

## Member Request to Council's Monitoring Officer

### for a dispensation under Section 33 (a) to (e) of the Localism Act 2011,

#### Law:

The **Localism Act 2011** places a duty on all Members to register their Discloseable Pecuniary Interests (DPIs), as specified in various categories under **The Relevant Authorities (DPI) Regulations 2012**.

The effect of a DPI, is that if any matter to be considered or being considered at a meeting, has a direct impact on the DPI, the Member must not participate in any discussion of, or in any vote on, the matter at the meeting. If the DPI is not already registered, the interest must also be disclosed at the meeting. The Council's Monitoring Officer may grant dispensations in limited circumstances to enable Members to participate and vote on matters in which they have DPIs.

The Council may, upon receiving a written request from a member of the authority, grant a dispensation relieving the member from either or both of the restrictions in Section 31(4) of the Localism Act 2011 ("the Act"), which prohibit a member with a DPI from participating in the discussion or voting on an item directly impacting the DPI. The granting of a dispensation will allow such participation in discussions and votes to take place.

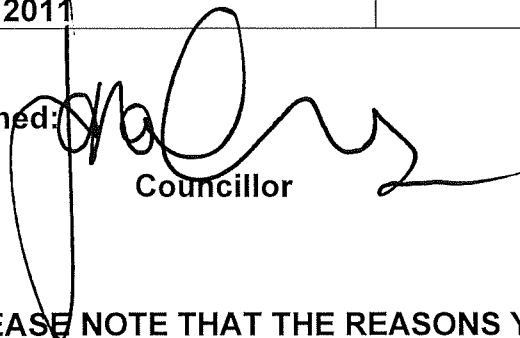
Before granting any dispensation, one of the provisions in Section 33(2) of the Act must apply:

*A relevant authority may grant a dispensation under this section only if, after having had regard to all relevant circumstances, the authority—*

- (a) considers that without the dispensation the number of persons prohibited by section 31(4) from participating 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) considers that 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) considers that granting the dispensation is in the interests of persons living in the authority's area,*
- (d) if it is an authority to which Part 1A of the Local Government Act 2000 applies and is operating executive arrangements, considers that without the dispensation each member of the authority's executive would be prohibited by section 31(4) from participating in any particular business to be transacted by the authority's executive, or*
- (e) considers that it is otherwise appropriate to grant a dispensation.*

<b>Councillor:</b>	Jonathan Hills
<b>Relevant Category of Discloseable Pecuniary Interest and details</b>	<p><b>‘Land’ and is stated as meaning “any beneficial interest in land which is within the area of the authority”. Therefore, each member with an interest in land in the district should have registered a DPI.</b></p> <p>[The land category is included as it is envisaged this will be the most popular DPI on which requests will be related to, however, please replace this with the relevant category if Land is not applicable].</p>
<b>Reason provided by Councillor in support of their request for a dispensation to be granted</b>	<p>Due to the NHSE removing their financial support for the proposed new Gt Bentley Doctors Surgery, the building will not be built in this location in Gt Bentley, unless funds can be found from elsewhere.</p> <p>An alternative method of funding has been proposed that requires the full support of the Parish and District Councils.</p> <p>The proposal is on land that is controlled by Cllr Hills.</p> <p>Cllr Hills <b>ONLY</b> seeks dispensation with regards to the meetings surrounding this project, if :</p> <ol style="list-style-type: none"> <li>1. The PC wish to even consider the request from the Gt Bentley Surgery.</li> <li>2. The PC feel that further information that could be provided by him would be helpful as part of their discussions.</li> <li>3. The Monitoring Officer is happy to allow it.</li> </ol>
<b>Relevant Criteria</b> <b>Section 33 (2) of Localism Act 2011</b>	<i>(c) considers that granting the dispensation is in the interests of persons living in the authority's area</i>

Signed:



Councillor

Dated: 1<sup>st</sup> Dec 2025

**PLEASE NOTE THAT THE REASONS YOU PROVIDE IN THIS REQUEST WILL BE CONSIDERED BY THE MONITORING OFFICER WHEN MAKING THE DECISION, WHICH WILL SUBSEQUENTLY BE PUBLISHED ON THE COUNCIL'S WEBSITE FOR THE PURPOSES OF OPENNESS AND TRANSPARENCY.**