



REQUEST FOR A DISPENSATION TO SPEAK AND/OR VOTE WHERE A MEMBER / CO-OPTED MEMBER HAS A DISCLOSABLE PECUNIARY INTEREST

The City of London Corporation may, following a written request, grant a dispensation for a Member (including a Co-opted Member) to take part in any discussion and vote on a matter in which they have a disclosable pecuniary interest, in some circumstances. The granting of dispensations is a function of the Standards Committee and its Dispensations Sub-Committee (referred to collectively in this form as “the Standards Committee”). You are strongly advised to read the accompanying ‘Policy and guidance on the granting of dispensations’ (“the Policy”) issued by the Standards Committee before completing this form and particular paragraphs of that document are cross-referenced at appropriate points below.

The information you provide in this form will be considered by the Standards Committee in reaching a decision. **The onus is on you to justify your application and the omission of any relevant information may affect the outcome.** You are requested to complete this form electronically and email it to declarations@cityoflondon.gov.uk. Electronic applications will only be accepted from your official City of London Corporation email address. Alternatively, paper forms can be submitted to the Committee and Member Services Team in the Town Clerk’s Department, but typed forms should be provided if at all possible.

Name:

Date:

I confirm that I am the person named above and that I have personally completed this form or reviewed its contents. The details provided in this form are true and accurate and all material facts have been disclosed.

If submitting a paper form, please also sign in the box below.

Signature:

Relevant disclosable pecuniary interests (Appendix 1 of the Policy)

Please describe the nature of the disclosable pecuniary interest(s) that would otherwise prohibit you from speaking and/or voting:

Details of dispensation sought (paragraphs 7-12 of the Policy)

A. Complete this section if you are applying for a dispensation from the Town Clerk under delegated authority (paragraph 17 of the Policy)

I request a dispensation until the Ward elections in 2021 to enable me:

- to speak and vote on the setting of council tax
- to speak as a member of the public on planning applications
(I confirm that I am not a member of the Planning Committee)
- to speak as a member of the public on licensing applications
(I confirm that I am not a member of the Licensing Committee)
- where I have a lease or tenancy, corporate tenancy or licence to occupy a residential property from the City of London Corporation, to speak on general housing matters, so long as the item of business does not relate particularly to my own disclosable pecuniary interest
(This includes any lease or tenancy, corporate tenancy or licence belonging to a spouse, civil partner, or person with whom I am living as husband or wife, or as if we were civil partners)

B. Complete this section if you are applying for a dispensation from the Standards Committee (paragraphs (b), (c) and (j) in Appendix 3 of the Policy)

I request a dispensation to enable me to:

- speak as a member of the public
- speak as a Member
- vote

on the following matter(s):

All matters relating to the Barbican residential estate except any matter relating exclusively to Frobisher Crescent (and not generally to the whole estate).

for a specific committee meeting or meetings, or for a specific period, as follows:

For the period from the date hereof to April 2020

If your request is urgent or at short notice please explain why the application is being made now:

There is a meeting of the Barbican Residential Committee on 18 March 2019. The application is being made now as the revised dispensation policy only became before the Court on 7 March 2019.

Statutory grounds (paragraphs 13-16 of the Policy)

A dispensation may only be granted where one of the statutory grounds is met. The grounds that are relevant to the City of London Corporation are set out below. Please tick the statutory ground(s) that you consider to be met in this instance and then explain in more detail why you believe this to be the case in the relevant text box.

- Without the dispensation the proportion of Members and Co-opted Members prohibited from participating in any particular business would be so great as to impede the transaction of the business**

The resident members are a significant proportion of the Barbican Residential Committee and need to be allowed to speak to properly inform the decisions to be taken.

- Granting the dispensation is in the interests of persons living in the City**

The Barbican estate contains about half the City's residents. The views of residents are important to demonstrate the City takes proper account of the resident population as well as the business community.

- It is otherwise appropriate to grant a dispensation**

The issues are important to Barbican residents as a whole, both long lessees and short term tenants.

Please note that if you are only applying for one or more of the dispensations that the Town Clerk is able to grant under delegated authority then you do not need to fill in or submit the remaining sections of this form. The remainder of this form only needs to be completed if you are applying for a dispensation to the Standards Committee.

Factors to be taken into consideration by the Standards Committee

In deciding whether or not to grant a dispensation under one or more of the specific statutory grounds, the Standards Committee will take into account the following list of factors, as well as any other relevant circumstances as appropriate. Please address as many of these factors as you can by providing the requested information where applicable in the relevant text box.

A. Maintaining public confidence (paragraph (a) in Appendix 3 of the Policy)

If you believe that granting a dispensation in this case would not risk damaging public confidence in the conduct of the City Corporation's business then please explain why in the box below.

The dispensations are to speak and vote. The issues potentially affect a large proportion of the City's residents. I do not have an interest in any of the matters to be discussed greater than any other Barbican resident. Not to grant the dispensations sought may risk damaging the public perception in the City Corporation by appearing to exclude, or silence, Barbican residents in matters that are important to them.

B. Applications to vote (paragraph (b) in Appendix 3 of the Policy)

Dispensations to vote will only be granted in exceptional circumstances. If you are seeking such a dispensation then please explain in the box below why such exceptional circumstances apply in this case.

I am not seeking a dispensation to vote.

C. Equivalent public rights (paragraph (c) in Appendix 3 of the Policy)

If you expect that members of the public will be allowed to speak at the meeting in question, whether under a statutory right or some other reasonable expectation, then please provide details in the box below. Where such speaking rights arise from the submission of a written representation please confirm whether you have submitted such a representation. Please also confirm whether you are willing to be treated as a member of the public when making oral representations on this matter.

This is not applicable to this application.

D. Expectation of ward representation (paragraph (d) in Appendix 3 of the Policy)

If you believe that there is a reasonable expectation that your ward should be directly represented in relation to this item of business then please explain why in the box below.

I am a member for one of the two wards that encompass the Barbican estate. There is a reasonable expectation that the ward should be represented on the items of business to be discussed at the meeting. Housing governance is an issue that is very important to Barbican residents and forms part of the character of the estate. The other issues have general implications for Barbican residents and the cost of taking enforcement action (if that is the decision) will fall on Barbican residents via the service charge.

E. Widely held interests (paragraph (e) in Appendix 3 of the Policy)

If you consider that you share the disclosable pecuniary interest in question with a significant proportion of the general public then please provide details in the box below.

The interest is widely held amongst Barbican residents.
My interest is the same (no greater and no less) than all other Barbican estate long lessees.

F. Directly impacted interests (paragraph (f) in Appendix 3 of the Policy)

If the item of business for which you are seeking a dispensation relates specifically to your disclosable pecuniary interest (e.g. your particular lease or tenancy) then please provide details in the box below. By contrast, if you consider that you have a disclosable pecuniary interest in this matter but that any potential advantage arising is minor or remote then please also provide details below.

The interest does not relate specifically to my DPI.
My interest is the same (no greater and no less) than all other Barbican estate long lessees.

G. Personal knowledge, etc. (paragraph (g) in Appendix 3 of the Policy)

If you consider that your particular knowledge, role or expertise would be of especial value to the decision making process and provide a perspective that would not otherwise be available then please provide details in the box below.

I have knowledge of the Barbican estate, and the views of residents that are not generally known to the non-resident (voting) members of the Committee, two of whom are new to the committee. I consider my knowledge will be helpful in informing the decisions that need to be taken (and the Chairman agrees).

H. Diversity and inclusion (paragraph (h) in Appendix 3 of the Policy)

If you have a particular viewpoint arising from a protected characteristic that might not otherwise be represented and might assist the debate in relation to the particular item of business in question then please provide details in the box below.

There are diversity issues in respect of concessions to disabled users of the car parks. Apart from this, because this is an application for a period, and not a specific meeting, I am not presently aware of any diversity issues in relation to the items of business which may be discussed but such issues may arise.

I. Manifesto promises (paragraph (i) in Appendix 3 of the Policy)

If you were elected on a public platform that you would specifically address the item or items of business for which the dispensation is sought then please provide details in the box below. If this appeared as a commitment in your election material then please quote the relevant text.

I was elected on a public platform that I would represent the interests of Ward residents and in particular Barbican residents. My electorate expect me to carry out my election pledges and speak up for their interests, especially at the Barbican Residential Committee.

J. Scope and duration (paragraph (j) in Appendix 3 of the Policy)

A focussed dispensation request that relates to a specific matter and is of short duration is more likely to be successful as this enables the Standards Committee to consider a particular set of circumstances. However there will be occasions when a more general dispensation for a longer term may be appropriate. If you are applying for such a dispensation then please explain your reasons in the box below.

In line with the policy approved by the Court on 7 March I am seeking a dispensation for a period rather than for each meeting; essentially the same considerations will arise for each meeting. I am seeking a dispensation to April 2020, the date of the 2020 Court meeting appointing committees, so save seeking a dispensation for the March 2019 BRC meeting and repeating a virtually identical application for the year to April 2020.

K. Previous dispensation decisions (paragraph (k) in Appendix 3 of the Policy)

Each application will be considered on its own merits. However for the sake of consistency the Standards Committee will have due regard to its own previous decisions. If there is a recent decision that you wish to draw to the attention of the Standards Committee then please provide details in the box below.

Dispensations were granted for the special BRC meeting on 31 January 2019. The Court has debated the dispensations policy which has been revised since earlier dispensation applications.

L. Other relevant considerations

If you consider that there are any other circumstances relating to your particular application that support your request for a dispensation on one or more of the statutory grounds or that should otherwise be disclosed to the Standards Committee then please provide details in the box below.

This application has the support of the Barbican Residential Committee Chairman.

Will you please notify me and the BRC Chairman when and where the application is to be decided so we may attend the meeting.