

Public Document Pack

Cyngor Bwrdeistref Sirol Pen-y-bont ar Ogwr

Bridgend County Borough Council



Swyddfeydd Dinesig, Stryd yr Angel, Pen-y-bont, CF31 4WB / Civic Offices, Angel Street, Bridgend, CF31 4WB

*Rydym yn croesawu gohebiaeth yn Gymraeg.
Rhowch wybod i ni os mai Cymraeg yw eich
dewis iaith.*

*We welcome correspondence in Welsh. Please
let us know if your language choice is Welsh.*



Annwyl Cyngorydd,

PWYLLGOR SAFONNAU

Cynhelir Cyfarfod Pwyllgor Safonau o bell - trwy Microsoft Teams ar **Dydd Mawrth, 9 Ebrill 2024** am **10:00**.

AGENDA

1. Ymddiheuriadau am absenoldeb
Derbyn ymddiheuriadau am absenoldeb gan Aelodau.
2. Datganiadau o fuddiant
Derbyn datganiadau o ddiddordeb personol a rhagfarnol (os o gwbl) gan Aelodau / Swyddogion yn unol â darpariaethau'r Cod Ymddygiad Aelodau a fabwysiadwyd gan y Cyngor o 1 Medi 2008.
3. Cymeradwyaeth Cofnodion 3 - 8
I dderbyn am gymeradwyaeth y Cofnodion cyfarfod y 07/03/2024
4. Penodi Cadeirydd 9 - 12
5. Penodiad i'r Pwyllgor 13 - 16
6. Gwahardd y Cyhoedd
Nid oedd y cofnodion ac adroddiadau sy'n ymwneud â'r eitemau canlynol yn cael eu cyhoeddi, gan fod eu bod yn cynnwys gwybodaeth eithriadig fel y'i diffinnir ym Mharagraffau 14 a 16 o Ran 4 a Pharagraff 21 o Ran 5, Atodlen 12A, Deddf Llywodraeth Leol 1972, fel y'i newidiwyd gan Orchymyn Llywodraeth Leol (Cymru) 2007 (Mynediad at Wybodaeth) (Amrywio).

Os, yn dilyn cymhwyso'r prawf budd y cyhoedd yn yr Is-Bwyllgor yn penderfynu yn unol â'r Ddeddf i ystyried yr eitemau hyn yn breifat, bydd y cyhoedd yn cael eu gwahardd o'r cyfarfod yn ystod ystyriaeth o'r fath.

Ffôn/Tel: 01656 643643

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Ebost/Email: talktous@bridgend.gov.uk

Gwefan/Website: www.bridgend.gov.uk

Cyfnwidi testun: Rhowch 18001 o flaen unrhyw un o'n rhifau ffon ar gyfer y gwasanaeth trosglwyddo testun

Text relay: Put 18001 before any of our phone numbers for the text relay service

Rydym yn croesawu gohebiaeth yn y Gymraeg. Rhowch wybod i ni os yw eich dewis iaith yw'r Gymraeg

We welcome correspondence in Welsh. Please let us know if your language choice is Welsh

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|-----|---|---------------|
| 7. | <u>Atgyfeiriad gan yr Ombwdsmon Ymchwiliad o dan A69 o Ddeddf Llywodraeth Leol 2000</u> | 17 - 222 |
| 8. | <u>Atgyfeiriad gan yr Ombwdsmon Ymchwiliad o dan A69 o Ddeddf Llywodraeth Leol 2000</u> | 223 - 582 |
| 9. | <u>Atgyfeiriad gan yr Ombwdsmon Ymchwiliad o dan A69 o Ddeddf Llywodraeth Leol 2000</u> | 583 -
1400 |
| 10. | <u>Materion Brys</u>
I ystyried unrhyw eitemau o fusnes y, oherwydd amgylchiadau arbennig y cadeirydd o'r farn y dylid eu hystyried yn y cyfarfod fel mater o frys yn unol â Rhan 4 (pharagraff 4) o'r Rheolau Trefn y Cyngor yn y Cyfansoddiad. | |

Nodyn: Bydd hwn yn gyfarfod Hybrid a bydd Aelodau a Swyddogion mynychu trwy Siambr y Cyngor, Swyddfeydd Dinesig, Stryd yr Angel, Pen-y-bont ar Ogwr / o bell Trwy Timau Microsoft. Bydd y cyfarfod cael ei recordio i'w drosglwyddo drwy wefan y Cyngor. Os oes gennych unrhyw gwestiwn am hyn, cysylltwch â cabinet_committee@bridgend.gov.uk neu ffoniwch 01656 643148 / 643694 / 643513 / 643696

Yn ddiffuant

K Watson

Prif Swyddog, Gwasanaethau Cyfreithiol a Rheoleiddio, AD a Pholisi Corfforaethol

Dosbarthiad:

Cynghorwyr
MJ Williams
G Thomas
Mr P Clarke

Cynghorwyr
G Walter
P Baker
R Lynch

Cynghorwyr
S Maughan

COFNODION CYFARFOD Y PWYLLGOR SAFONAU A GYNHALIWYD O BELL - TRWY MICROSOFT TEAMS DDYDD IAU, 7 MAWRTH 2024
AM 10:00

Yn Bresennol

Cynghorydd S Cullen – Cadeirydd

Yn Bresennol yn Rhithwir

MJ Williams
R Lynch

G Thomas
S Maughan

G Walter

P Baker

Swyddogion:

Oscar Roberts
Laura Griffiths
Kelly Watson
Michael Pitman

Prentis Gweinyddu Busnes - Gwasanaethau Democraidd
Prif Gyfreithiwr
Prif Swyddog y Gwasanaethau Rheoliadol, AD a Chyfreithiol
Swyddog Cymorth Technegol – Gwasanaethau Democraidd

Datgan Buddiannau

Datganodd y Cynghorydd G Walter fuddiant rhagfarnus yn eitem 8 ar yr agenda – Cymeradwyo cofnodion Eithriedig, gan ei fod wedi datgan buddiant rhagfarnus o'r blaen yn y cyfarfod penodol hwnnw.

134. Cymeradwyo Cofnodion

Penderfyniad a Wnaed	<u>PENDERFYNWYD:</u> Cymeradwyo cofnodion y 22/06/2023 a'r 16/11/2023 fel cofnod gwir a chywir.
Dyddiad Gwneud y Penderfyniad	07 Mawrth 2024

135. Diweddariad o Sylwadau Cyfarfodydd Cyngor Tref a Chymuned a Chyfarfodydd Cyngor

Penderfyniad a Wnaed	<p>Cyflwynodd y Prif Swyddog Gwasanaethau Cyfreithiol a Rheoleiddiol, Adnoddau Dynol a Pholisi Corfforaethol adroddiad a oedd yn diweddaru'r Pwyllgor ar sylwadau Aelodau'r Pwyllgor hwn sy'n arsylwi cyfarfodydd Cyngor Bwrdeistref Sirol Pen-y-bont ar Ogwr (BCBC) a Chynghorau Tref a Chymuned (TCC).</p> <p>Eglurodd fod 3 arsylwad wedi bod ers cyfarfod mis Tachwedd fel y rhestrir yn adran 3 yr adroddiad. Ni roddwyd unrhyw adborth neu bryderon penodol mewn perthynas ag ymddygiad. Darparwyd y daflen arsylwi a atodwyd yn Atodiad 1 i'r adroddiad i gynorthwyo'r aelodau gyda'u sylwadau.</p> <p>Holodd Aelod ynghylch y pwynt a wnaed ynghylch clerc/Aelodau Cyngor Tref Pencoed ar ôl gofyn a ddylid ymgynghori â nhw. Roedd hyn mewn perthynas â'r penderfyniad a wnaed yng nghyfarfod y Pwyllgor Safonau ym mis Tachwedd i arsylwi cyfarfodydd. Dywedodd y Prif Swyddog Gwasanaethau Cyfreithiol a Rheoleiddiol, Adnoddau Dynol a Pholisi Corfforaethol nad oedd yn credu bod angen i Aelodau'r Pwyllgor Safonau ymgynghori â nhw, gan fod cylch gwaith y pwyllgor hwn yn ymdrin â Chynghorau Tref a Chymuned hefyd. Cytunodd y Prif Swyddog Gwasanaethau Cyfreithiol a Rheoleiddiol, Adnoddau Dynol a Pholisi Corfforaethol i anfon yr ohebiaeth a oedd ganddi gyda chlerc y Cyngor Tref.</p> <p>Gofynnodd Aelod a oedd modd sicrhau nad oedd Aelodau o'r Pwyllgor yn dwbl-archebu mewn cyfarfod Cyngor Tref a Chymuned. Eglurodd y Prif Swyddog Gwasanaethau Cyfreithiol a Rheoleiddio, Adnoddau Dynol a Pholisi Corfforaethol fod taenlen wedi'i chylchredeg o'r blaen a roddodd gyfle i'r Aelodau roi eu henw i lawr ar gyfer cyfarfod penodol a Chyngor Tref a Chymuned o'u dewis. Byddai hyn wedyn yn cael ei gydlynu i sicrhau nad oedd yr Aelodau i gyd yn mynychu'r un cyfarfodydd.</p> <p><u>PENDERFYNWYD:</u> Bod y Pwyllgor:</p> <ul style="list-style-type: none"> • Yn nodi'r adroddiad a'r adborth o sylwadau;
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	<ul style="list-style-type: none">• Wedi cadarnhau'r defnydd o'r daflen arsylwi yn Atodiad 1.
Dyddiad Gwneud y Penderfyniad	07 Mawrth 2024

136. Pwyllgor Safonau - Proses gwrandawiadau

Penderfyniad a Wnaed	<p>Cyflwynodd y Prif Swyddog Gwasanaethau Cyfreithiol a Rheoleiddiol, Adnoddau Dynol a Pholisi Corfforaethol adroddiad a oedd yn gofyn i'r Pwyllgor nodi'r weithdrefn fabwysiedig i bennu cwynion Cod Ymddygiad sy'n cael eu cyfeirio at y Pwyllgor Safonau i sicrhau bod materion yn cael eu trin yn deg ac yn effeithlon.</p> <p>Esboniodd fod y weithdrefn ynghlwm yn Atodiad 1. Pe bai unrhyw wrthdaro rhwng y ddogfen hon ac unrhyw ofynion statudol, yna bydd y gofynion statudol hynny'n drech. Bydd y Swyddog Monitro yn cynghori'r Pwyllgor ynghylch y broses.</p> <p>Gofynnodd Aelod a oedd yn bosibl derbyn rhywfaint o arweiniad ar yr Aelodau Etholedig sy'n eistedd ar y Pwyllgor a'u dyletswydd i ddatgan diddordeb. Ymhelaethodd drwy roi enghraifft y bydd llawer o wrandawiadau yn aml yn cynnwys Aelod etholedig arall sy'n ei gwneud hi'n anodd i Aelodau'r Pwyllgor wybod beth yw buddiant personol a beth yw buddiant rhagfarnus, o ystyried eu bod yn gweithio ochr yn ochr â nhw.</p> <p>Eglurodd y Prif Swyddog Gwasanaethau Cyfreithiol a Rheoleiddiol, Adnoddau Dynol a Pholisi Corfforaethol, fel gydag unrhyw fuddiant, ei fod bob amser fesul achos. Efallai y bydd sefyllfa lle rydych chi'n gweithio yn yr un ward â nhw, yn yr un grŵp gwleidyddol, neu'n ffrindiau gyda thystion yn yr achos. Dywedodd ei bod bob amser yn hapus i gael sgwrs fanwl os oes angen am ba berthynas sydd gennych â'r person hwnnw ac a yw hynny'n gyfystyr â buddiant sy'n rhagfarnu.</p>
Dyddiad Gwneud y Penderfyniad	07 Mawrth 2024

137. Eitemau Brys

Penderfyniad a Wnaed	Dim
Dyddiad Gwneud y Penderfyniad	07 Mawrth 2024

138. Gwahardd y Cyhoedd

Penderfyniad a Wnaed	<p><u>PENDERFYNWYD:</u> Dan Adran 100A (4) Deddf Llywodraeth Leol 1972 fel y'i diwygiwyd gan Orchymyn Llywodraeth Leol (Mynediad at Wybodaeth) (Amrywio) (Cymru) 2007, gwahardd y cyhoedd o'r cyfarfod wrth ystyried yr eitemau busnes canlynol gan fod y cofnodion yn cynnwys gwybodaeth sydd wedi'i heithrio fel y diffinnir ym Mharagraff 12 Rhan 4 Atodlen 12A a Pharagraff 21 Rhan 5 Atodlen 12A y Ddeddf.</p> <p>Yn dilyn cymhwyso prawf budd y cyhoedd, penderfynwyd yn unol â darpariaethau'r Ddeddf y cyfeirir ati uchod, ystyried yr eitem a grybwyllir isod yn breifat gyda'r cyhoedd yn cael eu gwahardd o'r cyfarfod, gan y byddai'n golygu datgelu gwybodaeth eithriedig iddynt fel y nodwyd uchod.</p>
Dyddiad Gwneud y Penderfyniad	07 Mawrth 2024

139. Cymeradwyo'r Cofnodion Wedi'u Heithrio

Penderfyniad a Wnaed	<p><u>PENDERFYNWYD:</u> Bod cofnodion eithriedig y 22/06/2023 yn cael eu cymeradwyo fel cofnod gwir a chywir.</p>
Dyddiad Gwneud y	07 Mawrth 2024

Penderfyniad	
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I wyllo trafodaeth bellach a gynhaliwyd ar yr eitemau uchod, cliciwch ar y [ddolen](#) hon

Daeth y cyfarfod i ben am 10:35

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Agenda Item 4

Meeting of:	STANDARDS COMMITTEE
Date of Meeting:	9 APRIL 2024
Report Title:	APPOINTMENT OF CHAIRPERSON
Report Owner / Corporate Director:	MONITORING OFFICER
Responsible Officer:	LAURA GRIFFITHS GROUP MANAGER LEGAL AND DEMOCRATIC SERVICES
Policy Framework and Procedure Rules:	There is no effect upon the policy framework and procedure rules; however the Standards Committee contributes to the maintenance of probity in the Council.
Executive Summary:	To appoint a Chair for the Standards Committee. Any appointment will be reported to full Council for noting.

1. Purpose of Report

1.1 To appoint a Chairperson for the Standards Committee.

2. Background

2.1 Under the Standards Committees (Wales) Regulations 2001 the members of a Standards Committee shall elect a Chairperson from amongst the Independent Members of the Committee.

2.2 A Chairperson shall be elected for whichever is the shorter of the following periods:
(a) a period of not less than four nor more than six years, (b) until the term of office of that person as an independent member of that standards committee comes to an end.

2.3 The Council's Standards Committee consists of five Independent Members, two County Borough Council Members and one Town and Community Council Member.

2.4 There is currently a vacancy of the post of Chairperson due to the recent resignation of Mr Shawn Cullen.

3. Current situation / proposal

3.1 The Role Description for the Chair of the Standards Committee as set out within the Council's Constitution is as follows:

Accountabilities

To Full Council.

Role Purpose and Activity

- (a) *Providing Leadership and Direction*
 - (i) *To act within technical, legal and procedural requirements to oversee the functions of the committee fairly and correctly.*
 - (ii) *To ensure thoroughness and objectivity in the committee, receiving and responding to professional advice on the Code of Conduct.*
 - (iii) *To demonstrate independence, integrity and impartiality in decision making which accord with legal, constitutional and policy requirements.*
 - (iv) *To provide confident and effective management of meetings to facilitate inclusivity, participation and clear decision making.*
 - (v) *To lead the committee in its role in:*
 - (A) *promoting and maintaining high standards of conduct by Councillors and co-opted members;*
 - (B) *assisting the Councillors and co-opted members to observe the Members' Code of Conduct;*
 - (C) *advising the Council on the adoption or revision of the Members' Code of Conduct;*
 - (D) *monitoring the operation of the Members' Code of Conduct;*
 - (E) *advising, training or arranging to train Councillors, co-opted members on matters relating to the Members' Code of Conduct;*
 - (F) *granting dispensations to Councillors and co-opted members on dealing with any reports from a case tribunal or interim case tribunal, and any report from the Monitoring Officer on any matter referred to that officer by the Public Services Ombudsman for Wales;*
 - (G) *the exercise of these functions in relation to community councils and the members of those community councils.*

Values

To be committed to the values of the council and the following values in public office:

- (b) *openness and transparency;*

- (c) *honesty and integrity;*
- (d) *tolerance and respect;*
- (e) *equality and fairness;*
- (f) *appreciation of cultural differences;*
- (g) *sustainability.*

3.2 If the Chair is absent from a meeting then the Vice-Chair shall preside, if present. If both the Chair and Vice-Chair are absent, the Committee shall choose another Independent Member to preside.

4. Equality implications (including Socio-economic Duty and Welsh Language)

4.1 The protected characteristics identified within the Equality Act 2010, Socio-economic Duty and the impact on the use of the Welsh Language have been considered in the preparation of this report. As a public body in Wales, the Council must consider the impact of strategic decisions, such as the development or the review of policies, strategies, services and functions. It is considered that there will be no significant or unacceptable equality impacts as a result of this report.

5. Well-being of Future Generations implications and connection to Corporate Well-being Objectives

5.1 The well-being goals identified in the Act were considered in the preparation of this report. It is considered that there will be no significant or unacceptable impacts upon the achievement of well-being goals/objectives as a result of this report. This report also assists in the achievement of the following well-being objective under the Well-being of Future Generations (Wales) Act 2015:-

A county borough where people feel valued, heard and part of their community.

5.2 The Standards Committee is responsible for promoting and maintaining high standards of conduct by members and co-opted members. Standards are an implicit requirement in the successful implementation of the corporate well-being objectives.

6. Climate Change Implications

6.1 There are no climate change implications.

7. Safeguarding and Corporate Parent Implications

7.1 There are no safeguarding and corporate parent implications.

8. Financial Implications

8.1 In accordance with the Independent Remuneration Panel for Wales Annual Report for 2024-25, the remuneration for Chairs of Standards Committees is £268 (4 hours and over), £134 (up to 4 hours) and for ordinary members of the Committee - £210 (4 hours and over) and £105 (up to 4 hours).

- 8.2 The changes to the remuneration of Elected Members for the financial year 2024/25 increased the financial commitment required from this Authority. Some of the cost may be negated by members electing to forgo some or all of their salaries or choosing not to opt into the Local Government Pension Scheme. The additional costs are being met from the centrally held provision for pay and price increases during the 2024/25 financial year.

9. Recommendation

- 9.1 It is recommended that the Committee appoint a Chairperson from amongst the Independent Members to take office from the date of this Committee meeting for a term to be determined.

Background documents:

None

Meeting of:	STANDARDS COMMITTEE
Date of Meeting:	9 APRIL 2024
Report Title:	APPOINTMENT TO THE COMMITTEE
Report Owner / Corporate Director:	MONITORING OFFICER
Responsible Officer:	LAURA GRIFFITHS GROUP MANAGER LEGAL AND DEMOCRATIC SERVICES
Policy Framework and Procedure Rules:	There is no effect upon the policy framework and procedure rules; however the Standards Committee contributes to the maintenance of probity in the Council.
Executive Summary:	To advise the Committee of proposals to appoint an Independent Member to the Committee.

1. Purpose of Report

- 1.1 To advise the Committee of proposals to appoint an Independent Member (co-opted) to the Committee.

2. Background

- 2.1 The membership of Standards Committees shall consist of not less than five nor more than nine members in accordance with the Standards Committees (Wales) Regulations 2001, and shall not consist of persons other than members of the relevant authority, independent members (co-opted) or community committee members.
- 2.2 The Standards Committee of this Council has a current membership of eight members.
- 2.3 As prescribed by Regulations, where the total number of members of the committee is an even number at least half that number shall be independent members or if an odd number, a majority of that number shall be independent members.
- 2.4 Independent Members are appointed for a period of not less than four and not more than six years and may be reappointed for a consecutive term. Members of local authorities who are Members of the Standards Committee will have a term of office until the next ordinary local government election following their appointment. They may be reappointed for one further consecutive term.

3. Current situation / proposal

- 3.1 A meeting of the Standards Committee will only be quorate when at least three Members, including the Chairperson, are present; and at least half the Members present (including the Chairperson) are Independent Members. A quorum of the committee cannot therefore be constituted by the County Borough Members and Town and Community Council Member themselves as the majority should rest with the Independent Members. This places an unduly heavy burden on the Independent Members, and the committee being in danger of not having adequate or required numbers (a quorum) for meetings. On 20 July 2022, Council approved that the membership of the Committee be increased to eight Members and an additional Independent Member (co-opted) be appointed to the Committee.
- 3.2 A vacancy of Independent Member has arisen on the Committee following the recent resignation of the Chairperson, Mr Shawn Cullen.
- 3.3 The Council has previously provided delegated authority to the Monitoring Officer to oversee recruitment processes and appointment to the Standards Committee, and to report back to Council any successful appointment.
- 3.4 In accordance with the Regulations, it is proposed that the Monitoring Officer go through the usual process of advertising the vacancy of Independent Member in two newspapers circulating in the area and that a Panel (consisting of not more than five Members and at least one Independent Member and one Town and Community Council Member) be convened to consider applications and conduct interviews. Following interviews, the Panel will make a recommendation on the appointment to Council.

4. Equality implications (including Socio-economic Duty and Welsh Language)

- 4.1 The protected characteristics identified within the Equality Act 2010, Socio-economic Duty and the impact on the use of the Welsh Language have been considered in the preparation of this report. As a public body in Wales, the Council must consider the impact of strategic decisions, such as the development or the review of policies, strategies, services and functions. It is considered that there will be no significant or unacceptable equality impacts as a result of this report.

5. Well-being of Future Generations implications and connection to Corporate Well-being Objectives

- 5.1 The well-being goals identified in the Act were considered in the preparation of this report. It is considered that there will be no significant or unacceptable impacts upon the achievement of well-being goals/objectives as a result of this report. This report also assists in the achievement of the following well-being objective under the Well-being of Future Generations (Wales) Act 2015:-

A county borough where people feel valued, heard and part of their community.

- 5.2 The Standards Committee is responsible for promoting and maintaining high standards of conduct by members and co-opted members. Standards are an implicit requirement in the successful implementation of the corporate well-being objectives.

6. Climate Change Implications

6.1 There are no climate change implications.

7. Safeguarding and Corporate Parent Implications

7.1 There are no safeguarding and corporate parent implications.

8. Financial Implications

8.1 In accordance with the Independent Remuneration Panel for Wales Annual Report for 2024-25, the remuneration for Chairs of Standards Committees is £268 (4 hours and over), £134 (up to 4 hours) and for ordinary members of the Committee - £210 (4 hours and over) and £105 (up to 4 hours).

8.2 The changes to the remuneration of Elected Members for the financial year 2024/25 increased the financial commitment required from this Authority. Some of the cost may be negated by members electing to forgo some or all of their salaries or choosing not to opt into the Local Government Pension Scheme. The additional costs are being met from the centrally held provision for pay and price increases during the 2024/25 financial year.

9. Recommendation

9.1 It is recommended that the Committee note the report.

Background documents:

None

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of the Local Government Act 1972.

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