	(i)
	(i) the number of Members of the authority that are prohibited from participating in the business of the authority exceeds 50% of those Members that are entitled or required to so participate	<p>At present Hilton Parish Council only have 6 members out of 9.</p> <p>4 of these 6 members sit on the Hilton Village Hall Management Committee.</p> <p>This means that when this matter is due to be discussed in a Parish Council meeting for a decision to be made the Council would not currently be quorate.</p>

OR	(ii) the authority is not able to comply with any duty which applies to it under Section 15(4) of the Local Government and Housing Act 1989 – (political balance principles)	
7.	Do you seek a dispensation just for the one meeting or for a longer period ? If longer, please state a period not exceeding one calendar year.	<p>The Parish Council would seek a dispensation for a period of 1 year in the first instance. However this will be regularly reviewed by the Council as a whole on a month by month basis.</p> <p>At present Hilton Village Hall is going through a lot of changes we are currently in the process and planning for a proposed extension and the Parish Council need to be able to make decisions.</p>
8.	<p>Please set out below the reasons why you consider that the Standards Committee should grant this dispensation:</p> <p>At present Hilton Parish Council does not have 9 Councillors we only have 6, 4 of these Councillors sit on the Hilton Village Hall Management Committee. This means that at present we can not make final decisions on any item which may arise pertaining to Hilton Village Hall as the Council are not quorate.</p> <p>With the extension at a stage where we will be going back out to tender in the near future the Parish Council as a whole need to make informed decision on the future of Hilton Village Hall.</p>	

Signed:  Date: 19/02/11

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1.	Member's name:	Cllr Carol Smith
2.	What is the matter which is shortly to be considered and in respect of which you seek a dispensation ?	Any matter pertaining to the Hilton Village Hall Charity
3.	What body (Council, a Committee or Sub-Committee) is this matter to be considered by ?	<p>Hilton Village Hall Charity has a Management Committee which consists of 4 Hilton Parish Council Members and a few non members (for example hirers or District Council Representatives).</p> <p>The Management Committee of Hilton Village Hall Charity is required to take all recommendations back to a full Hilton Parish Council Meeting for a final decision to be made on any matter which may arise.</p>
4.	What is the nature of your prejudicial interest ?	The Village Hall Charity will not be able to move forwards with any major decisions on the proposed extension or the day to day management of the Village Hall

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Signed:  Date: 19-8-11