

# Y Pwyllgor Safonau Ymddygiad

SOC(3) 03-08 (p1) : Dydd Mawrth 24 Mehefin 2008

## Rheol Sefydlog arfaethedig wedi ei diwygio ynghylch cofnodi achosion o gyflogi aelodau o'r teulu

### Cefndir

1. Yn ei gyfarfod diwethaf, ar gais Comisiwn y Cynulliad, ystyriodd y pwyllgor ddrafft o Reol Sefydlog newydd ynghylch cofnodi achosion o gyflogi aelodau o'r teulu. Awgrymwyd nifer o newidiadau i'r drafft a chytunwyd y dylid ystyried y Rheol Sefydlog ddiwygiedig unwaith eto yn y cyfarfod nesaf. Ceir copi o'r drafft diwygiedig yn Atodiad A.

2. Unwaith y bydd y pwyllgor hwn yn fodlon, caiff y Rheol Sefydlog newydd ei dosbarthu i Aelodau'r Comisiwn. Yna, gofynnir i'r Pwyllgor Busnes ystyried y newid arfaethedig a chyflwyno cynnig yn y Cyfarfod Llawn er mwyn rhoi effaith i'r Rheol Sefydlog newydd.

### Argymhellion

3. Gwahoddir y pwyllgor i:

a) ystyried y Rheol Sefydlog arfaethedig wedi'i diwygio fel y mae wedi'i chynnwys yn Atodiad A, gyda'r bwriad o frw ymlaen â'r drafft fel y disgrifir uchod;

b) cytuno i wneud unrhyw waith diweddar sydd ei angen ar y canllaw ar Gofrestru, Datgan a Chofnodi Buddiannau'r Aelodau, a'r Cod Ymddygiad, o ganlyniad i Reol Sefydlog newydd.

### Gwasanaeth y Pwyllgorau Mehefin 2008

## Annex A

### Standing Order XX - Recording of the Employment of Family Members in respect of which Members have claimed an Allowance

[Note: a requirement for notification under this Standing Order is in addition to any requirement to register the employment of a Member's partner or dependent child under Standing Order 31. Where Standing Order 31 requires a Member to register the employment of a spouse or dependant child under that Standing Order, the Member must do that in addition to any notification required under this Standing Order.]

XX.1 A Member who at any time claims any allowance in respect of the cost of employing, either directly or indirectly, a person whom that Member knows to be a family member of that Member or of another Member must, no later than the date specified in Standing Order XX.4, make a notification under this Standing Order.

XX.2 In this Standing Order:

(i) "family member" means:

- (a) a partner or former partner of a Member;
- (b) a child or grand-child of a Member;
- (c) a parent or grand-parent of a Member;
- (d) a brother or sister of a Member;
- (e) a nephew or niece of a Member;
- (e) an uncle or aunt of a Member; or
- (f) a cousin of a Member,

(ii) "partner" means a spouse, civil partner or one of a couple whether of the same sex or of the opposite sex who although not married to each other are living together and treat each other as spouses.

(iii) the expressions "child", "grand-child", "parent", "grand-parent", "brother", "sister", "uncle", "aunt" and "cousin" apply equally to half-, step-, foster- and adoptive relationships and (except in relation to cousins) also apply to persons having the relationship in question to the partner of the Member;

(iv) "cousin" means a person who shares at least one common ancestor with the Member, provided that in the case of the Member the common ancestor is a grand-parent of the Member;

(v) "allowance" means an allowance payable by the Commission to Members under Standing Order 1.7.

XX.3 The notification required by this Standing Order must include the following information:

- (i) the Member's name;
- (ii) if the employee is a family member of another Member or Members, the name of that other Member or of those other Members;
- (iii) the full name of the employee;
- (iv) the relationship of the employee to the Member (or, where appropriate, to the Member or Members referred to in (ii));
- (v) the capacity in which the employee is employed, including any job title;
- (vi) the date on which the employment commenced;
- (vii) if the employment has ceased, the date on which it ceased;
- (viii) the hours which the employee is contracted to work each week;
- (ix) if the employee is employed in a post for which a salary scale is prescribed in a determination made by the Commission in relation to employees of Assembly Members, the relevant salary band; or
- (x) in the case of any employee who does not fall within (ix), the salary payable to the employee.

XX.4 Notification must be made within eight weeks of the date on which the Member takes the oath or affirmation of allegiance or within four weeks of the first occasion on which the Member claims an allowance in respect of employing (whether directly or indirectly) the family member, whichever is the later.

XX.5 If:

- (a) notification has been given under this Standing Order; and
- (b) there has been any change to the information which was included in that notification;

the Member must, within four weeks of the date on which that change took place, make notification of that change.

XX.6 Notification under SO XX.1 or under SO XX.5 must be given by completing and signing the form prescribed by the Presiding Officer for the purpose and delivering it to the Table Office.

XX.7 The Presiding Officer must maintain a record of the notifications made by Members under this Standing Order and must publish the record and make a copy available for inspection in person by Members and by the public.

XX.8 Members are under a continuing duty to ensure, by inspecting the record of notifications from time to time, that it correctly contains the particulars notified by them under Standing Orders XX.1 or XX.5.