

Agenda – Y Pwyllgor Llywodraeth Leol a Thai

Lleoliad:	I gael rhagor o wybodaeth cysylltwch a:
Ystafell Bwyllgora 5, Tŷ Hywel	Manon George
Dyddiad: Dydd Mercher, 27 Tachwedd	Clerc y Pwyllgor
2024	0300 200 6565
Amser: 09.15	SeneddTai@senedd.cymru

Rhag-gyfarfod preifat

(09.00–09.15)

- Cyflwyniad, ymddiheuriadau, dirprwyon a datgan buddiannau**
(09.15)

- Ymchwiliad i rôl, llywodraethiant ac atebolrwydd y sector**
cynghorau tref a chymuned – sesiwn dystiolaeth 3

(09.15–10.00) (Tudalennau 1 – 27)

Michelle Morris, Ombwdsmon Gwasanaethau Cyhoeddus Cymru

Egwyl

(10.00–10.05)

- Ymchwiliad i rôl, llywodraethiant ac atebolrwydd y sector**
cynghorau tref a chymuned – sesiwn dystiolaeth 4

(10.05–11.05) (Tudalennau 28 – 31)

Emma Smith, Swyddog Cyswllt Gwasanaethau Cyhoeddus, Cymdeithas

Clercod Cyngor Lleol

Michael King, Pennaeth Polisi a Chyfathrebu Allanol, Cymdeithas Clercod

Cyngor Lleol

Egwyl

(11.05–11.15)

- Ymchwiliad i rôl, llywodraethiant ac atebolrwydd y sector**
cynghorau tref a chymuned – sesiwn dystiolaeth 5

(11.15–12.15) (Tudalennau 32 – 100)



Lyn Cadwallader, Prif Weithredwr, Un Llais Cymru
Y Cynghorydd Mike Theodoulou, Cadeirydd, Un Llais Cymru
Paul Egan, Dirprwy Brif Weithredwr, Un Llais Cymru
Y Cynghorydd Ian Hodge, Cymdeithas Cynghorau Lleol Gogledd a
Chanolbarth Cymru
Robert Robinson, Ysgrifennydd y Gymdeithas, Cymdeithas Cynghorau Lleol
Gogledd a Chanolbarth Cymru

5 Papurau i'w nodi

(12.15) (Tudalen 101)

5.1 Gohebiaeth oddi wrth Welsh Cladiators ynghylch diogelwch adeiladau

(Tudalennau 102 – 120)

5.2 Gohebiaeth oddi wrth Severn Wye ynghylch cynllun Rebate to Renovate

(Tudalennau 121 – 124)

5.3 Llythyr gan y Llywydd at Tracy Gilbert AS ynghylch y Bil Pleidleisio Absennol (Etholiadau yng Nghymru a'r Alban)

(Tudalennau 125 – 126)

5.4 Llythyr gan Lywodraeth Cymru gyda gwybodaeth ychwanegol yn dilyn y cyfarfod ar 10 Hydref

(Tudalennau 127 – 130)

5.5 Llythyr gan yr Ymddiriedolaeth Adeiladu Cymunedau gyda gwybodaeth ychwanegol yn dilyn y cyfarfod ar 14 Tachwedd

(Tudalennau 131 – 138)

6 Cynnig o dan Reol Sefydlog Rhif 17.42(ix) i benderfynu gwahardd y cyhoedd o weddill y cyfarfod

(12.15)

Cyfarfod preifat

(12.15–12.30)

7 Ymchwiliad i rôl, llywodraethiant ac atebolrwydd y sector cynghorau tref a chymuned – trafod y dystiolaeth

(12.15–12.30)

Mae cyfyngiadau ar y ddogfen hon



Ymateb i ymgynghoriad

Ymchwiliad i rôl, llywodraethiant ac atebolrwydd y sector cynghorau tref a chymuned

Enw Sefydliad: Y Pwyllgor Llywodraeth Leol a Thai, y Senedd

Cyflwynwyd: 16 Hydref 2024

Fel Ombwdsmon Gwasanaethau Cyhoeddus Cymru (OGCC), mae gennym dri phrif nod.

- Rydym yn ymchwilio i gwynion am wasanaethau cyhoeddus.
- Rydym yn ystyried cwynion am gynghorwyr sy'n torri'r Cod Ymddygiad.
- Rydym yn ysgogi gwelliant systematig mewn gwasanaethau cyhoeddus a safonau ymddygiad mewn llywodraeth leol yng Nghymru.

Rydym yn annibynnol, yn ddiduedd, yn deg ac yn agored i bawb sydd ein hangen. Mae ein gwasanaeth yn rhad ac am ddim.

ombwdsmon.cymru

Sylwadau cyffredinol

Diolch am y cyfle i ymateb i'r ymgyngoriad hwn.

Fel Ombwdsmon Gwasanaethau Cyhoeddus Cymru (OGCC), rydym yn ymchwilio i gwynion a wnaed gan aelodau o'r cyhoedd sy'n credu eu bod wedi dioddef caledi neu anghyfiawnder drwy gamweinyddu neu fethiant gwasanaeth gan gorff o fewn ein hawdurdodaeth, sydd yn ei hanfod yn cynnwys yr holl sefydliadau sy'n darparu gwasanaethau cyhoeddus sydd wedi'u datganoli i Gymru. Mae'r rhain yn cynnwys:

- Ilywodraeth leol (cynghorau sir a chynghorau cymuned)
- y Gwasanaeth Iechyd Gwladol (gan gynnwys Meddygon Teulu a deintyddion)
- landlordiaid cymdeithasol cofrestredig (cymdeithasau tai)
- Ilywodraeth Cymru, ynghyd â'i chyrff noddedig.

Gallwn ystyried cwynion am ofal cymdeithasol a drefnwyd yn breifat neu ofal cymdeithasol a ariennir, yn ogystal â gwasanaethau gofal lliniarol ac, o dan amgylchiadau penodol, agweddau ar ofal iechyd a ariennir yn breifat.

Rydym hefyd yn ymchwilio i gwynion bod aelodau etholedig awdurdodau lleol wedi torri eu Codau Ymddygiad, sy'n nodi'r egwyddorion ymddygiad cydnabyddedig y dylai aelodau eu dilyn mewn bywyd cyhoeddus.

Mae'n bosibl na fydd ein cyflwyniad, sy'n seiliedig ar ein gwaith Cod Ymddygiad, yn cyd-fynd yn uniongyrchol â chylch gorchwyl yr Ymchwiliad, ond byddem yn haeru bod y materion y cyfeirir atynt yn berthnasol, ar y cyfan, i unrhyw ystyriaethau ar drefniadau Ilywodraethu a chraffu ar gyfer y sector hwn.

Yn 2023/24, derbyniom 518 o gwynion am y Cod Ymddygiad ond cawsom ond digon o wybodaeth i asesu 328 yn erbyn ein prawf dau gam ar gyfer ymchwilio. O'r rhain, roedd 176 yn gwynion am gynghorwyr Tref a Chymuned.

Rydym yn dadansoddi ac yn adrodd ar destun cwynion y Cod Ymddygiad, yn seiliedig ar Egwyddorion sy'n cyd-fynd yn agos ag Egwyddorion Nolan, sydd wedi'u cynllunio i hyrwyddo safonau uchel mewn bywyd cyhoeddus. Roedd 55% o'r cwynion y gallem ymchwilio iddynt yn ymwneud â hyrwyddo cydraddoldeb a pharch.

Yn gyffredinol, mae'r achosion yr ydym yn eu categoriiddio o dan 'parch' yn gwynion lefel is. Dyma'r rhai yr ydym yn tueddu i benderfynu'n gyflym na fyddwn yn ymchwilio iddynt neu lle rydym yn argymhell y byddai'n well datrys y gŵyn yn lleol. Mae'r cwynion yr ydym yn eu categoriiddio o dan 'cydraddoldeb' yn aml yn ymwneud â honiadau mwy difrifol o fwlio neu wahaniaethu.

Yn 2023/24 cyfeiriwyd 21 o achosion Cod Ymddygiad naill ai at y Pwyllgor Safonau perthnasol neu at Banel Dyfarnu Cymru. Cadarnhawyd 85% o'n hatgyfeiriadau. O'r rhain, roedd 12 o'r atgyfeiriadau yn ymwneud ag aelodau o Gynghorau Tref a Chynghorau Cymuned, 2 yn ymwneud ag aelodau o Gyngor Sir a hefyd Gyngor Tref/Cymuned yn ei ardal a'r 7 sy'n weddill yn ymwneud ag aelodau o Gyngor Sir neu Awdurdod Parc Cenedlaethol. O ganlyniad mae ystod o sancsiynau o geryddu i atal ac anghymhwysos rhag dal swydd wedi eu gosod ar aelodau Tref a Chymuned.

Drwy ein gwaith ymchwilio rydym wedi nodi nifer o faterion sy'n ymwneud, ar y cyfan, â llywodraethu ac atebolrwydd Cynghorau Tref a Chymuned a nodir isod.

Ymddygiad aelod tuag at staff

Mae cyfran fawr o'r cwynion a gawn, ac sydd wedyn yn mynd ymlaen i'w cael eu hymchwilio, yn ymwneud â chyngorwyr Tref a Chymuned, yn perthyn i'r categori "Hyrwyddo Cydraddoldeb a Pharch". Mae enghreifftiau o gwynion o'r fath yn aml yn ymwneud â gwrthdaro lefel isel iawn rhwng aelodau ond rydym yn derbyn mwy a mwy o gwynion bob blwyddyn gan aelodau o staff yn y cynghorau hyn am ymddygiad tuag atynt yn uniongyrchol. Disgrifir ymddygiad o'r fath yn aml fel amharchus, bwlio ac aflonyddu. Gall ein hymchwiliadau gymryd peth amser i'w cwblhau ac yn aml bydd angen i'r partïon dan sylw barhau i ymgysylltu â busnes y cyngor a chyfarfodydd gyda'i gilydd a all fod yn hynod o anodd i bawb dan sylw.

Mae'r mathau hyn o gwynion yn effeithio, yn anochel, ar y berthynas waith rhwng partïon o'r fath ac yn aml ar rediad dydd i ddydd y cyngor. At hynny, oherwydd yr amser a gymerir i gwblhau'r broses ymchwilio, mae'r partïon yn gweithio o dan yr amgylchiadau hynod anodd hyn am gyfnod hir iawn. Yn wahanol i lwybrau traddodiadol AD a chyflogaeth ar gyfer aelodau o staff, ychydig iawn, y deallwn, y gall y naill barti na'r llall ei wneud yn ystod cyfnod o'r fath i geisio cefnogaeth a/neu ryddhad o'r sefyllfa. Yn aml iawn mae materion yn gwaethygu, i'r graddau y bydd absenoldeb oherwydd salwch yn cael eu cymryd, neu y bydd aelodau staff neu gynghorwyr yn penderfynu ymddiswyddo. Rydym o'r farn y byddai'n fuddiol i'r rhai sy'n canfod eu hunain yn y sefyllfa hon ac i'r Cyngor ei hun, pe gellid rhoi mecanwaith ychwanegol ar waith, efallai

yn cynnwys y rhiant awdurdod lleol, i ddiogelu llesiant y ddwy ochr yn ystod y broses a sicrhau y gall busnes y cyngor barhau i weithio er budd y cymunedau y maent yn eu gwasanaethu.

Defnyddio Protocolau Datrysiaid Lleol

Cefnogwn y defnydd o ddatrysiaid lleol ar gyfer cwynion lefel isel, yn cynnwys cwynion rhwng aelodau. Rydym yn cydnabod bod model Un Llais Cymru hefyd yn darparu ar gyfer datrys mân gwynion gan swyddogion. Lle cânt eu defnyddio'n llwyddiannus, gall y protocolau hyn atal y cwynion hyn rhag cael eu trosglwyddo i ni ac maent yn ein caniatáu i ganolbwyntio ein hadnoddau ar ymchwilio i'r cwynion mwyaf difrifol lle mae gwneud hynny er budd y cyhoedd.

Yn ein profiad ni, prin fu'r defnydd o brotocolau a gynlluniwyd i gefnogi datrysiaid lleol o faterion rhwng aelodau o fewn y sectorau Cynghorau Tref a Chymuned. Ymhellach, lle bu ymgais i ddefnyddio proses o'r math hwn, rydym wedi ei gweld yn cael ei chymhwys o'n anghyson neu'n wael, gan arwain yn aml at uwchgyfeirio mater a/neu gyflwyno cwynion dibwys neu lefel isel i'n swyddfa.

Yn yr ysbryd o gynnal perthnasoedd gweithio da o fewn Cynghorau o'r fath, hoffem weld protocolau o'r fath yn cael eu gweithredu'n foddaol ym mhob Cyngor Tref a Chyngor Cymuned ledled Cymru. Fel swyddfa, gallem wedyn fod yn hyderus wrth gyfeirio unrhyw gwynion addas yn ôl i'r Cyngor i'w datrys yn lleol ar lefel leol. Byddai hyn yn ein cynorthwyo i sicrhau bod ein hadnoddau'n cael eu diogelu ar gyfer yr achosion mwyaf difrifol, ond byddai hefyd yn helpu i ddatrys materion sy'n codi ar lefel leol yn gyflymach, gan osgoi chwalu perthnasoedd a chynnal safon waith dda o fewn cynghorau o'r fath.

Credwn y gallai fod rôl i gynnwys rhai aelodau o Bwyllgor Safonau awdurdodau lleol rhieni yn ehangach, wrth helpu i roi datrysiaid lleol ar waith. Yn ogystal, byddai'r defnydd o gyfryngu hefyd yn fuddiol mewn achosion lle mae problemau sy'n effeithio'n negyddol ar allu'r Cyngor i weithredu.

Llywodraethu a chysylltiadau gwael rhwng aelodau

Er bod safonau ymddygiad y rhan fwyaf o gynghorau yn dda, pan fo'r berthynas rhwng carfannau o fewn Cynghorau Tref a Chyngorau Cymuned yn chwalu'n anadferadwy, gwelwn dystiolaeth o ymddygiad gwael iawn rhwng aelodau sy'n atal clerciaid rhag cyflawni eu rolau'n iawn. Mae ymddygiad o'r fath, yn ein barn ni, wedi arwain at gynghorau yn dod yn gamweithredol gyda llywodraethu gwael iawn. Mae cyfethol

aelodau (yn hytrach nag ethol) i Gynghorau wedi bod yn ffactor mewn rhai achosion. Rydym wedi canfod, o bryd i'w gilydd, fod Cynghorau Tref a Chymuned unigol wedi chwarae rhan anghymesur yn ein llwyth gwaith. Mae'r Cynghorau hyn yn aml hefyd yn ddarostyngedig i adolygu a chraffu gan yr Archwilydd Cyffredinol.

Pan gawn nifer uchel o gwynion yn ymwneud â Chyngor Tref a Chymuned unigol, canfyddwn fod yn rhaid i ni neilltu swm sylweddol o adnoddau staff i ymchwilio i gwynion. Mae hyn yn effeithio ar ein gallu i wneud cynnydd a chau achosion eraill. Mae hefyd yn golygu bod gan ein staff lwythi achosion uchel a heriol, yn enwedig pan fydd gan aelod unigol o staff nifer o achosion yn ymwneud â'r un cyngor ar eu llwyth achosion. Mae'r ymddygiad gwael y cwynwyd amdano yn aml yn cael ei ailadrodd yn ystod ein hymchwiliadau, gydag ymddygiad gwael yn cael ei gyfeirio at ein staff.

Hyfforddiant i aelodau o Gynghorau Tref a Chymuned

O ystyried profiad OGCC o drin cwynion yn ymwneud â'r Cod Ymddygiad ers dechrau'r gyfundrefn safonau moesegol yng Nghymru yn 2001, rydym yn gryf o'r farn y dylai hyfforddiant i bob aelod fod yn orfodol pan fyddant yn ymgymryd â'u rôl fel aelod. Mae disgwyl i unrhyw un sy'n ymgymryd â'r rôl neu gyflogaeth newydd mewn unrhyw gefndir arall ddilyn hyfforddiant. At hynny, ar sail pwrpas cyffredinol y gyfundrefn safonau moesegol, rydym o'r farn bod hyfforddiant gorfodol yn hanfodol i sicrhau bod y rhai sydd â swyddi cyhoeddus yn deall eu rhwymedigaethau i weithredu er budd y cyhoedd ac yn unol ag egwyddorion Nolan, gan felly gynnal hyder y cyhoedd mewn democratiaeth leol.

Yn aml yn ein gwaith achos Cynghorau Tref a Chymuned, mae diffyg dealltwriaeth o rwymedigaethau o dan y Cod nid yn unig gan yr aelod sy'n destun cwyn ond yn ehangach ar draws y Cyngor. Mae hyn yn arbennig o berthnasol mewn perthynas â chwynion am fethiant i ddatgan buddiannau personol a buddiannau sy'n rhagfarnu (yn enwedig yng nghyd-destun aelodau Cyngor Sir ac aelodau Cynghorau Tref/Cymuned).

Hoffem weld dull safonol o hyfforddi ar draws y sector ac o bosibl rwymedigaeth i adnewyddu o bryd i'w gilydd.

Yn olaf, rydym o'r farn y byddai'n briodol i gynghorau tref a chynghorau cymuned gael cynlluniau hyfforddi a sicrhau bod cofnodion hyfforddiant yn cael eu cadw.

Cadw Cofnodion

Pan fyddwn yn dechrau ymchwiliad yn erbyn aelod o gyngor tref a chymuned, byddwn yn ysgrifennu, fel rheol, at y Clerc i ofyn am gopiâu o'r Codau Ymddygiad perthnasol, datganiadau/derbyn swydd ac ymgynneriadau mewn perthynas â rhwymedigaethau'r Cod. Rydym yn aml yn dod ar draws broblemau lle nad yw dogfennau o'r fath ar gael, gan arwain yn aml at ohebiaeth estynedig gyda swyddogion perthnasol. Rydym o'r farn y byddai rhwymedigaeth i gadw cofnodion o'r fath fel rhan o drefniadau llywodraethu yn fuddiol ac yn cyfrannu rhywfaint at ddatrys rhai o'r problemau hyn y deuwn ar eu traws.

Sylwadau cloi

Rydym yn hyderu y bydd y sylwadau hyn yn ddefnyddiol i chi. Os hoffech drafod unrhyw rai o'm pwyntiau ymhellach, mae croeso i chi gysylltu â Tanya Nash, ein Pennaeth Polisi Dros Dro (tanya.nash@ombwdsmon.cymru).



Michelle Morris

Ombwdsmon Gwasanaethau Cyhoeddus Cymru

Hydref 2024

Local Government and Housing Committee
Welsh Parliament
Cardiff Bay
Cardiff
CF99 1SN

Email: SeneddHousing@senedd.wales

18th October 2024

Robert Smith
Chief Executive Officer

Collar Factory, Suite 2.01
112 St. Augustine Street
Taunton
Somerset
TA1 1QN

Phone: 01823 253646
Mobile: 07766 602 683

Email: rob.smith@slcc.co.uk

Annwyl Bwyllgor / Dear Committee,

INQUIRY INTO THE ROLE, GOVERNANCE AND ACCOUNTABILITY OF THE COMMUNITY AND TOWN COUNCIL SECTOR

The Society of Local Council Clerks (SLCC) is the professional membership body for local council clerks and senior council employees representing clerks to over 5,000 local councils in England and Wales.

We ensure that our members are equipped with the necessary knowledge, training and skills to thrive within their role and best support their council and community.

On behalf of SLCC, I would like to make the following comments in response to the Local Government and Housing Committee's consultation on the role, governance and accountability of the town and community council sector. I will address each of the consultation themes in turn, below.

1. The role and value of community and town councils in Wales

The sector is varied with a large range in the size, responsibilities and activities of councils. The role and value of each council can only be fairly assessed in the context of their individual situation and the needs of their communities.

Councils offer many services that are at the heart of their communities which heavily contribute to a sense of community and belonging. Local councils undertake many activities within their communities such as celebration events and providing local services. Councils are also enablers, supporting community groups and organisations to do good for their communities.

At the most local level of government, local councils truly understand the needs of their communities and even if they are unable to provide for those needs, they can communicate those needs to those that can provide. Local councils will often act as the 'glue' that brings everyone together to focus on very local needs, e.g. local authorities, health boards, police, voluntary and private sector as well as voluntary groups.

It is not clear if the inquiry is seeking to assess if the role of community councils should be expanded or reduced. Currently more and more is being asked of town and community councils by local authorities who are struggling to provide under the current

economic conditions. For all the reasons noted above and more, reducing the scope of this level of government would be hugely detrimental to the communities served by local councils.

2. Whether the sector is fit for purpose in an evolving local government landscape

This is a difficult question to address in terms of the sector. Aside from the duties set out in legislation, which are limited, councils have powers to do many things but not a duty to undertake them. This results in a large variation of what councils do, which generally meets the requirements of their communities. This is a positive position because it gives local councils the freedom to respond and adapt to the need of the communities they serve. More recently, increased power from the General Power of Competence (GPOC) established by the Local Government and Elections (Wales) Act 2021 ("the 2021 Act") has given councils much more power to act as a confident and competent local government organisation and be ambitious for their communities. However, the prescriptive eligibility criteria to use this power are very restrictive - I will touch more on this later.

There are many ways to measure if councils are fit for purpose, but it is unlikely that any one method will offer the whole picture. For example, if you were to look at reports from Audit Wales on the sector, it may offer some positive news but will likely offer a bleak picture too. On the other hand, if you were to look at work done with councils by our colleagues in One Voice Wales (OVW), and their annual awards and innovative practice conferences, the impression would be far more favourable and encouraging.

Relations between town and community councils and their local authorities could also be improved. Some areas are fortunate to have a positive relationship with their local authorities, public service boards and so on. However, this opportunity is not afforded in all parts of Wales and there are closed doors facing town and community councils in many areas. Despite this, the same local authorities will ask their town and community councils to take on assets that they no longer feel able to run. It is important that if local councils are to be 'fit for purpose' that they are respected and enabled by local authorities to be engaged in discussions and projects affecting their communities.

New legislation such as the 2021 Act has placed additional requirements on councils and the recent launch of triennial transactional audits by Audit Wales have meant that councils have had to do lots more to ensure that they are operating as professional 'fit for purpose' bodies. It is suggested that further review of the 1972 Act may also be necessary to ensure that the purpose of councils fits the 2024 world we are working in.

3. Governance and scrutiny arrangements and its impact on accountability and transparency

The arrangements for governance and scrutiny in the sector have undoubtedly improved in recent years. In terms of scrutiny, I have already mentioned the introduction of triennial full audits by Audit Wales which apply to all councils regardless of size and turnover. There are no exemptions in Wales, as is the case in England. While this inquiry is not a comparison with England, it is worth noting that we must do more in Wales in several key areas.

The 2021 Act also introduced the requirement for all councils to produce an annual report, previously this only applied to councils with an income or expenditure over £200,000 which needed to report on the wellbeing goals for their area under the Wellbeing of Future Generations Act 2015.

Councils are also required under the 2021 Act to publish training plans for both staff and councillors and while this is a positive step for councils, an opportunity was missed when Code of Conduct training was not made compulsory for members, which would have helped improve standards in the sector. One of the biggest and most frequently occurring issues within the sector is the bullying and harassment of both clerks and councillors.

In 2022 the Welsh Government, SLCC and OVW produced the 'Finance and Governance Toolkit' a comprehensive document for councils detailing exactly what needs to be in place to ensure good governance. The toolkit includes both statutory requirements and good practice. While the document can take some time to work through, it is essentially all that is needed for councils to ensure good governance. Therefore, the sector has taken measures to address this and at the same time scrutiny has increased.

Further to this toolkit, SLCC and OVW are also available for advice and to provide guidance and training, on all matters relating to the work of councils and supporting clerks to undertake their roles. Consultancy services are also available when needed to provide support with HR matters, health & safety and more.

The support available to enable councils to be well governed, gives councils the confidence to be transparent and accountable, armed with knowledge of what needs to be done to ensure a well-run council.

4. Scope of digital and new technology to improve decision-making, service provision and participation in local democratic processes

The introduction of multi-location meetings has certainly enabled more participation in the local democratic process. This is true for both councillors who find it easier to attend meetings and members of the public who can attend from the comfort of their own homes.

New technology has also improved how councils communicate with their communities using channels such as the council website and social media in addition to traditional communication such as the press and noticeboards. There is still some way to go for councils to catch-up, but more and more councils are starting to use technology which is new to the sector such as AI to assist with some tasks.

Some councils have formal arrangements in place such as SLAs with local authorities for IT support. The scope of councils to operate digitally could be improved with 'centralised' provision of support, perhaps based on call-off contracts in the regions of Wales or an SLA with local authorities. The Welsh Government's Digital Health Project Board is dealing with all these challenges now and the projects will culminate with the production of guidance on many digital themes and also the establishment of a community of practice.

Like with many other areas, this has proved to be challenging for many councils due to there being one member of staff with a wide range of skills but no specialism in the area

concerned. Preparation of guidance and a support infrastructure ahead of introducing statutory duties would be a more helpful approach.

5. How new powers and responsibilities for this tier of government are utilised to support communities

The biggest change to the powers in the sector came with the 2021 Act and GPOC. The prescriptive nature of the eligibility criteria excludes many councils that are competent and well-run. For example, the requirement to have two thirds elected members will exclude many councils who did not attract the required numbers at the election but have since gone on to recruit good councillors.

The need to redeclare eligibility each year is also an additional requirement in Wales, with councils in England only needing to redeclare eligibility after each election.

GPOC also meant that the well-being power for councils from the Local Government Act 2000 was repealed for all councils, meaning that those who weren't eligible for GPOC suddenly lost this power too.

A further complication with GPOC is the late completion of audits by Audit Wales. One of the three criteria to enable a council to use GPOC is that the council must have received two unqualified auditor's opinions for two consecutive financial years from the Auditor General for Wales. The latest of these opinions must have been received during the 12 months ending on the date which the community council's resolution is passed. A council must redeclare eligibility at each annual meeting in May and at this point some councils are still waiting on the result of the previous year's audit from Audit Wales, which is supposed to be completed by the end of September prior to the meeting.

In effect this means that councils are unable to use the powers that are potentially available to them, due to these restrictions which are far more prescriptive in Wales.

The SLCC is keen to engage with the Senedd on this inquiry and would welcome further dialogue on this matter. We have lots to be proud of in the sector and the opportunity to share that good news would be most welcome. Please remember that while more is required of local councils on a regular basis, the legislation and infrastructure in which we work needs to keep up with those demands to enable the sector to operate effectively.

Thank you for the opportunity to respond to this consultation.

Yn gywir / Yours sincerely,



Rob Smith

Chief Executive SLCC



**Un Llais Cymru
One Voice Wales**

Local Government and Housing Committee inquiry into role, governance and accountability of the community and town council sector

Observations of One Voice Wales
18 October 2024

Lyn Cadwallader BA(Hons), PGDipHsg, DBA, PGDipLOPS, Chartered MCIH

Chief Executive	Prif Weithredwr
24c College Street	24c Stryd y Coleg
Ammanford	Rhydaman
Carmarthenshire	Sir Gaerfyrddin
SA18 3AF	SA18 3AF

Contents	Page/s
• Introduction	3
• About One Voice Wales	4
• About Community and Town Councils	5
• The context of One Voice Wales response	6 - 21
• The current climate	22 - 23
• Response to the terms of reference	23 - 57
• Appendices	58 - 63

Introduction

The Senedd **Local Government and Housing Committee** has agreed to undertake an inquiry into role, governance and accountability of the community and town council sector.

The terms of reference for the inquiry are to examine:

- The role and value of community and town councils in Wales.
- Whether the sector is fit for purpose in an evolving local government landscape.
- Governance and scrutiny arrangements and its impact on accountability and transparency.
- Scope of digital and new technology to improve decision-making, service provision and participation in local democratic processes.
- How new powers and responsibilities for this tier of government are utilised to support communities.

Consultation runs until 18 October 2024.

Following consideration by One Voice Wales Policy Committee and NEC, a working group was put in place to coordinate the contribution of One Voice Wales to the inquiry.

Membership of the Group were as follows:

Councillor Mike Theodoulou, Chair, One Voice Wales

Councillor Mike Cuddy, Chair Policy Committee

Lyn Cadwallader, Chief Executive

Paul Egan, Deputy Chief Executive and Resources Manager

Dr. Catrin Jones, Policy Officer

David Collins, Governance and Policy Practice Development Officer

The first meeting was held via Teams on Wednesday 18 September 2024 15.30 pm – 17.00 pm, following which a consultation event was arranged for all Councils in membership of One Voice Wales.

On 1st October 2024 One Voice Wales held a virtual consultation event with its members. The consultation event allowed member Councils to discuss the work of the inquiry. Councils considered information about matters which the Local Government and Housing Committee will investigate, in order to inform this submission to the Inquiry on behalf of One Voice Wales. Highlights from the discussions are submitted alongside this submission. The discussion reflects the five areas of the committee's terms of reference.

Larger Community and Town Councils across Wales also considered issues which the inquiry will examine, at a meeting held on 9 October 2024. An extract from the minutes of the meeting is attached as an appendix to this submission.

One Voice Wales also held its 2024 National Conference on 16 October 2024. This important event, attended by Councils from all over Wales included a host of guest speakers, including the Cabinet Secretary for Housing and Local Government, Auditor General for Wales, Public Services Ombudsman for Wales and representatives of the WLGA and Future Generations Commissioner. The inquiry formed a significant backdrop to the conference.

About One Voice Wales

One Voice Wales is the national representative organisation for Community and Town Councils throughout Wales. It currently has 660 Councils in membership representing some 90% of all Community and Town Councils in Wales.

Community and Town Councils can play a vital role in creating and sustaining a strong sense of community. One Voice Wales believes that Community and Town councils, as the first tier of government in Wales, are well-placed to ensure the sustainability of community development actions supported by other sectors.

This submission features strong links to our current corporate objectives, as identified in the One Voice Wales Corporate Strategy and Operational Delivery Plan 2024-25

The Plan includes the following Mission Statement:

One Voice Wales aims to support Community and Town Councils in achieving this vision and has adopted the following Mission Statement to guide its work:

“To represent the interests of Community and Town Councils; raise awareness and understanding of this first tier of government; and work collaboratively with our partners to ensure the sector contributes fully to the goal of developing dynamic and sustainable communities in Wales.”

The Plan identifies thematic areas, which provide the key strategic and organisational activities for 2024-25:

- Driving the use of the Finance and Governance toolkit by Community and Town Councils.
- Improving the digital capacity and capability of the sector.
- Responding to the outcome of the Ministerial Democratic Health Task and Finish Group.

- Continuing our work on the Local Places for Nature programme.
- Delivering the Cost-of-Living Crisis programme with Community and Town Councils.
- Driving greater support for Community and Town Councils regarding community asset transfer.
- Embedding new joint working arrangements with the WLGA and Unitary Authorities.
- Driving new organisational developments including improved communications channels and a revised and improved governance structure for One Voice Wales.

The Inquiry will thus examine many areas where the corporate values and priorities of One Voice Wales are clearly laid out, confirming the organisation's commitment to the key issues which face the sector.

About Community and Town Councils

There are 732 Community and Town Councils in Wales, representing this tier of government closest to the people. They cover approximately 94% of the land area and 70% of the population of Wales. Community and Town Councils are the most local part of our democracy and play an integral role in the functioning of communities in Wales. They provide our neighbourhoods, villages and towns with a democratic voice and a structure for taking action – real people power at grassroots level.

Community and Town Councils are local authorities constituted under the 1972 Local Government Act and range from those serving our smallest rural communities to larger urban councils with populations of tens of thousands. The services delivered by local councils are similarly varied but each seeks to serve its community within its own specific context. Currently this includes undertaking activities such as carrying out community appraisals, developing new or additional services, supporting local voluntary organisations, providing community facilities and influencing those decisions of other organisations that may affect the community.

They are the first step on the ladder of democratic engagement across Wales, providing services and representation to a diverse range of communities.

The communities they serve range from small rural settlements to large towns and their budgets vary accordingly. However, what they all have in common is serving their communities and acting to improve the quality of life in their locality. This is achieved through exercising a growing range of statutory powers and responsibilities.

Community and Town Councils are responsible to their local electorates for delivering a wide range of services and for the provision and upkeep of local amenities.

Each Council is made up of elected Members, or in some cases co-opted members. In Wales there are approximately 8,000 Community and Town Councillors, who represent the interests of the community they serve as a whole. They are recognised as having a role in providing the voice of the citizen in the development and delivery of public services in Wales.

The context of One Voice Wales response

Before responding to the inquiry's five specific questions areas of interest, we consider it appropriate to preface our comments through reflecting upon current issues and previous work that should be enacted and which we believe provide a context for our responses.

1. The Cost-of-Living Crisis, Culture in Wales and Place-Based Services

The draft priorities for culture in Wales 2024-2030 present a strong framework for promoting culture as a force for unity, identity, and resilience. It is important that these priorities remain inclusive and responsive to the needs of all communities, particularly in the face of ongoing economic challenges. The One Voice Wales Cost of Living Crisis Team is committed to supporting these efforts and ensuring that cultural initiatives are accessible and beneficial to all.

There are excellent examples of Community and Town Councils promoting culture.

- Blaenavon Town Council collaborated with a renowned South Wales photographer in 2023 to champion an initiative to honour and celebrate the intangible cultural heritage, spirit and resilience of the Blaenavon community, through an exhibition and book. The town, like many others in south Wales, was grappling with finding a renewed purpose following the decline of its industrial base. However, the townspeople, their institutions and cultural identity, forged in industry, showed resilience and determination amid socio-economic change. The project resulted in the "Family of Blaenavon" exhibition and an accompanying book.
- Criccieth Town Council recognises the importance of culture and heritage for community development – local culture provides a sense of identity for residents and improves local well-being. The challenges of the pandemic in recent years exacerbated isolation and communal stress. Criccieth Town Council responded to these challenges by building on its record of creative engagement and facilitating a number of imaginative heritage projects which have involved hundreds of volunteers in their design and delivery. The creative work has included digital aspects, a lot of paint, arts and crafts, performance and gardening to celebrate its history and

heritage, to increase the vibrancy of the community while also improving the quality of life by engaging residents and spreading messages of friendship, kindness and inclusivity. These projects have involved many voluntary associations, the local primary school, individual artists and other creative talents. The work has given hundreds of people the chance to contribute, even from the confines of their homes which helped residents to remain connected to others in a safe way during the pandemic, reducing feelings of isolation and supporting well-being. The Council developed a community and culture led tourism strategy, improving both the tourist offer and their experience of Criccieth and the quality of life of residents through celebrating the history and culture of the local area. A number of imaginative projects were devised with residents in support of a Community Plan developed with the community and the end results have become lasting legacies. Projects include a Town Map with historical points of interest, public art works including friendship benches with QR Codes to stories and legends collected and published on the People's Collection Wales website, post box toppers, tapestries of the town, gardening and the John Ystumllyn Rose, and celebrating the National Eisteddfod's visit to the area in 2023.

- Pontypool's Annual Report refers to "*A Pontypool of Vibrant and Thriving Welsh Language Supporting the Welsh language through Pontypool - Schools Eisteddfod. Value culture, creativity and diversity as core dimensions of well-being.*"

It is important to note the evolving role of Community and Town Councils. The Independent Review panel established by the Welsh Government prior to Covid, recommended that Place Based Services should be delivered by Community and Town Councils and that there should be a clear distinction between services delivered by Community and Town Councils and the Principal Council - "We have determined that 'place-based' should be any (mainly discretionary) services that helps the social, cultural, economic & environmental, and physical wellbeing of the community which can be linked to a place and can vary from place to place, rather than people based, statutory or regulatory services that are more likely to need equitable service across the country."

Examples of place-based services included: Burial Grounds, Community Assets including village halls / centres, toilets etc, culture, tourism and heritage including libraries, arts venues and museums. Whilst the recommendations are still being reviewed, the financial imperatives, highlighted by Principal Councils throughout Wales and the UK and underlined by Audit Wales, need immediate attention if the resilience of communities and their existing cultural infrastructure is to be maintained and to assist in supporting "discretionary services."

The present parlous funding position for "Culture" whilst acknowledged in the recent Welsh Government Consultation, does not offer any solutions. However, the Independent Review Panel noted that whilst the Community and Town Council Sector can raise a precept and that Councils have been

traditionally cautious, they need access to additional funding. This will incentivise Councils and assure them that additional support is available as they engage their communities. As the Independent Review Panel reported:

"We believe that Community and Town Councils should be made aware of, and have increased access to, these alternative sources of funding. In addition, we recommend the Welsh Government should explore how the transfer of funding and income related to place-based services taken on by Community and Town Councils can be achieved."

At present Welsh Government Funds often exclude Community and Town Councils – for example the Transforming Towns funding.

Community and Town Councils cover over 90% of Wales, are close to the community and could do far more than at present if the recommendations of the Review Panel were implemented.

Just as it is crucial to more properly recognise the role of Principal Councils, it is also important to recognise the services and ambition embodied in the breadth of the Community and Town Council sector. Alongside innovative and valuable project work highlighted by One Voice Wales, Community and Town Councils also provide venues, major events and cultural services. They are increasingly engaged in partnerships with principal authorities and with national bodies. In a time of declining non-statutory services, the sector is ever more important in realising the ambitions of this document and of the Future Generations and Well-being Act.

It is important to recognise that the ambitions of the sector go beyond plugging gaps in non-statutory services but in greatly contributing to the national culture. At Penarth Town Council, an example of this is The Turner House Gallery – www.turnerhouse.wales. The Council entered into a partnership with Amgueddfa Cymru to initiate a new, free, sustainable gallery, in a vacant historic building. Operated by PTC, since its opening 3 years ago, the gallery has provided an ambitious and ever-changing programme of exhibitions, events and partnerships. Projects include Crefftwr, initiated by the gallery in partnership with Heritage Crafts in Wales, and the National Lottery Heritage Fund to celebrate the makers keeping traditional heritage crafts alive in Wales.

Below the national organisations, it is vital that national policy recognises the makeup and interventions in the Community and Town Council sector, which make up the national cultural infrastructure, create a sense of place and respond to the cultural needs of their communities. With this in mind, we turn our attention to reviews of community governance. Community and Town Council boundaries need to support a sense of place for people and reflect the identities and interest of the community in that area and promote community cohesion, civic values, responsibility and pride. A review of community governance should seek to create cohesive, attractive and economically vibrant local communities and improve the capacity of local councils to deliver better services and represent the community's interests.

The area of a local council should reflect community identity and interest, thereby promoting effective and convenient local government. Size alone will not ensure this. The identification of a community is not a precise or rigid matter. It is important to encourage the involvement of local people in developing their community and to have a part to play in shaping the decisions that affect them. A local council can be a useful and democratic means of achieving this.

Community cohesion is central to the concept of a sustainable community which in turn requires effective and inclusive participation, representation and leadership and is an issue which needs to be considered when taking decisions about community governance arrangements. Community and Town Councils are the most local tier of government in Wales and their boundaries reflect community ties. Any community governance review needs to ensure that their boundaries continue to reflect local identities and facilitate effective and convenient local government. A community governance review ought to bring about improved community engagement, better local democracy and result in more effective and convenient delivery of local services. Local councils have two main roles: community representation and local administration. For both purposes it is desirable that a local council should reflect a distinctive and recognisable community of place, with its own sense of identity. Community Boundary Reviews need to home in on communities as offering a sense of place and of local identity for all residents. The views of local communities and inhabitants are of central importance when undertaking reviews of community governance.

2. Our democratic health

On 26 April 2023 the Minister for Finance and Local Government issued the following written statement:

“Community and town councils are democratically elected and operate at the most local level of democracy. I wish to provide an update on two key strands of work to support and develop the community and town council sector to play their role effectively.

The first key strand is about our shared interest in securing a healthy democracy at every level of government. My officials have completed their analysis of May’s community and town council elections, and the data raises serious concerns around the level of engagement between communities and their councils. At May’s elections, only 22% of the 7,883 seats were contested. 62% of seats were uncontested – meaning that no election was held – and 16% of seats were unfilled, to be filled through further election or by co-option.

In my Written Statement on this topic in July 2022, I referred to two key issues. The first was ensuring that people have a genuine choice as to who represents and serves them. The second was about ensuring that people feel being part of this level of democracy is a way of effecting change, and therefore want to put themselves forward for election. The

updated election results confirmed that these issues require urgent attention. I want to update members of progress.

My officials have been working with One Voice Wales to put in place a Democratic Health Task and Finish group to explore the causes of lower engagement and participation with some community and town councils, learn from the success in others, and suggest options for action to consistently improve engagement and participation.

I am pleased to announce that we have agreed the terms of reference and membership of the group. Their core aims will be to identify options for actions for community and town councils, sector representative bodies and government to:

- Improve awareness and engagement between communities and their community councils, and
- Increase the number, and diversity, of candidates standing for election to community and town councils.

This group will join up with related ongoing work on electoral reform and improving diversity in democracy. I would like them to work at pace and report within nine months of commencement.

I am pleased that Shereen Williams, Chief Executive of the Local Democracy and Boundary Commission for Wales has agreed to chair this important work. The other members will be:

- *Cllr Mike Theodoulou* – Chair of One Voice Wales
- *Dr Leah Hibbs* – Lecturer, School of Social Sciences, Cardiff University
- *Sue Leonard* - Chief Officer at the Pembrokeshire Association of Voluntary Services, the county voluntary council for Pembrokeshire.
- *Sue Husband* – Director, Business in the Community Cymru
- *Tilley Rees* – Student, University of Wales Trinity Saint David

They will bring a broad range of experience and expertise, and introduce new thinking, to the challenge of improving the democratic health of community councils.”

We are currently awaiting the outcome of this piece of work. Consequently, One Voice Wales would respectfully direct the Senedd Inquiry to this important workstream and any recommendations setting out the way forward for the community and town council's sector.

3. Recent research

Over the course of the last 9 years there have been a number of activities that have highlighted the need for improvement and developments and consequently for increased levels of investment in the community and town council sector.

These will be examined in turn.

Welsh Government Review of Funding 2015

In August 2015 the Minister for Public Services, Leighton Andrews, agreed that a grant review of funding for One Voice Wales should be undertaken by officials to inform decisions on future funding of the organisation. The review commenced on Monday 12th October and completed on Friday 11th December.

The report found that there was a case for continued policy intervention in the sector and for continued investment in One Voice Wales. Some observations on how the sponsor team might take forward their working arrangements with One Voice Wales were offered.

Below are extracts from the main report. However, One Voice Wales considers that the issues presented within the report are as relevant in 2024 as in 2015 and in fact more so – the situation facing the One Voice Wales team has become even more demanding.

As of 31 March 2024, the organisation has 659 community and town councils in membership. An increase of over 18% or 99 new councils' members since 2015. Naturally this has had a significant impact on the number of advice and query requests, significant implications in terms of demand for training and development and the resources needed to service this as well as a significant increase in the representational role of One Voice Wales during the nine-year period with the associated resource pressures on the team. It has particularly meant that some of the activities carried out in 2015 have been squeezed with little or no resource within the team such as communications, website administration and resources to support evolving agendas such as community asset transfer, decarbonisation as well as the development of guides and practice manuals for community and town councils in relation to legislative changes.

The headline information from the 2015 review are set out below:

Main Findings: Introduction

The evidence and considerations underpinning the review findings are set out in the appendices to the report. The following paragraphs provide a short exposition of the key issues.

Main Findings: Summary

- 1) There is a rationale for continued investment in the sector
- 2) There is a rationale for continued investment in One Voice Wales.
- 3) Whilst there are potential alternatives to One Voice Wales as a delivery vehicle, there are drawbacks to each of them.
- 4) There is potential for tension between One Voice Wales's role as a representative of its sector and its role in contributing to the implementation of Welsh Government policy – this needs to be articulated, with clarification of how it will be handled.

- 5) One Voice Wales is struggling to deliver the full range of services that it and Welsh Government would wish, due to resource constraints. If additional resources cannot be found, a shared agreement must be reached on priorities.
- 6) The changing policy context offers the opportunity for Welsh Government and One Voice Wales to agree on a work programme that will help support the sector in adapting to the new expectations through to the 2017 and 2023 elections.

Main Findings: Discussion and Issues

There is a rationale for investment in the sector

- There are challenges associated with the sector in terms of the number, size, diversity, and varied (often limited) capacity of councils.
- Changes to the structure of local government in Wales, coupled with the austerity agenda, mean that an effectively functioning community and town council sector is more important than ever.
- Welsh Government has set out its policy aspirations to the sector and, given the nature of the sector, these will not be fulfilled without a pro-active approach by WG and an effective programme of interventions.
- There are policy changes (Appendix A2) which will come into effect following the 2017 and 2023 elections which must be prepared for now if they are to be implemented successfully.

There is a rationale for investment in One Voice Wales

- The advisory service and training programme offered by One Voice Wales is of value to a sector which is characterised by “committed amateurs” and a low resource base. These services are also of value to Welsh Government as they are in line with WG’s aspirations in relation to the capability and skills of the sector.
- One Voice Wales’s role as a channel for communications with the sector and for enabling the voice of the sector to be heard is of value to Welsh Government and also to other national bodies.
- The nature of the sector means that it is not a straightforward matter to deal with it effectively, and One Voice Wales has built up expertise in the field.
- The cost to Welsh Government of investing in One Voice Wales appears low relative to comparator bodies (A4).
- Whilst alternative delivery approaches could be found, there are drawbacks to each of them (A6).
- There are challenges facing the sector immediately and through to 2023. Loss of OVW at this stage, and the need to find an alternative arrangement, would be more likely to jeopardise progress towards these goals than to improve it.

Resource Constraints & Pressures on One Voice Wales

It was clear from discussions that OVW staff are feeling the pressure of providing a service to 560 member councils, and meeting WG’s expectations,

as well as being hampered by inadequate ICT. Some of the priorities which they would like to pursue (such as a drive to recruit members from North East Wales) are not achievable from within existing resources.

There would be value in considering whether some additional resources directed at priority activities would help to unlock some of the issues which are causing frustration currently. If additional resources (for example from the remainder of the budget ring fenced for training bids) are not available, then a shared agreement on priorities must be reached.

None of the above issues are insurmountable or mean that continued funding for One Voice Wales should be ruled out. There is clearly significant goodwill from staff on both sides (albeit tempered by frustration) as well as a shared commitment to the success of the community and town council sector, both of which provide a firm foundation for a successful future partnership approach to the addressing the challenges facing the sector.

Looking Ahead

As noted previously, Welsh Government and One Voice Wales ongoing work with the community and town council sector will need to include the following priorities:

- In collaboration with WLGA, WCVA, National Assets group, local authorities and other partners, supporting councils in responding to the delegation of services agenda
- In collaboration with the Office of the Future Generations Commissioner, supporting larger councils with the requirements of the Wellbeing and Future Generations Act
- Developing a policy position on the principles which should underpin the forthcoming LDDBCW reviews of council areas
- In collaboration with the Auditor General for Wales, identifying councils which are likely to need targeted support to enable them to comply with audit requirements
- In collaboration with the SLCC developing an appropriate training / assessment programme for Clerks
- In collaboration with relevant experts eg Participation Cymru, eg WCVA eg Electoral Commission Wales develop an action plan for increasing local interest in forthcoming community and town council elections
- Continue to provide training, advice and support to councils to enable them to conduct business effectively
- In collaboration with Planning Aid Wales continue to improve councils' ability to engage effectively with the planning process

Given the scale of the challenge, and the constraints on One Voice Wales, it will be important to have clarity and a shared agreement on which priorities are being led by One Voice Wales, by Welsh Government or by other bodies.

Main Findings: Conclusion

Given the challenges facing the sector, the nature of the sector and the difficulties which this presents in dealing with it, the expertise which OVW has

developed in relation to the sector, the value for money which it represents, and the scope to build and improve on the existing strengths which exist, *continued funding for One Voice Wales is recommended.*

So, from a One Voice Wales perspective basically nothing has changed other than the issues highlighted in 2015 have become increasingly more acute as demands upon the organisation from all angles have become greater and the requirements for legislative compliance have grown considerably during the same period, the Wellbeing of Future Generations Act, Environment Act and biodiversity action plan requirements, annual reporting and training plans and reporting to the Independent Remuneration Panel for Wales on member allowances to name but a few.

Independent Review of Community and Town Councils

During 2017-18 - as part of the Independent Review Panel review of Community and Town Councils – One Voice Wales held a series of consultation workshops across Wales collecting the views of member councils. The final report and response to Welsh Government is available on the One Voice Wales website. It reflects:

- a) The views of member councils of One Voice Wales across Wales, individually and collectively recorded via:
 - Discussions in preparation for this response via eight consultation events held across Wales
 - An on-line survey of members of One Voice Wales (to ensure those that were unable to attend the consultation workshops held above had the opportunity to provide comments/ and to allow any further comments for those who attended the eight events to submit further thoughts)
- b) The expert comments are based on the experience of members of the One Voice Wales staffing team who were tasked with preparing the response.
- c) A literature review of documents relating to the community and town councils sector reflecting on what has been achieved, the challenges facing the sector in moving forward and the opportunities and actions that can help to mold a positive direction of travel for the sector for the future.

The document sets out One Voice Wales view of the local government landscape and the actions necessary to support community and town councils to improve and develop to rightfully conduct a fuller role in the life of communities across Wales.

The final report of the Independent Review Panel 2018 – with its 46 recommendations largely remain areas for action for One Voice Wales and its members (accepting that some recommendations were taken

forward in the Local Government and Elections (Wales) Act 2021 – clearly set out the challenges facing the sector and opportunities for change to enable improvement. One Voice Wales believes that the findings of this comprehensive undertaking still hold water and should be seriously considered by the Senedd Inquiry as the way forward for the community and town council sector.

One Voice Wales Members Survey 2020

This report was commissioned by One Voice Wales to obtain the views and opinions of Community and Town Councils throughout Wales to ensure that its work and priorities are in line with the views and expectations of its members and to provide a means for member Councils to suggest improvements in service delivery and ways of achieving its vision of : *“Working with local councils in Wales to shape places communities want to live in.”*

The results are based on an analysis of a questionnaire sent by email to all member Councils. The report found a very positive response to the work undertaken by One Voice Wales and confirms that it is considered an excellent and necessary service for Community and Town Councils, providing vital support for Clerks. Respondents consistently praised One Voice Wales for:

- the approachability of staff, their availability and excellent professional advice given promptly
- its good practice guidance
- its information on new legislation
- its information on current developments in the sector
- the training opportunities provided which are open to Councillor's and Clerks
- its role in representing Community and Town Councils in Wales

It also has a number of recommendations for further consideration by One Voice Wales:

- considering how it can lead to the delivery of the Future Generations Act and Environment Wales Act
- continuing to develop good practice guidance
- developing a suite of templates for policies
- considering suggestions for increased resource capacity
- continuing to promote partnership working

- reviewing and considering best working practices for Councils due to the impact of Covid-19
- considering ways of improving attendance at national meetings and conferences/events
- How to improve on attendance at already well-attended area meetings
- considering ways of promoting the importance of being a Councillor and developing a recruitment programme
- seeking feedback on the new webinar training available from September 2020
- reviewing the design and layout of the much valued and regularly read e-bulletin
- considering improvements to the website which is regularly consulted by members as a source of key information
- continuing its consultation process with Community and Town Councils across Wales

Support for different aspects of One Voice Wales's Working and Achievements

Respondents were given the chance to state whether they agreed with seven statements about One Voice Wales (OVW) (Q32 Appendix 1). Results indicate strong agreement with:

- OVW Staff are approachable – 91%
- OVW Staff are knowledgeable – 90%
- OVW is the representative body for Community and Town Councils in Wales – 89%
- OVW is dedicated to Community and Town Councils - 87%
- The Council Values its membership of OVW – 81%
- OVW can access a wide range of people and organisations – 70%
- OVW achieves a lot on behalf of its members – 61%

Prioritisation of One Voice Wales's Work to Achieve its Vision

- Respondents were asked to rank in importance which aspects of work from a list of ten help One Voice Wales in achieving its vision of working with local councils in Wales to shape places communities want to live in. (Q30 Appendix 1)

Five areas stood out as priorities for over two thirds of respondents:
Supporting the Council with advice – 92%

Providing information on latest developments/legislation – 81%
Representing Town and Community Councils in Wales – 79%
Providing examples of good practice – 77%
Providing training for Councillors – 70%

Around a third of respondents prioritised the following three areas:
Providing networking opportunities – 33%
Working with partner organisations – 30%
Providing opportunities for the Council's work to be recognised and rewarded – 28%

Less than 20% considered the following two areas to be a priority:
Promoting membership – 19%
Attracting commercial support – 17%

- Respondents were given the opportunity to suggest anything else they considered One Voice Wales should be doing to achieve its vision (Q31). 144 responses were received; many of the responses said that no change was necessary and that within the resources available One Voice Wales was working at full-capacity and achieving excellent results. Several respondents considered that One Voice Wales should be better funded and that this would help in achieving the vision. It was suggested that harnessing Clerks on an ad-hoc basis had benefits for both extending its resource and would assist in the development of Clerks. The availability of a central list of experienced former Clerks would help Councils in the absence of their Clerk, particularly with the pressures of audit. Another suggestion in relation to Clerks was to explore options with a view to ensuring equitable salaries and duties across Wales. Promoting the importance of being a Councillor was suggested with support and a recruitment programme to encourage young councillors to become involved. Promoting collaborative working, cooperation and networking at a local level between councils, (including partnership meetings with County Councils) and clerks was considered important and seeking ways of how to encourage more councillors to attend regional meetings. Having more regional events for information and support would also be welcomed. Some suggested that it would be beneficial for One Voice Wales staff to attend Council meetings across Wales to give a short presentation on the benefits of membership and how by working together Councils can be part of the vision. It was appreciated that this would have resource implications for the office, which could be addressed by holding virtual/online meetings. Continuing to communicate achievements would encourage a growth in membership. Some considered that One Voice Wales focussed on serving large councils and that different approaches should be used for

large and small councils, including helping smaller councils with no IT expertise and assisting them to balance an increased workload. A comprehensive 2–3-day induction course for clerks and councillors was suggested. Mention was made of the importance of volunteering and that training and policies do not currently cover this area. Smaller Councils would also value more locally based training venues and information on Place Planning for those with limited staff resources. Having suites of policy templates for all would save duplication of efforts across councils. It would also be beneficial to review and consider best working practices for councils in light of the impact of Covid-19, to seek information from both Community and Town and Councils and work with Welsh Government to agree on new guidance and recommendations on new working practices. It was further suggested that One Voice Wales should lead on the delivery of the Future Generations Act and Environment Wales Act. Other possibilities included working with organisations which are part of the Welsh Government Rural Development Programme to deliver projects and pursuing green economy to financially support the work of councils. Another suggestion was to have a “good Council” grading structure similar to England. Finally, to continue with the consultation process to seek the views of Community and Town Councils across Wales.

Discussions with Welsh Government Officials 2021/22

Over the course of the latter part of 2021 and first quarter of 2022 discussions were held between Welsh Government officials and the Chair and Chief Executive of One Voice Wales. Four broad areas for potential collaboration with Welsh Government including:

1. Green agenda – Decarbonisation, Climate Emergency, Local Places for Nature, Well Being of Future Generations
2. Community Governance – Digital working, Improving Financial and Management Governance, Diversity in Democracy Localism, implementing Local Government and Elections Act (Wales) 2021
3. Developing Place Based Services – Community Asset Transfer, Town Regeneration, Place planning/community planning
4. Community and Town Councils role in supporting ‘neighbourhood level support and supporting post Covid recovery.

In terms of the role and value of the community and town council sector these should form the cornerstones of the sector’s future work and existing activities in these areas have been proven to benefit the health and wellbeing of residents over the course of the last five years and examples are highlighted later in our response.

Audit Wales Research 2022

The Wales Audit report published on 1 November 2022 identified that 'Systemic change is needed if Welsh and local government are to meet the scale of the challenge to alleviate poverty. The report states that poverty has been a long-standing challenge in Wales, but the numbers affected are growing stating:

"Our report looks to help councils make better use of resources to support people in poverty. Poverty in Wales is not a new phenomenon and tackling poverty, particularly child poverty, has been a priority for both the Welsh Government and councils in Wales. The current cost-of-living crisis means that more people are being affected and families who have been living comfortably are moving into poverty for the first time. Our report looks at the challenges of poverty in Wales and how government is responding.

We found that many of the levers that could be used to alleviate poverty are outside of Wales's control. The Welsh Government adopted a Child Poverty Strategy in 2011, which was revised in 2015, but this is out of date and the target to eliminate child poverty by 2020 was dropped. We found that councils and partners are prioritising work on poverty, but the mix of approaches and a complicated partnership landscape mean that ambitions, focus, actions, and prioritisation vary widely.

The Welsh Government makes significant revenue funding available but, due to the complexity and nature of the issues, the total level of spend is unknown, and no council knows the full extent of its spending on alleviating and tackling poverty. The short-term nature of grant programmes, overly complex administration, weaknesses in guidance and grant restrictions, and difficulties spending monies means that funding is not making the impact it could. Councils find it hard to deliver preventative work because of the sheer scale of demand from people in crisis.

Despite this, there is a lot of good work happening on the ground to help lessen the impact of poverty. Our recommendations are designed to support decision making in councils and their partners and improve how they target their work."

Community and town councils have been an important sector in the 'good work happening on the ground' and now need support to transition from the current position or level of activity to a future where they are enabling significantly more neighbourhood level support initiatives that addresses the core issues facing communities brought about by the cost-of-living crisis.

4. Relationships with others

During the Covid and Cost of Living Crisis period we have witnessed community and town councils embrace the environmental agenda via the Local Places for Nature scheme, declare Climate Emergencies in their towns, have a recognised role to play in the decarbonisation agenda and the 2030 targets agreed at Partnership Council with other public service providers; step up and provide a wide range of neighbourhood level support initiatives including vulnerable neighbour support, food banks, helping with fuel costs; see increasing number of community and town councils developing their own Place Plans and support regeneration initiatives in their localities. Much of this work has been undertaken against a backdrop of greater collaboration with local third sector organisations and local businesses.

Likewise, working in partnership has been critical to the growth and influence of One Voice Wales. We have developed strong working relationships with NALC, SLCC, Welsh Government, WLGA, Wales Audit, Public Services Ombudsman Service, IRPW, WCVA, Information Commissioners Office, Planning Aid Wales, Save A Life Cymru to name but a few organisations and commercial suppliers to the sector bringing benefits to member councils.

5. A post-Covid World and the pace of change

Community and Town Councils can and do play a vital role in creating and sustaining a strong sense of community – this has never been so clear as the last 5 years with the efforts of the community and town councils in responding to the Covid pandemic and cost of living crisis. They can make a significant contribution to the social and economic development of their communities. However, to do so effectively, they must have good financial management and governance arrangements in place. Across Wales, we know that local government has been working within a context of financial challenge. Service areas within councils are having to make annual cuts of up to 7% or more in some cases. This involves difficult decisions about staffing levels, investing in technology as well as presenting challenges in finding and retaining the right skill base to implement change.

One consequence of local authority cuts has been the transfer of assets and /or devolution of services to community and town councils – and this is only likely to continue as further cuts to local authority budgets occur. However, despite these very real challenges, innovation and creativity has played a role in the way that community and town councils in Wales delivers and designs its services now and will be increasingly important in future. During the Covid period we have witnessed community and town councils embrace the environmental agenda via the Local Places for Nature scheme, declare Climate Emergencies in their towns, have a recognised role to play in the decarbonisation agenda and the 2030 targets agreed at Partnership Council with other public service providers; step up and provide a wide range of neighbourhood level support initiatives including vulnerable neighbour support, food banks, helping with fuel costs; see increasing number of community and town councils developing their own Place Plans and support

regeneration initiatives in their localities. Furthermore, we know that digital technology presents the potential to save money and provide better services and this has been realised by some community and town councils in Wales who have innovated and used their current resource base creatively to deliver results within a climate of challenge.

There are some excellent projects currently being delivered across community and town councils in Wales, and reason to celebrate progress. One Voice Wales can point to community and town councils providing innovative responses to the agenda's set out above – for example Pembrey and Burry Port Town Council's work on neighbourhood level support, Pontypridd Town Councils work on environmental improvement, Newtown Town Councils work on place planning and town centre regeneration, Amroth Community Councils work on plastics removal and Blaenavon Town Council's work on the collaborative Healthy Blaenavon scheme.

However, the pace of change has been slower than Welsh Government, One Voice Wales and community and town councils would like, and work is ongoing to progress change around these agendas and for digital and technical approaches which are supported by all 732 community and town councils – Covid has seen the community and town council sector shift to digital remote working, and this provides a springboard for further developments within the sector. What is lacking is a dedicated resources to identify, share, promote and champion a more joined up approach to policy agendas and initiatives identified in 1.1 above and their delivery across all community and town councils.

Driving the message forward that change needs to happen in Wales therefore requires concerted action from community and town councils, One Voice Wales and Welsh Government. Working together to find those solutions by taking a more formal approach to building capacity and capability means that we can plan for the longer term ensuring one vision as well as reducing any duplication of effort.

Information, innovation and data sharing between organisations and focussing resource where it is needed most will sharpen focus and deliver better and more meaningful outcomes for Welsh Government, One Voice Wales and community and town councils as a whole. The aim will be to do things once rather than 732 times or at least to significantly increase the collaborating and sharing of resources, systems, innovations and workloads to allow community and town councils to deliver more with less and improve the pace of delivery of green infrastructure, community governance including digital services, place-based services and neighbourhood level support services.

The current climate

Whilst the announcement of the Senedd Inquiry may have taken some observers by surprise, it comes against a background of views expressed about the performance of Community and Town Councils from outside of the sector.

Concerns have been raised about the number of unqualified audit opinions issued by Audit Wales and the democratic deficit arising from the reducing number of vacancies filled by election.

Further, there is anecdotal evidence to suggests that some critics have wider concerns about the performance of Community and Town Councils. Whilst there may be a gap between such rhetoric and the reality, concerns exist within the sector for the future of communities, including the preservation of community identities, arising from review processes such as the Community Boundary Review. Issues around the question of size v density for the Community and Town Council landscape also arise.

The Inquiry therefore takes place against a background of debate, uncertainty and disquiet for the future of the sector.

Further, the 10-week consultation period over the summer recess has had implications for full and meaningful consultation with our membership. One Voice Wales considers that such root and branch reviews as this should feature a consultation period of a three months to facilitate meaningful engagement however as this is a review of the sector the consultation period should have been considerably longer to allow for meaningful engagement with the sector and with organisations with associations to the sector.

One Voice Wales would also recommend that a full and meaningful engagement with the sector is undertaken in 2025-26 to align with the proposed Cabinet Secretary agreed review of the sector planned for 2025-26.

Although the Inquiry is not a review of the performance of One Voice Wales, it presents a timely opportunity to highlight the successful contribution which the organisation has made to raising standards across Community and Town Councils.

One Voice Wales is well placed to highlight Best Practice across the sector. We are ahead of the curve and aware of the key challenges, constantly maximising opportunities to collaborate and highlight Best Practice.

Our communications offer has been enhanced and modernised, with a focus on digital communications and the promotion of One Voice Wales as a responsive, bilingual representational body.

One Voice Wales encourages opportunities to engage with young people both through promoting democratic involvement and direct service provision for young people. Other priorities include the development of age-friendly communities, supporting dementia sufferers, addressing social exclusion and rural isolation, collaboration across agencies and stakeholders, empowering local people and

the development, maintenance and enhancement of sustainable communities and effective units of local government.

Response to the terms of reference

In order to reflect these priorities, aspirations and achievements, One Voice Wales' response to the Inquiry is framed around the Inquiry's terms of reference.

Using the above terms of reference as a framework and the five lines of inquiry, the following is therefore presented to the Housing and Local Government Committee:

1 The role and value of community and town councils in Wales.

Community and Town Councils are the first tier of local government, providing a direct link between residents and decision-makers. Councillors represent the views and needs of their constituents, ensuring that local voices are heard in broader governmental discussions. They manage and deliver essential local services provision of a wide range of public services and amenities, as is detailed in the Good Councillors guide, append, which was revised in 2022 by the former Minister for Finance and Local Government, Rebecca Evans MS

Community and Town Councils are a fundamental part of the local government system in Wales and play an important role in the life of Welsh communities. They have considerable potential to develop their role, to play a larger part in the provision of services and amenities and more effectively to represent the interests of their communities. They foster community spirit by encouraging participation in local initiatives by facilitating dialogue between residents and local authorities, helping to build a sense of belonging and ownership within communities. Building on this interaction councils are able to drive economic development by supporting local businesses and initiatives and create opportunities for local entrepreneurs and stimulate economic growth.

In addition, Community and Town Councils are well-placed to lead sustainability initiatives. By promoting local environmental projects and encouraging responsible practices, the sector can contribute to the well-being of the sectors communities and the preservation of the sectors natural resources. Community and Town Councils enhance democratic participation by providing platforms for residents to engage with local governance. This encourages transparency and accountability, vital for a healthy democracy. They play a crucial role in preserving and promoting local culture and heritage.

The sector actively collaborates with other local organisations, charities, and government bodies, amplifying their impact on community well-being. These partnerships enhance the sectors capacity to address complex challenges and leverage additional resources. In times of crisis, such as the COVID-19

pandemic, the sector has demonstrated its ability to respond swiftly using adaptability and local knowledge allowing it to mobilise reserves and resources to support residents.

Interestingly, One Voice Wales consulted widely with its membership as part of the Independent Review Panel period 2017-18 and consider that the views and feedback received is still extremely valid today. In fact, in light of COVID pandemic and the Cost-of-Living Crisis and the response of the Community and Town Council sector to each they are ever more relevant. Details of the views of the sector are outlined below.

From the feedback One Voice Wales has received from its member councils it is a given that all the existing powers and duties should be retained – so we do not intend to cover this ground in any great detail but would make the point that we recognise as a sector that use of these powers and duties varies considerably across Wales and **there is a need to organise the sector to increase the uniformity and consistency of the sector offering to the local electorates**. We have detailed below in Table 2 comments received which show the level of ambition across the sector and identify new areas of responsibility for community and town councils. However, there is considerable desire within the sector to do more and sustain locally valued services within communities which may not have been within the remit of community and town councils historically and consequently to enable this to happen there is strong argument for additional powers to be made available to the community and town council sector. Some of these new powers are set out below:

- Through the Local Government Bill introduce measures to reform the laws governing the administration of Community and Town councils, which will include new powers to deliver local services
- Enable community and town councils to have the power to trade as their Unitary Authority counterparts have to ensure a level playing field and enable to sustaining of valued local services
- Amend the legislation to enable Community and Town Councils the ability to financially support the repair of church buildings
- Promote use of the Power of Well Being and remove barriers to the use (e.g. expenditure limit) of this 'right to innovate'
- Strengthen the role of Community and Town Councils in the planning system by coordinating policy to focus on places and supporting communities to shape the place they live in by putting 'Place Plans' on a statutory footing
- Introduce a 'right to engage' which will help Community and Town Councils work more equitably and effectively with Unitary Authorities and other public services

Table: Future Area's of Responsibility for Community and Town Councils based on One Voice Wales member councils feedback

- Developing business plans to support community themed projects bespoke to

the community/ Place plans/ Community Emergency Planning

- All councils should be aware of potential partnerships e.g. with charities which could draw down funding
- Liaising and communicating with adjoining Community Councils
- All aspects of community development and community support services including community advocacy and the management of community facilities.
- Community renewable energy schemes.
- Waste recycling initiatives including local waste recycling sites.
- Delegation of non-statutory functions and services provided by principal authorities: environmental health matters associated with pest and rodent control; environmental enforcement; local biodiversity programmes; libraries; markets; museums; toilets; community transport schemes; car parks; registration of births, deaths and marriages; town centre cleansing services; day care centres
- Community assets including public cemeteries; management of green and other open spaces; parks and play areas; playing fields; footpaths; public lighting; public seating; allotments; war memorials.
- Ancillary support to local health and education initiatives including an element of support to local religious groups.
- Developing supplementary planning guidance to support the local development plan...more Community Council involvement in the LDP and CIL (Community Infrastructure Levy) as well as being party to section 106 agreements
- Encouraging Youth Councils, community education including developing classes and support and being more involved with secondary schools/ supporting food banks
- Community grants: providing grants to local organisations including encouraging and developing grass roots sports and recreation
- Social isolation: greater work with Social Care as identified by the work of Solva CC. Identifying members of the community at risk and having clear framework to work with Unitary Authority for resolution.
- Local civic events – Remembrance Sunday parades; Christmas lights.
- Support tourism and local heritage
- One stop-shop and sign posting services to principal authority services including cashier facilities for accepting local payments for council tax and other fees.
- Arm's length companies to produce income

our local council sector in Wales is well placed to work up new ways of working and share improvement and developments to ensure sustainable local services for the future. Councils in Wales are not starting from scratch; they can build on a lot of good work that has been going on over the last five years. But the pressures they face are real and growing. Local community councils could provide the most solid bottom-up framework for community governance because they can be independently grounded through democratic legitimacy and statute.

Community and town councils in Wales have a number of basic responsibilities in making the lives of local communities more comfortable. Essentially these powers fall within three main categories:

- representing the whole electorate within the community or town
- delivering services to meet local needs
- and striving to improve quality of life in the community or town

One Voice Wales agrees with the Young Foundation who argue that for the sake of innovation, confidence and clarity, make it clear that community and town councils have a principal purpose, for example, “to improve local liveability” (i.e. community safety, environment, activities and infrastructure etc as set out in Table 2 above).

Here's some thought on the potential future roles and responsibilities for community councils which has resonance with the feedback from our member councils to the Review questions and provides a direction of travel for the potential future purpose of the sector:

- **Being asset based leaders** - Identifying, utilising and optimising assets. Local councils can lead the development of asset strategies for their communities to ensure local resources are used to the best effect.
- **Achieving fairness for everyone** – addressing the challenges of poverty. With increasing fuel prices local councils could co-ordinate schemes for such as oil purchasing consortiums.
- **Empowering local governance** – development of youth councils. By engaging young people and supporting their involvement in democracy local councils can enable innovative ideas and initiatives to meet the future needs of their communities.
- **Increasing resources for community benefit** – supporting the development of community renewables. One Voice Wales and Aberystwyth University research on this agenda identifies a ‘facilitator’ role for local councils in communities taking forward community renewable initiatives. This may include funding feasibility studies on energy options creating new local income streams for re-investment.
- **Enjoying locally relevant services** – services designed based on local needs using robust community engagement methods. Increasingly local councils are going to need to demonstrate effective use of precept to their communities – community plans or ‘place plans’ such as those developed by Borth Community Council will enhance local accountability and engagement.
- **Enriching social capital and well-being** – working with social entrepreneurs and social enterprises to jointly deliver services for communities, for example, youth drop-in centres.
- **Valuing local distinctiveness** – initiatives supporting local heritage and tourism. Kidwelly Town Council has designed a range of leaflets attracting visitors to local historic monuments.

- **Developing reliable infrastructure** – creating ‘One Stop Shop’ hubs such as the one being developed by the Penllyn Partnership by Bala Town Council and neighbouring community councils.
- **Enhancing environmental capacity** – embracing bio-diversity initiatives – Llandough Community Council has its own strategy - such as creating new allotments for community growing or community orchards that act not only as a food source but educational resource to local primary schools.
- **Supporting a dynamic local economy** – working with local businesses to support employment indicatives’ including apprenticeships and mentoring schemes

These thematic areas align with the work of the Carnegie Trust, who, over the last seven years who have identified key areas of activity to improve local resilience within communities and details of which are set out in their recent publication ‘Supporting Local Places and Local People: Opportunities and Challenges for Welsh Towns’ (Rebekah Menzies 2017). Given Welsh Governments recent support for the Understanding Welsh Places programme we would direct the Senedd Housing and Local Government Committee to this publication.

The drivers, synergies and justification for these thematic roles are set out below:

- The Welsh Government’s Wellbeing of Future Generations (Wales) Act – will force a re-think in public service delivery. In future, more collaboration and more innovation in the way services are delivered (as above for example)
- Financial Pressure – cuts force innovation. The Wales Wellbeing Bond and the Community Interest Fund in general provide an opportunity for co-production in designing and delivering services. New partnerships could emerge between Community and Town Councils, voluntary sector and unitary authorities
- Charters with unitary authorities (including a Local Councils/ County Councillor Member’s “Protocol” in Carmarthenshire). In best cases, these have resulted in a much healthier relationship between the two tiers – more respect and coherent partnership.
- A proportion of Community Infrastructure Levies (CIL) collected by principal authorities in Wales with up to 15% being devolved to local Councils. (One Voice Wales has published a guide for Councils in relation to the levy)

Although ‘Place Plans’ were not included in the Planning (Wales) Act there is still much interest in their development within the local council sector.

Planning Aid Wales have developed a toolkit on the delivery of Place Plans and One Voice Wales considers it critical that community and town councils

are given a central role in their delivery so as to enable the joining up of democratic accountability with local service planning and delivery.

Additionally, in considering responsibilities going forward, we would express our concern about the introduction, through the Wellbeing of Future Generations legislation, that the identification and prioritization of service needs and standards will move further away from the level of communities as identified in current and future structural groupings. The current information on Public Service Boards appears to reflect an expectation of a “macro” overview of requirements and priorities as the basis for service planning. This clearly needs addressing.

However, any consideration of future responsibilities must be reflective of assurances as to financial and budgetary viability and to the availability of sufficient resources, including staff, to discharge services and activities effectively. There are opportunities to develop new forms of community and town council organization, for example, joint delivery partnerships that could enable resources to be better utilized going forward. One Voice Wales members consider the rationalization of councils via mergers would not be a step in the right direction rather that the sovereignty of existing councils be maintained. The unintended consequences of such a move towards mergers would be the reduction in the numbers of community and town councillor's and thereby creating a net reduction in numbers of those providing resource to civic society in Wales...not to mention the increased democratic deficit of community and town councilors taking responsibility for ever larger electorates quite possibly beyond existing community boundaries.

The feedback received from member councils is that roles and responsibilities will vary from council area to area, however this will be because of locally derived needs. Whilst the range of services may vary, what is clear is that the process of determination, that is, the engagement with the community should be consistent and transparent across all community and town council areas. In reality the range of activities currently will be driven by the drive, motivations and priorities of individual councils – further work will be required to determine what local residents can expect as a minimum from their local community or town council.

The current reality is that many community-based services will only be able to continue if Community and Town Councils are supported and encouraged to play a more active role in their local design and delivery. As a consequence, one area that will need further consideration is that of concurrent functions between Unitary Authorities and community and town councils. One Voice Wales considers that much could be learnt from Cornwall County Council's 'A Framework for Town and Parish Councils and Community Groups to have an Increased Role in Service Delivery' model document.

This framework considers, “concurrent functions” which are functions that both Cornwall Council and Town and Parish Councils have the legal power to deliver. In implementing this framework, the shared aims are to:

- Continue to develop a ‘holistic’ long-term place-based approach (as opposed to a short-term single service-based approach) to local service delivery
- maintain community access to services that might otherwise be at risk, particularly “concurrent functions”
- increase satisfaction with services
- provide greater local influence over services
- where possible, maintain and enhance standards
- enhance the role of local councils in their communities
- generate greater community pride in local areas
- promote engagement of local communities in local government; and
- achieve ‘value for money’.

Specific feedback received through our recent consultations relating to the Senedd Inquiry and the role and value of community and town councils in Wales include:

- Councils were being asked to take on more services and responsibilities. Community and Town Councils were now more valid than ever. The timing of an inquiry into the role and purpose had therefore come as a surprise to some.
- There was widespread recognition that many services were best delivered closest to local communities.
- The direct level of democracy was an important feature of Community and Town Councils. Councils helped to intervene in resolving local issues and provided an important representational role at the grass roots of communities.
- There was a need to focus on service delivery.
- Councils discussed the rationale for a de minimis size for Community and Town Councils. Councils varied considerably in their size and shape. One size did not fit all.
- Larger, expanded Councils would lead to increased precepts with the cost per household being evenly applied. Larger Councils could become hubs if amalgamations took place.
- Banding together smaller councils might lead to friction occurring between the competing demands of long-established communities
- Some Councils considered that the requirements for exercising the General Power of Competence were too restrictive. This was a barrier to widespread adoption and use of the power.
- The delivery of place-based services by Councils could play an important part in any future model for Community and Town Councils.

- It was important that Welsh Government gave a clear message about how it saw the purpose and role of Community and Town Councils.

2. Whether the sector is fit for purpose in an evolving local government landscape.

As frontline representatives of the sectors communities, Community and Town Councils are committed to ensuring the sector remains relevant, effective, and responsive to the needs of the residents. They provide a crucial link between residents and higher levels of government. The sector is accessible, enabling residents to voice concerns and influence decision-making in a direct and meaningful way and is adept in delivering diverse services that reflect the unique needs of their communities. From local events to maintenance of public spaces, the sector's focus is on enhancing community well-being and fostering civic engagement through various initiatives and events, strengthening communities and encouraging participation in local governance.

However, while Community and Town Councils strive to meet local needs, funding constraints can hinder the sector's ability to expand services or invest in long-term projects. Increased financial support is essential to enhance the sectors capacity. As communities evolve, so do their needs. Community and Town Councils have and must adapt to address issues such as housing and population growth, service delivery, and environmental sustainability. This requires continuous training and support for Councillors and staff.

There has been some disconnect between Community and Town Councils and larger local government frameworks but through strengthened collaboration with county councils and other agencies the sector has ensured that community voices are integrated into broader planning and decision-making processes. The sector firmly believes that, with the right support and resources, community and town councils can continue to be fit for purpose in an evolving local government landscape. Community and Town Councils are committed to adapting and enhancing the sectors' role to serve their residents effectively.

The current system provides both the legislative framework and a proven record of delivery. It allows the most pro-active councils to make a real difference to their communities through a wide range of imaginative initiatives. A number of councils have been willing to take on devolved services which have included asset transfers and are more than capable of undertaking major projects.

The key factors standing in the way of Community and Town Councils are twofold, the size of the council and the willingness of principle authorities to delegate functions or to work cooperatively. Principal councils and the Welsh Government should encourage and support all Community and Town Councils to take advantage of the opportunities open to them and should formalise relationships between Community and Town Councils and other bodies.

Many are party to charters with their respective principal councils but unfortunately whilst the aim of a charter is to define and enhance the existing relationship between the respective tiers of local government unfortunately, in practice much of the aspects of the charter are not adhered to. This is particularly relevant in that Community and Town Councils have a statutory ability to deliver concurrent functions held jointly with county and county borough councils.

The Independent review of the sector commissioned by the Welsh Government not so long ago clearly recognised that the sector is fit for purpose and would suggest that any major change is difficult to justify. The current community boundary reviews being undertaken fail to appreciate the importance of local engagement by councillors and the focus on reducing councillor numbers is likely to adversely impact on the effectiveness of councils and could have the perverse effect of undermining the fitness of purpose of community and town councils.

Additional specific feedback from our members councils over the last month include:

- It was important that Members had the ability and capacity to receive and understand new information about responsibilities, powers, and service delivery. Training for Members was key. Some mandatory training was considered necessary.
- There was a need for Councils to invest in staff development.
- There was a need for more praise and support from the WG and principal councils for the work of Community and Town Councils.
- The view was expressed that there should be limitations on the number of times Members could stand for re-election. A more regular turnover of Members could help to ensure that Councils remained vibrant.
- It was important that Councils received the recognition for their achievements and services. Credibility was critical to ensure that Councils were seen as relevant and meaningful.
- Many Councils made important contributions to wider community resilience and the development of effective partnerships with County Councils and others.
- Adverse publicity and dialogue across social media could act as a deterrent to encourage candidates to stand for election.
- Attendance and quoracy could be adversely impacted through some of the external pressures referenced above.
- There was limited evidence to support a reduction in numbers of councillors.

- Some 8,000 Members provide considerable local resources for community benefit and a greater workload level might discourage local people from standing for election.
- There would undoubtedly be mounting pressures for a considerable increase in remuneration for Members.

3. Governance and scrutiny arrangements and its impact on accountability and transparency.

Community and Town Councils operate under a clear governance framework defined by local and national legislation. This includes adherence to the Local Government Act 1972, which sets out the roles and responsibilities of councillors, ensuring that decision-making processes are transparent and accountable.

Strong and effective corporate governance is key to the future success of Community and Town Councils. They must always ensure that they have the mechanism in place to ensure efficient and effective operation. This should be supported by adequate financial and staff resources, supported by evidence of good practice, to ensure that all communities in Wales are able to benefit from strong local-level councils.

More robust Community and Town Councils would then be able to consider greater delegation of responsibilities for concurrent functions from principal authorities, which at present is currently limited. Community and Town Councils should also engage closely with their local communities and support the empowerment of citizens to become more involved with service delivery and to challenge poor practice.

Community and Town Councils' hold regular meetings, allowing residents to attend, engage in discussions, and raise concerns. This practice not only enhances transparency but also empowers citizens to participate actively in local governance. The sector also uses committee systems to focus on specific areas, such as finance, planning, and community services, which allows for more detailed scrutiny of decisions and policies. These committees are accountable for their recommendations, enhancing the overall governance framework.

All Community and Town Councils are now required to produce annual reports detailing the sectors activities an additional layer of scrutiny, ensuring financial accountability and transparency in the sectors operations.

This effective governance and scrutiny arrangements build public trust. When residents see transparent processes and understand how decisions are made, their confidence in local governance increases. Public participation in council meetings and decision-making processes empowers residents, making them feel more connected to local governance. This involvement encourages civic responsibility and engagement.

The scrutiny of decisions through committees and public feedback leads to better-informed decisions and greater responsiveness to community issues. Community and Town Councils can adapt policies based on community input, ensuring that the needs of residents are prioritised and that there is transparency in operations. When residents can access information about council activities, the public can hold their representatives accountable, fostering a culture of openness. By fostering this open and participatory environment, Community and Town Councils strengthen the sectors connection with the community and ensure that their voices are integral to local decision-making.

The Finance & Governance Self-Assessment Toolkit for Community & Town Councils published by the Welsh Government has helped a large number of member councils to review their financial management, governance and accountability procedures and introduce further improvements to improve their infrastructure. There is an ongoing push from One Voice Wales for all Councils to work through this important guidance document and in time will enable the improvement and development of the sector as a whole. Additionally, the publication of practice development notes by One Voice Wales as well as the excellent training provided by the organisation has further helped Member Councils internal arrangements and further enhance their ability to provide excellent services to the community.

These are some of the soundbite views expressed by our membership during consultations run by One Voice Wales in October 2024:

- Some Councils reiterated concerns that the requirements for exercising the General Power of Competence were too restrictive. This was a barrier to widespread adoption and use of the power. A rigid external audit regime meant that it was too easy to lose the ability to exercise the power.
- Councils who received a qualified audit opinion should be supported to help them introduce improvements and understand the audit requirements. There was a role for SLCC in working with Clerks to understand the reasons and causes of qualified audits.
- There was consensus amongst Larger Councils that many audits gave rise to qualified opinions as a result of administrative or clerical failings which could be dealt with more sympathetically by auditors. The time taken to complete audits was highlighted as a cause of concern. Delays could impact on Councils claiming eligibility to exercise the General Power of Competence and have implications for setting budgets.
- The increased governance and financial obligations on Community and Town Councils could lead to significant resource implications and higher precepts. Councils received limited support in resolving these challenges.

4. Scope of digital and new technology to improve decision-making, service provision and participation in local democratic processes.

We know that digital technology presents the potential to save money and provide better services and this has been realised by some community and town councils in Wales who have innovated and used their current resource base creatively to deliver results within a climate of challenge.

The pace of change has been slower than we and community and town councils would like, and work is ongoing to progress change to digital and technical approaches which are supported by all 735 community and town councils.

Driving the message forward that change needs to happen in Wales within a digital context therefore requires concerted action from community and town councils, One Voice Wales and Welsh Government. Working together to find those solutions by taking a more formal approach to building capacity and capability means that we can plan for the longer term ensuring one vision as well as reducing any duplication of effort.

Information, innovation and data sharing between organisations and focussing resource where it is needed most will sharpen focus and deliver better and more meaningful outcomes for Welsh Government, One Voice Wales and community and town councils as a whole. The aim will be to significantly increase the collaborating and sharing of resources, knowledge, systems, innovations and workloads to allow community and town councils to deliver more with less and improve the pace of delivery of new digital services.

Community and Town Council Digital Health Programme 2023-2025

The former Local Government Minister has provided financial support to One Voice Wales over the last two years in the form of a Digital Health Programme for the community and town council sector which aims to build on and extend the good work that is already in existence and developed through the COVID period. This programme will provide the additional capacity and capability to share, promote and champion digital initiatives and their delivery across Community and Town Councils including the provision of guidance documents, training courses and information repository to improve knowledge and practice on digital matters..

A review undertaken by Welsh Government in 2022 on Digital Media in community and town councils indicates the level of capability across local government isn't consistent. Many community and town councils are finding that providing their services digitally is challenging. The review found that many community and town councils proactively engage with their communities' using newsletters, annual reports, social media and events.

However, among the public there is still a lack of understanding and awareness of the contribution town and community councils make to local communities. The Independent Review Panel 2018 recommended that 'Community and Town Councils explore digital mechanisms to aid ways of meeting, engaging and sharing information'.

In response to this recommendation, Welsh Government carried out the above survey of Welsh community and town councils to find out more about how they are communicating with the communities they serve. Over 300 councils responded to the survey. The main findings included:

- Almost all councils which responded to the survey had their own website, or one hosted by an external organisation.
- Around three quarters of those councils responding have full control of their website, with most of the remaining passing content to a third party to update their website.
- Nearly half of councils which responded to the survey are using social media to communicate with their community, with most using Facebook.
- Around two thirds of respondents don't use information from social media or other digital platforms to assist with decision-making.

The responses to the survey also highlighted a number of challenges community and town councils identified with using social media:

- Negative or disturbing comments being posted
- Connecting with members of the community who do not use social media
- Time needed to monitor and update social media; and
- Concerns over privacy, fake news, misinterpretation.

Capacity to provide their staff with the training and development they need to undertake their roles in technologically advanced times is patchy. Purchasing new technology as well as updating often more expensive licenses to provide better and more digital services is also a challenge. Doing these things as a single organisation is costly and, in a climate, where difficult decisions are being taken daily, deciding where to focus investment and scarce resources continues to be challenge.

COVID has seen the community and town council sector shift to digital remote working, and this provides a springboard for further developments within the sector. This has largely happened through individual council innovation and local networks. We now have a dedicated resource until March 2025 to identify, share, promote and champion a more joined-up approach to digital initiatives and their delivery across all community and town councils.

Over the last few years, we have seen a much more proactive approach taken by some community and town councils to embrace the use of technology to serve citizens more effectively, e.g. through bringing many transactions online and beginning to embed new applications to solve more complex challenges.

Examples of existing good practice within community and town councils in Wales include:

Cardigan Digital Developments

CARDIGAN'S town centre Wi-Fi scheme has given both locals and visitors free web connectivity across the town centre. The project – the first of its kind in Ceredigion – dovetails nicely with the recently-launched town app as Cardigan readily embraces digital technology.

Menter Aberteifi – established by the Town Council in 1996 - managed the project in association with the Town Centre Partnership, where various organisations in Cardigan come together to promote it.

It has cost around £30,000, with funding from both Welsh Government and Europe. The Town Council has put in £5,000 and 4CG £250.

The project benefits not only visitors but also people on low incomes who would otherwise not perhaps be able to access such systems. It is ideal for social media, browsing and emails and the systems complies with all new data protection regulations.

Wi-Fi units have been put up on buildings at strategic points throughout town by installers Telemat and with the combined data the app and Wi-Fi generate, the town is able gather useful information to help plan and measure cause and effect in the town for visitors.

For example, the new service can find out the increase in footfall during an event such as Barley Saturday, whether free parking makes difference in the number of people in town and how long they stay and where visitors come from.

As a sample, presently the majority of visitors who come to Cardigan are from South Wales and the Midlands – using the data generated the project was able to identify that there were 3,400 people in the town centre, of whom 688 stayed for up to an hour.

To use the free Wi-Fi, people have to simply search for Cardigan Town on their phone or tablet and sign in. People also have the option to be included

on a newsletter list which will look to provide quarterly information on events and special offers from Cardigan.

A similar scheme in Tenby attracted some 20,000 subscribers to the shops and businesses.

Similar Wifi schemes exist across Pembrokeshire, Carmarthenshire, Powys and Gwynedd as well as larger cities but this is the first and only scheme active in Ceredigion. Other towns are already looking to follow Cardigan's example.

Cllr Clive Davies, Cardigan Town Council, the originator of the idea, said: "Using these 21st century digital technologies shows how a small town like Cardigan can really get to know its customer, be educated and informed to develop their own business and the town further.

"The information could be used to attract new visitors and maybe new retailers who want to know this kind of information to benefit their business."

Cardigan Traders have welcomed the scheme as it is good for them as businesses and the town as a whole.

Carmarthen Town Council – developing digital skill

Carmarthen Town Council, in partnership with others (Carmarthenshire 50+ Forum, Dr Mz Carmarthen Youth Project and Digital Communities Wales) has successfully made a bid for a £19,000 'Carmarthenshire is Kind' grant. This partnership of organisations will during 2020 run a cross-generational community project across locations in Carmarthenshire to connect people who are 50+ with local young people to share learning and skills. The aim is to enrich lives through developing strong support networks, positively impact on health and wellbeing, and reduce social isolation and digital exclusion.

Carmarthenshire 50+ Forum has 2100+ members and is committed to supporting Carmarthenshire County Council's Well Being Strategy and the Older People's Commissioner's aim of 'Making Wales the Best Place in the World to Grow Old in'. They see this as a positive way of working with communities to make that a reality. They are well connected with a membership via web, social media, newsletters, email and print media. Surveys of their members have shown that many want help with digital media skills and what better way to do this than to connect them with young people who have the skills already. At the same time, we can invest in young people by training them to coach others and enable them to learn new skills from older people.

This project was piloted with all partners in Carmarthen – Dr Mz Youth Project, Digital Communities Wales, Carmarthenshire 50+ Forum and Carmarthen Town Council. The first ‘Bytes and Bites’ session was well attended, and 20 or so older people were coached by 10 Youth Project members on using their mobile devices and enjoyed afternoon tea prepared by the young people. The evaluations show that the pilot was a great success; there is now a waiting list and requests to hold similar events in other locations. During 2020 it is planned that there will be one hundred sessions running across Carmarthenshire at various rural and town locations. We also expect that the process of sitting and having a snack meal together will be beneficial in building mutual respect, forming cross generational relationships, sharing skills and enabling people to share their fears and challenges in a supportive setting.

Following the success of the pilot a part-time co-ordinator will be appointed (in March 2020) and they will be engaging with Youth Clubs and Town and Community Councils across Carmarthenshire to resource sessions in other locations. Digital Communities Wales trained the young people for the pilot project and are committed to continue working with the project across Carmarthenshire and build a network of Young and Older Digital Champions in those locations.

Clydach Community Council website developments

Clydach Community Council launched its new website to celebrate St. David’s Day in March 2019. The Council’s aim in creating this bilingual website was to provide not only a platform for sharing information about Council policies, activities and decisions, but also to provide a community information hub for Clydach and the locality.

The website provides this information in both English and Welsh and is divided into two sections. The first section covers the facts and figures of Clydach as a village. It provides information and links to the webpages of a variety of clubs, societies, schools and groups in Clydach enabling those groups to reach out to new members, and for residents in Clydach to see and recognise the range of activities and opportunities available to them in the village. The website works to promote the area as a place to live, grow, work and play; it celebrates community cohesion and aims to tackle social isolation.

In this section also sits a short film commissioned by the Community Council showcasing not only the beautiful local landscape but the variety of businesses, facilities and activities available in Clydach. The Council chose to avoid narration in the film to ensure its accessibility in both Welsh and

English and relies instead on the images themselves and bilingual captions to outline all the opportunities and services available and emphasise the natural beauty of the area. Feedback on the film, which was launched alongside the website, has been incredibly positive and has provided villagers with an aide memoir of how wonderful life can be in Clydach. It has certainly bolstered civic pride in the area.

A further page that strengthens village ties is the one sharing information on opportunities for residents to volunteer in the locality. Contact details are provided for each group and a short description of their aims.

In the website's second section, information is shared about the Council's own activities. All Council meeting agenda and minutes are posted on the site, along with many of our policies. The site is updated regularly to share information about the councillors serving their village and shares images of the councillors in order to increase their visibility and information about their declared interests and affiliations to promote transparency. Council vacancies are promoted via these pages when required. There are live online forms to enable villagers to submit applications to the council clerk for hall hire or grant applications to the community fund outside of office hours, allowing the public to access council services when it suits them.

The website also lists the facilities or projects under the management of Clydach Community Council and provides details of the annual community events organised by the Council. Links to the Council's active and lively Facebook and Twitter sites are also incorporated.

The website makes good use of images from the locality and therefore ensures that the activities showcased are rooted in the community. Alt text is provided for several of the images to assist with search engine optimisation (SEO) and screen readers. The font size is accessible to partially sighted people, and the website is compatible with mobile phones.

The Council's aim in creating the website in this manner is to ensure it is seen as a modern, approachable, transparent and outward-looking Community Council which strives to celebrate all that Clydach has to offer.

Pennard Community Council – digital engagement platform

A future goal is to produce a Community Plan using this engagement, along with other strategies; we hope to progress that in the next financial year.

Following this decision, the Council became aware of a web-platform "VocalEyes", initially available through the Swansea Rural Community Voice Project, which is the central aspect to our community engagement. Using this platform, we have developed a strategy for Participatory

Budgeting using £5000 raised from the precept. This budget and all transactions are publicly visible online here:

www.vocaleyes.org/vocaleyes/budgets/view/id/47

To raise awareness, we have held meetings with community groups such as Friends of Pennard Library, the WI, Youth Club, & have a regular stall at Pennard's monthly market. In addition, we have several local businesses who are actively engaged & the Primary school have developed Pupil Voice and Parent Voice groups which feed ideas into the Community group. For example, this video was created by a parent and the idea is available for rating in all three groups: https://youtu.be/bUcnjN_mr8

We are aware that not all residents have access to the internet at home. In order to address this, we have access to a freephone number & hold face-to-face meetings at Pennard Library using their computers. All engagement online is anonymous which allows even the most timid of residents the opportunity to get involved.

Through rating & debating of ideas, a list of priorities is created, informing the Council budget. This financial year, we have identified three key priorities we are able to support using our participatory pot. We have purchased litter-pickers and hoops in response to an idea to increase the number of litter-picks in the ward. We have allocated £1240 as match-funding for a grant for a feasibility study into a Community Hub and aim to install a drinking fountain with the remaining funds in collaboration with a local business.

This new approach to community engagement has provided many exciting outcomes. Council have unanimously agreed to continue to develop participatory democracy into the next financial year with the commitment of a further £5000 for 2019/20. Perhaps even more exciting than the impact on Council is the increased collaboration between members of the community who are working together to bring about positive changes e.g. Plastic Free Pennard.

In order to ensure we are operating within the parameters of the Wellbeing of Future Generations Act, topics on the web platform are broad and encompass issues like environmental projects and tackling social isolation. Individual ideas within these topics are wide and varied and provide innovative solutions to these difficult issues. You can view the Pennard group here: www.vocaleyes.org/vocaleyes/group/index/id/3502

Young people within the ward have previously been impossible to engage with but using this platform has empowered them and they have produced a video to demonstrate their need for a skatepark:

<https://www.youtube.com/watch?v=4QejJqe4ezw> . In addition, we aspire to

form a Youth Council in the coming year as the young people feel more involved in decision making and have communicated an interest in this.

Criccieth Town Tourism initiative

In 2019 Criccieth Town Council and Criccieth Business Forum were successful in securing £16,000 in a competitive process from Arloesi Gwynedd Wledig for a project to increase footfall on the high street and to extend the visitors season to the town: **The Unique Streets Project**. The Town Council contributed £4,500 making a total of £20,500 available to work on this exciting project. Since September 2017 Criccieth Town Council has worked with the community to develop a Community Plan. One important element is the town's economy.

Criccieth is a relatively small, historic and attractive town in a seaside location which has something to offer visitors and its residents all year round –however, it is a continuing challenge to ensure a thriving economy in the town in the face of changing shopping habits which is a common and universal trend. Following consultation with local stakeholders a project developed which was inspired by Robert Graves' poem the 'Welsh Incident' – 2019 marking the 90th year since its publication. The poem describes the emergence of "things" from the sea caves of Criccieth. They have no shape and are of colours that have no names! However, they are welcomed to the town by the Mayor and a Silver Band. It is a mysterious, enigmatic and humorous work which it was felt could inspire people to visit Criccieth.

Benefit to the local tourism economy

The project was launched on Good Friday, 19 April 2019 in the Lion Hotel Garden in the centre of Criccieth which has also provided the location for a new "sculpture garden" adjacent to the High Street with works already contributed by the sculptor Malcolm Roberts. Local poet and National Eisteddfod chaired bard Twm Morys and singer-songwriter Gwyneth Glyn contributed to this event by reading the Graves poem and also responding to it in a new Welsh version in his unique style. There were giant and colourful art pencils dotted throughout Criccieth High Street to mark the event.

Following this the town hosted an art festival day 'The Creative Incident - Y Digwyddiad Creadigol' held on 3 August 2019 when over 1,000 adults, young people and children enjoyed a fun afternoon of workshops and performances, face painting, storytelling and magic tricks to the sounds of a local silver band. The event provided ample opportunity for people to enjoy the town's shops, businesses, cafes, restaurants and bars, and the high street was brimming with people throughout the afternoon. A further 200 hundred people attended creative events in the nature garden including

junk modelling and group nature weaving to create some of the creatures coming out of the sea caves. A spokesperson for Arloesi Gwynedd Wledig confirmed that "*In a survey undertaken during the event 80% of people who had taken part agreed that the art event had resulted in them spending more money on the high street and 100% agreed that the event had created a positive impression on them*" (see also quotes below).

Attractive bilingual history boards on interesting stories about Criccieth were placed on the High Street and are now a permanent feature.

Criccieth in Bloom contributed by financing a large bilingual information board featuring the "Welsh Incident" poem for Criccieth Railway Station.

In a further development artists were invited to tender for an art installation sculpture piece in the centre of the town to commemorate the poem 'Welsh Incident'. This was won by Howard Bowcott, a local sculptor of international status whose creation, in the view of the selection panel comprising members of the Town Council and local businesses, captured the essence of the poem. The unique and interactive sculpture has been designed as a family attraction. Its central location on the Maes leaves a lasting legacy for residents and visitors to enjoy and will play a part in increasing the footfall in town. Around 200 people attended the unveiling on 2 November 2019 on what promised to be a wet and stormy day. It was unveiled by Lord Dafydd Ellis-Thomas, A.M. Deputy Minister for Culture, Sport and Tourism in a fun event which included the silver band and performances of Robert Graves' poem in English and Welsh by Twm Morys and Gwyneth Glyn. Also launched on the day was a fascinating bilingual book by the chair of Criccieth Town Council, Robert Cadwalader, on Criccieth's Shops Through the Ages – which sold like hot cakes with proceeds going to support future creative events.

Criccieth's Christmas festival 'Croeso Dolig' 2019 was a very special event. Hundreds of people turned up at Criccieth Memorial Hall to see the stunning mural of Criccieth shops. It was designed and painted by local and visiting children during the Creative Incident event in August. The mural is being placed on the Blue China café on Criccieth seafront. The audience was enchanted by Lowri-Ann Richards' cabaret performance and by the moving rendition of two Christmas songs by the male voice choir Meibion Dwyfor. The lights were switched on at 6 pm by Lowri-Ann following a countdown by an enthusiastic crowd on the square. The shop owners stayed open until late welcoming everyone with seasonal refreshments. The High Street was buzzing with hundreds of people.

These events have been well covered in the press – including local newspapers and S4C's programme Heno, televised on 7 November 2019 which included interviews with shopkeepers and Criccieth Town Council. A short video has been created to appear on the Creative Incident Website:

However, whilst we have excellent examples of innovation as highlighted above this has not happened uniformly across the sector and currently largely each have their own systems and processes for managing and processing digital transactions and in some case if at all.

Due to the complexity and nature of all these different systems, there now exists a 'collaboration deficit' which manifests itself in two main ways:

An inconsistent baseline - Differences across public services challenge and impede the ability to respond to new developments. This can be for a variety of reasons including cultural, technological, linguistic, legacy and political. We know that our public services use, manage and share data in very different ways. In some cases, this is hampering innovation and more effective investment decisions at a time of limited budgets.

Leadership & capability - The breadth and scale of required innovation and change alongside running 'business as usual' means that the capacity across community and town councils to understand, develop and implement new developments is stretched or not in place at all. Increased demand from citizens for user focused delivery of services, at a time that best suits them requires increased leadership support across all public services.

There are therefore two main opportunities to improve:

- Technology preparedness - new business models need to be understood, explored and anticipated. Community and Councils will increasingly need to communicate with their electorates digitally through their websites and social media platforms. Building capability and capacity and the awareness of the solutions available will be key to achieving digital community engagement.
- The scope to 'build once and share' – improved data and digital technology now provides opportunities to minimise duplication, drive efficiencies and to provide a better, more sustainable service. The Digital Health Programme will no doubt help to begin the journey where community and town councils move towards a position where they make better use of the products available for community planning, for example, using the data available to them via the Understanding Welsh Places website effectively to inform members and partner organisations where the local needs are.

However, if the current Welsh Government funded Digital Health Programme is brought to an end at the end of March 2025 then this will fundamentally undermine One Voice Wales ability to drive digital improvements within the sector.

5. How new powers and responsibilities for this tier of government are utilised to support communities.

As the sector navigates the evolving landscape of local governance, Community and Town Council are committed to using these powers to enhance the well-being of the local resident population to foster sustainable community development. The devolution of powers enables the sector to engage residents more actively in decision-making processes. By involving community members in discussions around local priorities, Community and Town Council empower them to shape the future of their own neighbourhoods.

With enhanced powers Community and Town Council can influence local projects that align with the aspirations of the sectors community. This includes participating in consultations and advocating for developments that benefit the sectors residents, such as affordable housing and sustainable infrastructure. The duty under the Environment (Wales) Act 2016 has allowed the sector to promote environmentally friendly practices. Initiatives like community gardens, recycling programs, and energy efficiency projects contribute to a greener, healthier community.

New responsibilities have also empowered the sector to customise services that address the unique needs of local residents. The Community and Town Council have effectively managed local amenities, ensuring they are maintained and enhanced based on community feedback. They have, and continue to, acquire building and facilities via assets transfers from principal councils.

The empowerment of the sector has resulted in higher levels of resident engagement. Through initiatives such as public consultations and community workshops, the sector has fostered a greater sense of ownership among residents regarding local issues and projects. In addition, the ability to collaborate with other local authorities, organisations, and stakeholders has strengthened the sector's capacity to support community initiatives. By working together, 'councils can pool resources and expertise to address complex challenges that affect residents. This expansion of grassroots leadership has inspired more individuals to become Councillors.

Whilst the recent changes to legislation are welcomed by the sector, the underlying legislation the Local Government Act 1972, which at its time was

a major milestone in the history of local government in the UK by redefining the procedures, structures, duties and geographies of all English and Welsh councils, is however over 50 years old. The White Paper that preceded the enactment stated that “local authority areas should be related to areas within which people have a common interest – through living in a recognisable community, through the links of employment, shopping or social activities, or through history and tradition.” This ethos remains at the core of service delivery for Community and Town Councils, but the Act is outdated given the many changes in society and local government in Wales since 1972. New models more appropriate to Wales must be explored.

The sector is also unique in that unlike principal councils in Wales, such as County or County Borough Councils, Community and Town Councils operate under a different financial structure. Principal councils receive funding from a variety of sources, including the Revenue Support Grant (RSG) and re-distributed Business Rates. The RSG is provided by the Senedd is to help principal councils cover the costs of local services, ensuring they have sufficient resources to meet the needs of their communities. Re-distributed Business Rates are also an important source of funding, with business rates collected across Wales being pooled and then redistributed to local authorities based on their needs and population.

However, Community and Town Councils do not have access to these funding streams. Instead, their sole source of funding is through the precept, a charge levied on residential properties within the council's area. This precept is a part of the overall council tax bill that residents pay, but it specifically funds the activities and services provided by the Town or Community Council. The amount of the precept is determined by the Community or Town Council based on their budgetary needs and is collected by the principal council on their behalf as part of the overall council tax. This funding model places Community and Town Councils in a unique position compared to principal councils. Since they rely entirely on the precept, their financial capacity is directly linked to the tax base of their community, primarily the number and value of residential properties. This can limit the scope of services or projects they can provide, especially in smaller or less affluent communities. Moreover, any increase in the precept is typically subject to local scrutiny, as it directly affects residents' council tax bills, which may constrain the council's ability to raise funds for additional services.

Therefore, traditionally community and town councils, while playing an important role in local governance, tend to focus on more localized services and projects like maintaining parks, community centres, and supporting local events. Their funding model reflects this narrower remit but also underscores their greater dependence on the support of the local community through the precept.

Specific comments raised during our consultations with members included:

- Initiatives such as the introduction of the General Power of Competence failed to address any shortcomings in Members' competence where training was so important.
- Candidates were dissuaded from standing for election to Councils for a wide range of reasons which needed to be addressed

Finally, One Voice Wales has highlighted overleaf the work of the national representative body for community and town councils against the 5 lines of the Senedd Inquiry. This illustrates the significant development and improvement work that is being undertaken with partner organisations including Welsh Government and with community and town councils themselves whereby we are capturing best practice and sharing with the sector. Furthermore, One Voice Wales is producing guides and toolkits enabling community and town councils to enhance their financial and management governance arrangements.

Inquiry line	One Voice Wales achievements	Best Practice examples across Community and Town Councils: Innovation and collaboration
The role and value of community and town councils in Wales.	<p>Independently assessed One Voice Wales Awards celebrate and disseminate Best Practice across thematic areas:</p> <p>Case Studies and webinars share the learning.</p> <p>Dialogue with IRP for Wales ensures that Payments to Members reflect levels of commitment and responsibility.</p>	<p>2024 Award Winners</p> <ol style="list-style-type: none"> 1. Best Annual Report Pontypool Community Council 2. Best Environmental Project Criccieth Town Council 3. Best Use of Digital Resources Abergavenny Town Council 4. Best Community Engagement Initiative Blaenavon Town Council and Newtown and Llanllwchaiarn Town Council (Joint Winners) 5. Best Tourism Initiative Criccieth Town Council 6. Best Sustainability Initiative Presteigne and Norton Town Council 7. Best Youth Engagement Llanelli Community Council 8. Best Heritage Initiative Blaenavon Town Council

		<p>9. Best Devolution of Service or Asset Project St Clears Town Council</p> <p>10. Best Community Initiative including Cost-of-Living Actions Cwmbran Community Council</p> <p>11. Best Democratic Health Initiative Llanelli Town Council</p> <p>12. The Caerwyn Roberts Best Local Council Service of the Year Criccieth Town Council</p> <p>One Voice Wales represents an agile membership, which has responded to national, regional and local challenges. The coronavirus crisis brought unprecedented pressures for the sector, who responded with vigour and imagination.</p>
--	--	---

Whether the sector is fit for purpose in an evolving local government landscape.	<p>Practice Development advice and Best Practice guidance promote and encourage good governance.</p> <p>A Memorandum of Understanding will be signed on 16 October 2024 to provide a framework for the relationship between One Voice Wales and the WLGA, supporting</p>	<p>2024 One Voice Wales National Conference will showcase current Best Practice across the Community and Town Council Sector:</p> <ul style="list-style-type: none"> • Criccieth Town Council will display its work on which led to their Awards Conference 2024 successes (including the Caerwyn Roberts Best Local Service etc), • Blaenavon will present to delegates across several different thematic areas and community
--	--	--

	<p>collaboration and a joined-up approach to the 2024 local government landscape.</p> <p>New Governance Framework will improve how One Voice Wales itself supports and represents the sector.</p> <p>Contribution to debates and consultation around issues such as Community Boundary Reviews, <u>Draft Priorities for Culture in Wales 2024 to 2030</u>, <u>Senedd Cymru (Electoral Candidate Lists) Bill</u> and <u>Future spending purposes for dormant assets funding in Wales</u> ensure that the voice of the Community and Town Council sector is heard on key, current issues.</p> <p>Externally funded projects reach out to all Community and Town Councils in Wales (not just those in our membership.) to address digital health, the cost-of-living crisis and Local Places for Nature Business Plans are reviewed to ensure that they remain fit for purpose.</p>	<p>engagement/services.</p> <ul style="list-style-type: none"> • Bedlinog and Trelewis Community Council will highlight its contribution to tackling the cost-of-living crisis. • Pennard Community Council will showcase examples of digital good practice by a smaller council. (provisional) <p>Other recent case studies and Best Practice examples</p> <ul style="list-style-type: none"> • Blaenavon Town Council <p>Annual Community Wellbeing Days, attended by over 500 attendees each year, brought together community organisations offering support in health, finances, housing, education, and employment. Featuring family-friendly activities, it fostered intergenerational connections and community engagement. Feedback highlighted the event's free nature, opportunities to discuss personal concerns, and a strong sense of community. Attendees appreciated the focus on physical activity, cultural awareness, and reducing loneliness, with interest in shaping future events.</p> <p>“We feel very privileged to live in a town with a council who ensures there are activities and opportunities for everyone”</p> <p>Monthly Befriending Cinema Club (50 attendees per</p>
--	--	---

		<p>session, 20 sessions to date.): Monthly screening in conjunction with Blaenavon Workingman's Hall/Torfaen Community Connectors. Providing a free film, hot drinks & snacks. Offering opportunities to combat social isolation, loneliness and provide warm environment. "Since my wife died, these sessions have been a lifeline"</p> <ul style="list-style-type: none">• Offa Community Council & Caia Park Community Council This small council has provided support for claiming benefits to their community. In 2024 these sessions resulted in residents accessing £137k in previously unclaimed benefits. Their neighbouring larger council, Caia Park offers similar services and in 2024 they supported residents to claim £1.4million in previously unclaimed benefits• Bedlinog & Trelewis Community Council Warm Hub/Support For Older Residents: Bingo, refreshments and chat. Residents of Trelewis, or Bedlinog, are provided with free return transport to the hub should they need it. Youth Events/Activities provided: Soft play, Happy Hands Club, Rock Climbing. St John's Ambulance Badgers Little Soldier's Bootcamp, Magic show party• Cwmbran Community Council
--	--	--

		<p>The Council's Task Force provides an affordable light decorating service in winter and light gardening service in summer, with a 50% discount for residents over 75 or registered as disabled. In 2023/24, this discount was extended to households with any disabled members. During the first year 71 decorating jobs were booked, with 67 receiving the discount, and 73 gardening jobs were completed, with 71 qualifying for the discount. The service supports those in need without competing with local tradespeople</p> <ul style="list-style-type: none"> • <u>Van Community Council</u> <ul style="list-style-type: none"> Uniform Exchange, Grant for play days in summer holidays, Grant to Create for creative activities, Provision of free skateboarding lessons in school summer holiday, Free Tennis Lessons Food bank at Community Centre with deliveries last winter Community Event -local organisations in attendance , GAVO , Age Cymru , Alzheimer's Society etc . Connections made. Survey of what residents need want. Cwtch Café on Friday afternoon in Community Centre – Provision of 2 course meal , bingo. Age Cymru adviser in attendance • <u>Prestatyn Town Council</u>
--	--	---

	<p>Our extensive and updated training and consultancy offer, helps to ensure that Councils keep pace with the ever-changing statutory framework within which they operate. 102 training courses delivered June – August 2024. 788 attendees.</p> <p>Membership of and secretarial support for the National Training</p>	<p>Warm Hub – between January-March 2024 Prestatyn supported 1341 residents with free meals in a warm space. They also provided ‘Singing Strummers’ music sessions in conjunction with Mind</p> <ul style="list-style-type: none"> • Darran Valley Community Council Free Christmas Activities <ul style="list-style-type: none"> Panto, Selection Boxes, Disco & Buffer Free Bus Trips for Elderly Residents Free Summer Play Packs for primary school children <p>(See also examples under new powers below)</p> <p>Testimonial from Tina Earley, Town Clerk Bay of Colwyn Town Council:</p> <p>“Bay of Colwyn Town Council commissioned One Voice Wales to undertake a review of Facilities Management at the Town Council Offices in May 2016. The detailed review was undertaken by Dr Ian Gardner who visited the Council’s building, interviewed the Town Clerk and looked through documents. Based on this a report was prepared and presented to the Council’s Buildings Sub Committee in July. Dr Gardner clearly explained the findings of the review and the recommendations relating to the</p>
--	---	--

	<p>Advisory Group ensures that wider training and development issues affecting the sector are shared with stakeholders such as Welsh Government, NALC and the SLCC.</p>	<p>management of asbestos, legionella, fire safety and other statutory requirements and answered questions from Councillors.</p> <p>The Town Council subsequently commissioned Dr Gardner to prepare Memoranda of Understanding for the Town Council's lessees and tenants. Dr Gardner met with each occupier and discussed their responsibilities before drafting documents setting out how the Town Council and occupiers of the Town Council's offices would share responsibility for statutory compliance.</p> <p>The two commissions were undertaken professionally and delivered on time and within budget and the Town Council would recommend that other Councils with premises undertake similar reviews to help them manage their buildings and the responsibilities that arise from being a landlord."</p>
<p>Governance and scrutiny arrangements and its impact on accountability and transparency.</p>	<p>Practice Development guidance raise awareness of good governance and highlight Best Practice across the sector.</p> <p>Model Financial Regulations will encourage a sound internal control environment.</p> <p>A Finance and Governance Toolkit has been introduced to</p>	<p>Developed jointly by One Voice Wales, the Society of Local Council Clerks (SLCC) and Welsh Government, with commentary from Audit Wales, a Finance & Governance Toolkit for Community & Town Councils aims to support community and town councils in Wales to review the financial management, governance and accountability arrangements they have in place; and consider how effective these arrangements are, and how they might be improved.</p>

	<p>help inform these important arrangements.</p>	
Scope of digital and new technology to improve decision-making, service provision and participation in local democratic processes.	<p>Creation of Digital Community of Practice.</p> <p>Distribution of advice on hybrid meetings, domain names and the adoption of digital solutions.</p> <p>New website commissioned for 2024.</p> <p>Enhanced social media presence to improve engagement with member councils.</p> <p>Option to enhance the digital agenda could include a shared approach between councils for design, build/procurement and operation of digital working could provide savings as well as improving capability and capacity. Packaged website design could save effort and spending on council websites</p> <p>A procurement service could</p>	<p>Around 30 people attended the first meeting of the community of practice, with 80 signed up as "members" of the community in total to date.</p> <p>Examples of Councils who are embracing digital solutions include</p> <p>Pennard Community Council for effective use of a communication and collaboration suite to operate internally - including meeting management and other core democratic procedures</p> <p>Gwernyfed Community Council for a smaller rural council effectively using multi-location meeting technology. All meetings are online during winter months to avoid difficult rural travel</p> <p>Aberteifi/Cardigan and Mold Town Councils for "smart towns" - use of data to drive service provision and support for local businesses</p> <p>Carmarthen Town Council for effective multi-location meetings held bilingually</p> <p>Abergavenny Town Council for good, clear engagement via social media and website</p>

	<p>avoid duplication of resources, for example the number of Council Zoom accounts</p> <p>Models such as the "Hwb" service for education could be leveraged for the Community and Town Council sector for communication, collaboration and document management</p> <p>Extensive use of shared or refurbished equipment could provide environmental as well as financial benefits</p>	
<p>How new powers and responsibilities for this tier of government are utilised to support communities.</p>	<p>Dissemination of guidance and provision across the sector helps Councils understand their rights and responsibilities in relation to the General Power of Competence, the promotion of biodiversity, delivering Age-friendly communities and responding to the Cost-of-Living crisis.</p> <p>The Chair of One Voice Wales sits on the Democratic Health</p>	<p>Councils such as Barry Town Council, Cwmbran Community Council and Pontypridd Town Council ensure that they deliver the aspirations of the Well-being of Future Generations (Wales) Act 2015 through an innovative programme of events and activities.</p> <p>Councils across Wales are meeting their obligations under the wide-ranging new requirements of the Local Government and Elections (Wales) Act 2021.</p> <p>As the level of governance closest to the community and embedded within those communities, delivering on the biodiversity agenda has been a priority for many</p>

	<p>Task and Finish group, established by the Minister for Finance and Local Government, and charged with specifically looking at Community and Town Councils in Wales.</p> <p>Speakers at the 2024 One Voice Wales National Conference will include the Cabinet Secretary for Housing, Local Government, and Planning, Public Services Ombudsman for Wales, Auditor General for Wales and the Future Generations Commissioner for Wales.</p> <p>Delegates can anticipate authoritative advice and comment from key decision makers and opinion formers across a range of current challenges and opportunities for the sector. Key issues of the day will therefore be at the forefront of the Conference.</p> <p>Networking through groups such as Local Democracy Classroom and Rural Futures to reach new audiences and raise awareness of the sector. We work with colleagues from Welsh</p>	<p>Community and Town Councils across Wales. Members and Officers know their community well and are well placed to understand the flow and rhythm of their local ecosystems. They have a better understanding of the need and capacity within their communities and can plan biodiversity improvements that engage with residents and secure successful buy in. Community growing initiatives, bioblitz activities, habitat creation and tree planting have all been successfully delivered by the sector. Councils have worked successfully with the Local Nature Partnerships to expand their reach and capacity. Councils are able to deliver fast paced change at a local level that has real impact on both communities and nature, helping to tackle the existential threat of the nature and climate emergencies.</p> <p>Best practice examples:</p> <p>Pontypridd Town Council Betws Community Council Llanelli Town Council Cricieth Town Council</p>
--	---	---

	Government and Audit Wales to review issues relating to performance, legislation and service delivery.	
--	--	--

One Voice Wales

Minutes of the Larger Council's Meeting held remotely on Wednesday 9 October 2024 at 10.30 am (Extract)

LLC 2024/51

Local Government and Housing Committee

Senedd Cymru's Local Government and Housing Committee was undertaking an inquiry into the [role, governance and accountability of the community and town council sector](#). The terms of reference for the inquiry were reported.

The Chief Executive outlined the background to the inquiry and its timetable. He also described the steps which One Voice Wales had taken to consult Member Councils, which included an on-line consultation event held on 1 October 2024. Councils were encouraged to submit observations direct to the inquiry by Friday 18 October 2024. and to One Voice Wales to help shape a response.

The Chief Executive referred to discussions held with the Chair of One Voice Wales and Cabinet Secretary for Housing and Local Government about the inquiry. He had sought to clarify certain aspects of the review with the Cabinet Secretary. She had indicated that the holding of a review into the Community and Town Council sector in 2025 would depend on the outcome of the current inquiry and the work of the Democratic Health Task and Finish Group.

The Chief Executive highlighted concerns about the timing of the inquiry and the short consultation period. He considered that this had hampered the ability of Councils and One Voice Wales to fully consider any response.

The Chair drew attention to the changing environment within which Community and Town Councils were performing and the need to put in place structures to respond to change. He highlighted some of the factors which he considered had informed the development of the terms of reference for the inquiry.

Councils considered each aspect of the work of the inquiry in turn. Observations are set out below. Comments made in the chat menu were also recorded. The Chief Executive updated Larger Councils on issues raised on 1 October 2024 as part of these discussions.

(i) The role and value of community and town councils in Wales.

- Councils were being asked to take on more services and responsibilities. Community and Town Councils were now more valid than ever. The timing of an inquiry into the role and purpose had therefore come as a surprise to some.
- There was widespread recognition that many services were best delivered closest to local communities.
- The direct level of democracy was an important feature of Community and Town Councils. Councils helped to intervene in resolving local issues and provided an important representational role at the grass roots of communities.
- There was a need to focus on service delivery.
- Councils discussed the rationale for a de minimis size for Community and Town Councils. Councils varied considerably in their size and shape. One size did not fit all.
- Larger, expanded Councils would lead to increased precepts with the cost per household being evenly applied. Larger Councils could become hubs if amalgamations took place.
- Banding together smaller councils might lead to friction occurring between the competing demands of long-established communities
- Some Councils considered that the requirements for exercising the General Power of Competence were too restrictive. This was a barrier to widespread adoption and use of the power.
- The delivery of place-based services by Councils could play an important part in any future model for Community and Town Councils.
- It was important that Welsh Government gave a clear message about how it saw the purpose and role of Community and Town Councils.

(ii) Whether the sector is fit for purpose in an evolving local government landscape.

- It was important that Members had the ability and capacity to receive and understand new information about responsibilities, powers, and service delivery. Training for Members was key. Some mandatory training was considered necessary.
- There was a need for Councils to invest in staff development.
- There was a need for more praise and support from the WG and principal councils for the work of Community and Town Councils.
- The view was expressed that there should be limitations on the number of times Members could stand for re-election. A more regular turnover of Members could help to ensure that Councils remained vibrant.
- It was important that Councils received the recognition for their achievements and services. Credibility was critical to ensure that Councils were seen as relevant and meaningful.
- Many Councils made important contributions to wider community resilience and the development of effective partnerships with County Councils and others.
- Adverse publicity and dialogue across social media could act as a deterrent to encourage candidates to stand for election.
- Attendance and quoracy could be adversely impacted through some of the external pressures referenced above.
- There was limited evidence to support a reduction in numbers of councillors.
- Some 8,000 Members provide considerable local resources for community benefit and a greater workload level might discourage local people from standing for election.
- There would undoubtedly be mounting pressures for a considerable increase in remuneration for Members.

(iii) Governance and scrutiny arrangements and its impact on accountability and transparency.

- The Chair echoed the observations expressed by Councils on 1 October 2024.
- Some Councils reiterated concerns that the requirements for exercising the General Power of Competence were too restrictive. This was a barrier to widespread adoption and use of the power. A rigid external audit regime meant that it was too easy to lose the ability to exercise the power.
- Councils who received a qualified audit opinion should be supported to help them introduce improvements and understand the audit requirements. There was a role for SLCC in working with Clerks to understand the reasons and causes of qualified audits.
- There was consensus amongst Larger Councils that many audits gave rise to qualified opinions as a result of administrative or clerical failings which could be dealt with more sympathetically by auditors. The time taken to complete audits was highlighted as a cause of concern. Delays could impact on Councils claiming eligibility to exercise the General Power of Competence and also have implications for setting budgets.
- The increased governance and financial obligations on Community and Town Councils could lead to significant resource implications and higher precepts. Councils received limited support in resolving these challenges.

(iv) Scope of digital and new technology to improve decision-making, service provision and participation in local democratic processes.

- The benefits of digitalisation placed some Councils at a disadvantage if they lacked the capacity or skills to fully embrace digital solutions.
- Some Councils suggested that there could be a role for One Voice Wales in providing IT support. There were calls for the development of a basic digital framework to include use of email. Support was also requested in relation to security and Cloud-based storage.

- Hybrid meetings brought particular challenges for simultaneous translation.
- The role of One Voice Wales in providing practice development guidance and training was highly valued.

(v) How new powers and responsibilities for this tier of government are utilised to support communities.

- Initiatives such as the introduction of the General Power of Competence failed to address any shortcomings in Members' competence where training was so important.
- Candidates were dissuaded from standing for election to Councils for a wide range of reasons which needed to be addressed.

It was **Resolved** that:

- (1) The observations set out above in relation to the lines of inquiry to be followed by the Local Government and Housing Committee are used to inform a response to the inquiry by One Voice Wales.
- (2) One Voice Wales expresses the view that major, structural reviews such as the above inquiry should feature a consultation period of at least three months in order to allow meaningful consultation and preparation of responses.

LLC 2024/52

Keynote Speaker: Emma Goode, Cost-of-Living Crisis Project Manager, One Voice Wales

The Chair welcomed [Emma Goode](#) to the meeting. Emma presented to Larger Councils on the work of the Cost-of-Living Team. Her detailed presentation helped Councils understand the challenges facing communities and the ways in which One Voice Wales could help Councils address the cost-of-living crisis. Potential initiatives for Councils included food banks, Warm Spaces, Lunch Clubs, Hobby Groups, Coffee Mornings and other wellbeing activities, Webinars, social media activity and other networking opportunities helped to engage Councils and raise awareness of challenges, opportunities and case studies. The development of community transport facilities was highlighted as an important example of an area where Councils could help connect individuals to vital services.

Emma considered that the work of many Councils in tackling the cost-of-living crisis was an important factor to highlight to the Local Government and Housing Committee inquiry into the role,

governance and accountability of the community and town council sector. It was an example of how Councils could make a real impact in their communities and take a lead in supporting and delivering community initiatives.

Copies of Emma's presentation were available from the Team.

It was **Resolved** that Councils are encouraged to seek guidance from the Cost-of-Living Crisis Team if they were considering ways of introducing anti-poverty measures in their communities

18 October 2024

Cllr Ian Hodge Chair Cllr Norma Davies Vice Chair
Robert Robinson MBE FRICS FSLCC Secretary
Crown House High Street Llanfair Caereinion SY21 0QY
Tel 01938 811378 Mob 07767 267830
Email supercommuter@mail2world.com
Website www.northwalesassociation.org.uk

18th October 2024

Local Government and Housing Committee
Welsh Government
Cathays Park
Cardiff

Dear Sir

Re Community and Town Councils

The above Association represents approx. 30 of the larger town and community councils in north and mid Wales including Holyhead, Rhyl, Prestatyn, Holywell, Abergel, Shotton, Llandudno, Conwy, Buckley, St Asaph, Connah's Quay, Hawarden, Caerwys, Ruthin, Llanfair Caereinion, Mostyn, Flint Beaumaris and others.

I write with regard the consultation into Community and Town Councils. The Association met earlier today to discuss the consultation and wishes me to provide their views – please see attached report.

We look forward to attending your committee on 27th November in Cardiff. Attending will be Cllr Ian Hodge and myself. I have been asked if we can bring our Vice Chair as well (making 3). No doubt you will let me know.

Thank you for your time.

Yours faithfully

Robert A Robinson

Robert A Robinson MBE FRICS FSLCC
Secretary

NORTH & MID WALES ASSOCIATION OF LOCAL COUNCILS

REPORT ON TOWN AND COMMUNITY COUNCILS for the Local Government and Housing Committee Inquiry

1. Introduction

The Association presents this report in response to the request for information from the Local Government and Housing Committee of the Welsh Government.

The Association has not recorded here a wealth of information which is out there on the subject as the committee will be aware of it.

2. Representation

The North & Mid Wales Association of Local Council has been in place for over 40 years representing approx. 30 of the larger Town and Community Councils mainly along the North Wales Coastal area.

3. How information was gathered

The Association hosted a meeting (face to face and by zoom) with its members at Towyn & Kimmell Bay with a considerable time of the meeting spent considering the consultation and putting together a presentation of the members views.

This report sets out their views evidence by their own council experience both with their town council and with the county councils.

4. Overview viewpoint

The views of our members vary from council to council – depending upon their size. The larger councils have a different approach to those with much smaller budgets. However, there are many subjects upon which the viewpoint is common.

It should be noted that council's which have engaged with us (and indeed One Voice Wales) generally are those who are getting more right than wrong. Those council's which do not respond tend to be those who are not doing so well or have any real interest in the subject.

5. The role of town & community Councils in Wales

The role of town and community councils was identified as:

- i) Primary – representing the local community.
- ii) Consultations including planning matters.
- iii) Delivering some local services.
- iv) Working with the local community to create a community feel.

NORTH & MID WALES ASSOCIATION OF LOCAL COUNCILS

Members are aware of the duties and powers of local councils, particularly regarding budgets, meetings and governance.

The members believed if councils were to be enlarged with more responsibility that consideration should be given to councillors 'being paid' for what will be a position with more responsibility and more time needed.

There was also a feeling that those seeking to be nominated for election should attend a pre-election meeting so that they understand how the council works and what is involved.

6. Local service delivery

Members are concerned about the reductions in local services by principal councils (indication is that from April 2026 the county councils will only carry out such activities as it has a duty to do). The feeling was that county councils were 'dumping' services on town councils without financial support causing larger than justified council tax rises. This leaves a lot of small local services in danger unless someone else steps up to take them over.

Numerous examples of working with county councils were given, some good but mainly poor. Relationships with the county council (in general) were cited as generally poor.

The key issues raised were:

- i) Funding via the precept – possible large rising.
- ii) Double taxation (the county councils have been given the money but are not delivering the local services in some areas).
- iii) The capacity of smaller councils to carry out such functions.

Unless councils are enlarged service delivery locally will prove exceedingly difficult. It has been suggesting in the past that smaller councils 'cluster' and this might be worthy of discussion.

7. The value of town & Community Councils in Wales

The members felt that the town and community were typically fair value for money, delivered local services well and add value by knowing their local area and resident's needs.

A local council can deliver services at much less cost than the principal authorities.

The need for training was sited. Members present nearly all had a training plan which was being implemented directly through external sources.

NORTH & MID WALES ASSOCIATION OF LOCAL COUNCILS

The need for a good town clerk (qualified) was highlighted.

8. Is the sector fit for purpose in an evolving local government

Generally the viewpoint is:

- i) 1/3rd yes they are fit for purpose.
- ii) 1/3rd are OK.
- iii) 1/3rd are not fit for purpose.

The areas of concern are generally around the smaller councils.

The viewpoint is evidenced by the Audit Wales reports on governance issued by them at presentations and in their annual report.

One major issue for councils is finding a good and qualified clerk, essential to the good administration of any council. Many members have experience this over the past years at various times.

It was also noted that a sizeable number of councils either have no clerk or have issues between the clerk and councillors (both ways).

9. Governance and scrutiny

Members were in support of the need for good governance and scrutiny and felt that the sector is doing better in recent years.

Audit Wales has reported on the defects found when completing annual returns with papers. The number of qualified annual returns is of some concern.

There have been complaints on occasions that the audit office is 'difficult' and only reports on papers given (without seeking more information from the authority concerned).

Training was still considered an issue even with the offer of online courses.

It was also noted that 'more rules' comes with a 'price tag' and that this must be recognised and must not progress to a level where it starts to impact on delivery of services.

10. Accountability and transparency

The accountability and transparency of local councils is improving but still a long way to go.

Hybrid meetings have helped in many cases and being able to video council meetings also can help.

The information published by councils on websites is still patchy.

NORTH & MID WALES ASSOCIATION OF LOCAL COUNCILS

The election of councillors is another issue of which social media criticism was highlighted as one of the things which put people off standing.

11. Scope of digital technology

The use of digital technology was discussed with the following items of note:

- i) All member councils have a website.
- ii) Many member councils have a social media presence.
- iii) Many member councils use email to issue agenda and papers (some give the option of email and or paper based)
continued
- iv) All member councils host hybrid meetings or offer them on advance notice.
- v) The main issue for provision is for the smaller councils who do not have their own premises but meet in church halls etc. Some have no internet in rural areas (or not strong enough signal). Others have to bring their own screens/computers etc to each meeting.
- vi) Help with financing these facilities would be welcomed.
- vii) In person still is considered the best option for meetings although the benefits of hybrid and video link meetings were recognised.

There are issues around those with illnesses (particularly those who cannot hear or see) when using digital technology.

The issue of the Welsh language was also pointed out. Most local councils have their material printed in English with Welsh available upon request. The main reason for this was the cost of translation. Funding to help this would be good but it would need to be ongoing and not time limited.

There was a feeling that digital on its own is not enough and that there is still a need in many communities for paper based material as well.

12. New powers and responsibilities to support local communities

Members welcomed the new powers and responsibilities but were concerned that they needed proper funding to ensure activities could be sustainable.

13. The future of town and community councils

Members are aware of the need for local councils to 'step up to the plate' to help retain some services locally. However, many smaller councils will find this difficult.

Enlarging local councils may help with this but has two dangers:

- i) The loss of local contact if such councils become too large.
- ii) The cultures of local councils can be vastly different.

NORTH & MID WALES ASSOCIATION OF LOCAL COUNCILS

14. Funding

The main concern for members is the level of funding required to administer a council in today's world. More legislation and governance requirements requiring more time by the Clerk which in turn has a cost implication.

Members would welcome some direct Welsh Government funding – not via the county councils.

There is an issue around partial exemption VAT for small and medium councils. The limit of £7,500 has been the same for over 20 years and will not be enough if local councils take on many more services. In many cases registering fully for VAT can be a disadvantage.

15. Elections

The members agree with accountability and transparency and this applies to election of members.

The guidance is that co-option should be the 'last resort.' However, for many councils an election costs around £3,000 a time. This can influence the budget. Members would like to ask the Welsh Government to fund local elections to encourage more to take place.

16. Other comments

Other subjects raised by the members at the consultation meeting included the feeling that 'North Wales' and 'Mid Wales' are often forgotten in favour of South Wales. The appointment of a North Wales Minister may help but to date it does not appear to be the case.

17. Further information

The details of the members response can be expanded upon at the meeting scheduled to take place in the Senedd on 27th November 2024.

The above information is based upon our member's views expressed to us. Member councils were also encouraged to respond direct to the survey.

Robert A Robinson MBE FRICS FSLCC
Secretary to the Association

Eitem 5

Y Pwyllgor Llywodraeth Leol a Thai

27 Tachwedd 2024 – clawr y papurau i'w nodi

Rhif y papur	Mater	Oddi wrth	Gweithredu
5	Diogelwch adeiladau	Welsh Cladiators	I Nodi
6	Yr hawl i gael tai digonol	Severn Wye	I Nodi
7	Deddf Etholiadau a Chyrff Etholedig (Cymru) 2024	Y Llywydd	I Nodi
8	Sesiynau craffu gyda Gweinidogion	Ysgrifennydd y Cabinet dros Lywodraeth Leol a Thai	I Nodi
9	Ymchwiliad i rôl, llywodraethiant ac atebolrwydd y sector cyngorau tref a chymuned	Ymddiriedolaeth Adeiladu Cymunedau	I Nodi

Item 5.1

Dear Chair of WG LGHC

You may recall that we appeared before your committee in early March 2023. You subsequently attended the Celestia development to examine the after effects of a serious fire that took place in Vega House, Cardiff Bay on the 29th February 2024 - (your visit with former LGH Committee Member Sam Rowlands was on 21 March 2024)

Shockingly, since our last meeting with your committee and your visit, all our developments still await the commencement of any fire or building safety remediation. We will soon be approaching the eight years remembrance of the shocking Grenfell Tragedy. You may be aware of the recent UK NAO reports that reported thousands of innocent fire cladding victims may have to wait until 2035 to see their buildings made safe.

Last week on the 5th November after repeated appeals, Welsh Cladiator representatives from three major developments in Cardiff Bay and Swansea met with the new Housing Minister Jayne Bryant.

We attach a presentation we provided to the Minister. It lists many of the critical challenges facing all private sector developments in Wales. We posed a number of important questions to the Minister. We are awaiting an urgent response. Disappointingly, you may recognise some of the same questions we discussed with your Committee back in March 2023 - for example the continued absence of a Welsh Victim's forum.

Redrow and Celestia

In parallel to the above developments, another new and disturbing development has arisen in the last week involving the long running building safety crisis at Celestia in Cardiff Bay.

On 9th April this year Redrow advised the WG and the Celestia Management Company Limited (CMCL - Whose directors are elected by leaseholders) - that under the terms of the WG contract - that they would remediate the serious fire defects at the development.

Redrow also agreed to replace all the defective and failing render under the same contract. CMCL and the WG were advised the project would take two years to complete. Since April, Redrow has consistently reported to CMCL and WG that the project was on track. Meanwhile we understand CMCL have co-operated fully with Redrow in allowing access for their experts to attend the site and prepare for the project.

Within the last month we understand that CMCL became concerned about a lack of information from Redrow. We know that worries were expressed about important deadlines. So, on 23 October the WG held a meeting with both CMCL and Redrow. **During the meeting Redrow announced that the remediation project was now scheduled to take 2.5 years! This frankly blind-sided CMCL. It was also a surprise to the WG.**

Two days later, CMCL, when meeting with our Freeholder (FHML) learnt to their absolute astonishment that Redrow had advised them that the Celestia remediation would take three years! We know that documentary evidence of the three year plan has been viewed.

So towards the very end of the agreed planning phase and in the space of just two days Redrow advised long suffering leaseholders that a two year project is now going to be three years!? It is also clear that Redrow knew about the three year plan when they met the WG and CMCL on the 23 October! Incredibly we also understand Redrow plans do not prioritise

Vega House which is the tallest building in the development and which as you know from your inspection of the fire has been subject to SWFRS Fire Enforcement Notices.

We understand that the CMCL board have repeatedly asked Redrow to share the three tenders that they secured from contractors to undertake the work. Quite simply, leaseholders want reassurance that Redrow has not selected a longer term work tender because it is cheaper. Bearing in mind leaseholders have been battling Redrow since 2010 on their building and fire defects.

We have also been advised that when CMCL approached the WG to ask Redrow to assist they were met with a tangible level of reluctance and the suggestion that perhaps leaseholders should just get on with it!

So we believe this is a case where the WG must stand firmly behind long suffering Welsh leaseholders and request that Redrow share their tenders to reassure leaseholders. Can you imagine inviting three builders to work on your home and not being allowed to see all three bids?

On Wednesday evening of this week over 110 leaseholders attended a CMCL Zoom briefing on the situation. Whilst all leaseholders want real progress they are naturally outraged that Redrow is failing to provide information that is readily available at the press of a button. It is a simple test of transparency and openness.

We also attach a slide that details the critical time lines and issues existing between Celestia and Redrow - this was presented at last Tuesday's Celestia Leaseholders Meeting

Given these continued developments we request that we be given an urgent opportunity to appear before your committee to set out our continuing struggles and concerns about developers' actions - or lack - in Wales. We desperately need a stronger and more interventionist WG response to this crisis. Lives are currently being thrashed and ruined by this scandal and yet developers are allowed to dawdle along in their responses. Something urgently needs to change as Welsh lives remain at risk. People want their lives back!

We look forward to hearing from you at the earliest opportunity.

We assume that as a matter of public record, this email appeal and attachments will be circulated to all members of your committee. Could you kindly confirm that our assumption is correct.

Diolch yn fawr

Rob Nichols and Mark Thomas Welsh Gladiator Leads

Recent CMCL Timeline 2024

Barratt's merger with Redrow was confirmed in early October. Redrow continues to operate as a branded entity



Tudalen y pecyniau

9 April 30 April 7 June 6 August 9 August 23 October 25 October 29 October

CMCL Receive letter from Redrow

Case Mgt Conference Directions to Trial

CMCL Meet with Walker Morris Leeds

CMCL Meet with Redrow WOP Cardiff Bay

CMCL EGM

CMCL Meet with Redrow & WG (CMCL concerns over possible delays)

Celestia Board have written to Redrow & WG asking to see all three tender submissions

Redrow served their defence to our legal claim. Incredibly they are continuing to deny any liability for Celestia's fire & build defects

Redrow BST & their external experts allowed full access to Celestia to prepare plans & proposals to remediate (3 Companies tendered) – **Advised throughout by Redrow BST that project was fully track for two years remediation**

Period of intense expert & legal works relating to our claim against Redrow

Proposed programme also does not prioritise Vega House - The Celestia block most at risk. We were previously advised it would be prioritised.

CMCL board – Situation is unacceptable. We need to establish whether or not another contractor bid for a two years contract.

Redrow are also seeking to push back the trial date to late 2026

Part of their continued strategy to wear us down

Welsh Cladiators

Meeting with Welsh Government
Housing Minister, Jayne Bryant

5 November 2024

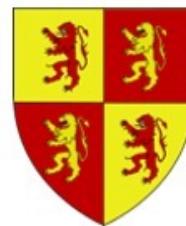
1015 -1045

Welsh Government Offices, Cardiff Bay



Diolch yn fawr

- Joanne Lawler – Welsh Government BSG for her continued engagement & support
- Our Members Today:
 - Marc Harries Victoria Wharf Cardiff Bay
 - Peter Larwood Victoria Wharf Cardiff Bay
 - Geoff Spight Altamar Swansea – Chair Of Management Company – remote
 - Mark Thomas Celestia Cardiff Bay – Chair of Celestia Management Company



Welsh Cladiators Fighting For 116-125

*Welsh Victims Demand Same Legal
Rights as Fellow English Victims*

The landscape that faces innocent Welsh victims



Estimated 600,000 people trapped in unsafe apartments across UK

Many belligerent parties
Massively complex - regulatory & legal
Weak political support
Time consuming
Under-regulated
Financial feeding bonanza – increased fees, charges everywhere
Inter-dependent parties
Many very reluctant players
Highly political – vested interests – many self- oriented agendas
Huge imbalances of power
Incredibly a lack of historical data, records
Low industry standards compared to other sectors – aircraft, motor, pharma

The Welsh Lived Experience



Alarming fires in cladding hit Cardiff Bay building

Bruce Sinclair A building in Cardiff Bay affected by the building safety scandal in the wake of the Grenfell disaster...
No comments.



Welsh Government criticised for failing cladding and fire safety victims

The Welsh Government has been criticised for failing to put pressure on property developers to contribute to fire safety remediation in the private sector. A Welsh local democracy reporter found that the Grenfell Tower fire exposed widespread fire safety issues in buildings across...



Welsh Government criticised for delays in revealing details of cladding remediation data

Ted Peskett. local democracy reporter



Cardiff's victims of the cladding and fire safety scandal remain in limbo four years on

A Welsh local democracy reporter found that the Grenfell Tower fire exposed widespread fire safety issues in buildings across...

No comments.



Recladding of council high rises set to make further progress

Ted Peskett. local democracy reporter The recladding of more council high rise buildings is set to make further progress four years...

No comments.

The Welsh Context A Private/Social Sector Divide?



Developers who fail to put right fire risk homes must face penalties, says MS

Martin Shipton The Welsh Government



Developers to foot bill for cladding repairs at luxury development

Dale Spriideon. local democracy



Council set to back new recladding fund scheme

Ted Peskett, local democracy reporter Cardiff Council is set to lead on a new

- Blame games between developers and freeholders resulting in long disputes and delays- victims suffer!
- Crisis is being “managed” by MAs & Developers with victims’ voices on the periphery. Yet victims pay!
- Many MAs do not enjoy confidence of victims – Competence & Client Focus?
- Buildings cannot be made half-safe – the fire defects versus building defects. PAS 9980 “proportionality” but still extortionate insurance risks – “people v buildings agendas”
- PAS 9980 – highly subjective – experts opinions differ – increasingly an issue in England!
- Victims getting fed up with individual expert opinions & judgements – need for clear regulation, rules and laws
- **Victims also dis-enfranchised by lack of local political representation**

The Major Challenge

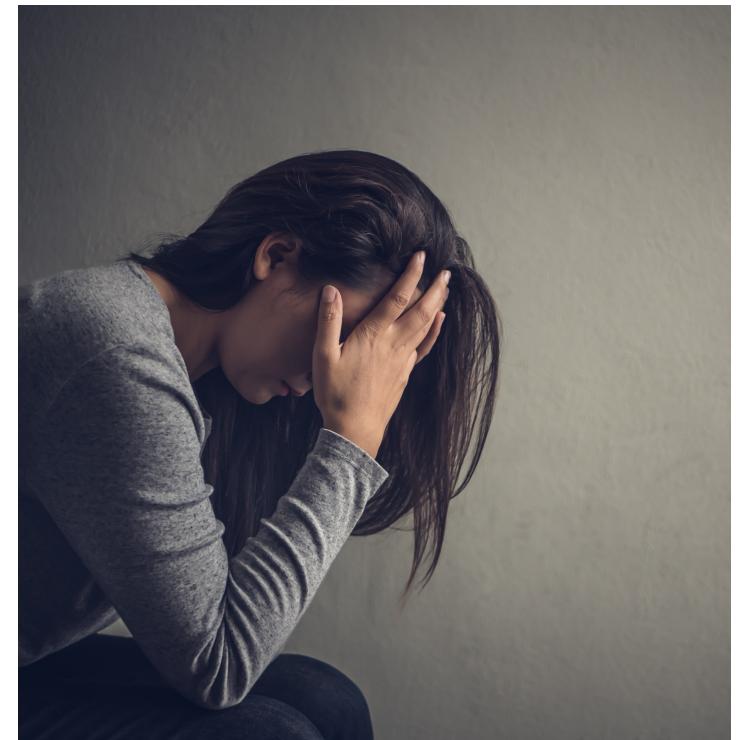
In Wales as in England there is a distinct lack of developer speed & urgency – unlike their new house building programmes.

54. In my view, whilst it may not necessarily be a "trump card" in every situation, the need for speed will be a significant factor in any decision to allocate funding under the BSF. That is because the whole basis for the BSF was the need urgently to address the cladding issues revealed by the Grenfell Tower disaster. That is why, as set out in the italicised passages at paragraph 4 above, the objective of the BSF is to resolve the problems "quickly", so that residents were and felt safe "now", and why it is said that the problems will be addressed "as quickly as possible". The need to act with speed is therefore baked into the whole rationale for the BSF. So here, whilst it was never suggested that it was a "trump card", speed was an important factor for the respondent to take into account when considering whether the interested parties had taken all reasonable steps in pursuing others, and when taking the decision of 26 August 2022.

Lord Justice Coulson in Court of Appeal case: Redrow v Sec of State (DLUHC) 21 May 2024

The Forgotten Human Cost

- Financial – experts and legal fees run into hundreds of thousands of pounds that are damaging lives
- Emotional – Mental & physical health – 24/7
 - Battling on so many fronts – developers, freeholders, managing agents, regulators, insurers, lawyers, insurers, technical experts, politicians, WG
- People are stuck – they cannot sell or move on
- Time – the years drag on, can never get back lost time – approaching eight years post Grenfell
- All done with zero back up – resources or capability
 - Leases are a condition of sale and are designed to disempower leaseholders in the face of both developers and freeholders' agendas – ref Victoria Wharf Case
 - Developer attitudes results in little trust



Private developments in Wales are struggling:

- Altamar, Celestia, Victoria Wharf, Prospect Place, Castle Buildings
- “Glacial progress” - access and licences – freeholders, developers
- Sharing of information – lack of candour and transparency regarding technical reports and surveys
- Victims have to constantly chase – little proactivity
- **Build Quality Issues – *not just fire defects***
 - Some victims have and are reverting to the Defective Premises Act (DPA) – offers a better remedy than WG contract – but comes at enormous cost and risk
 - Structural build issues can in some cases exceed fire defect costs
 - Structure of leases make it difficult for leaseholders to combine efforts and litigate – takes enormous efforts – “deliberately designed” this way
- **Managing Agents**
 - Lack necessary capability and resources – *has emerged from Estate Agents industry*
 - Trust? – Lack of client focus – *MAs look to recover all costs from leaseholders – little incentive to save money - traditionally don't seek client feedback*
 - Used to doing their own thing with limited leaseholder engagement - leave it to us to resolve!
 - Currently directing the “leaseholder response with developers!?!?”

Tudalen y pecyn 11

NEWS | LONDON

Newham is first council to successfully prosecute building owner for delays in removing dangerous cladding

Newham Council in landmark legal case following order to remove cladding following Grenfell disaster



THE LUMIÈRE BUILDING IN FOREST GATE

GOOGLE STREET VIEW

TRISTAN KIRK, COURTS CORRESPONDENT @KIRKKORNER
19 OCTOBER 2023

Altamar Swansea Bellway

- As with other developments Bellway rejected liability for any defects until Michael Gove extended the DPA limitation periods from 6-30 years
- Delayed and poor responses from Bellway – dragging their feet – see Mike Hedges October 2024 Senedd Question below!
- Beset not just with serious fire defects but also building defects – Structural steels – an increasing problem across many English sites
- Insurance Premiums escalating from £50k to £85k and many more additional costs.
- Now looking to litigate using the DPA to cover all the defects that are not covered under the WG Contract
- People want to sell up but can't.
 - Lenders won't support mortgages
 - Increased mortgage rates are a huge issue
- Many leaseholders want developers to buy back their properties

The residential development in Swansea found to have serious fire safety breaches

The nine-storey tower has block has a total of 149 apartments

NEWS By [Estel Farrell-Roig](#), Senior Reporter
18:34, 7 OCT 2019 | UPDATED 14:33, 11 OCT 2019

Bookmark     

▶ Enter your postcode for local news and info Go  In YourArea



The Altamar development in Swansea (Image: Jonathan Myers)



Eco Experts

Electricians confirm: Solar is only worthwhile if your house has...



02/10/2024 14:12:22 / Mike Hedges

Bellway Homes last September signed a legal agreement with the Welsh Government regarding the Altamar development. The agreement required an independent survey to be carried out, and this was done in February 2024. Bellway only released the survey results at the start of this month. Bellway have since advised that further surveys need to be done on fire doors and structural steel. When can people living in developments like this expect the remediation work to actually be started?

- Long history – back to 2010
- Redrow ran the legal clock down on many defects - failed to declare a collateral warranty at outset – hugely prolonged our crisis with devastating impact
- Serious build as well as fire defects detected (in 2019) – failing render, soil stacks, lack of fire wall barriers
- ~~Under~~ Flooded dockpath from start of the development
- ~~Under~~ Serious fire incident in last 12 months
- ~~Under~~ Michael Gove 6-30 years DPA time limitation breakthrough moment
- ~~Under~~ Currently in litigation with Redrow – adopting usual developer strategies – continuation of long history of obfuscation & delays – outspending and wearing claimants down
- ~~Under~~ Trying to progress fire and some core non-fire building defects under WG Bi Lateral Contract
- Currently saw sad death of former CMCL Company secretary – He did not live to see building restored despite battling with Redrow from 2010
- Again, people cannot sell and move on in life
- Massive imbalance of power – Very similar to Post Office corporate practices and scandal

Cladding: Redrow fails to get Cardiff court case dismissed

⌚ 4 May 2022



Grenfell Tower fire



Cardiff Bay's Celestia complex consists of seven buildings containing 450 flats

Leaseholders will continue building a legal case to sue a construction company over building defects after it failed to have the case thrown out.

Redrow contracted Laing O'Rourke between 2005 and 2007 to build the Celestia complex in Cardiff Bay.

Tests found faults including "very poor or non-existent" fire barriers between flats.

Victoria Wharf



- Ineffective & adversarial relationship exists between Managing Agent, First Port and many VW leaseholders- see *following detailed note*
- Considerable efforts by leaseholders to replace First Port have been prevented to-date by the restrictive drafting of the VW leases that require a 75% leaseholder majority.
- Deadlines for remediation mean little – drift is common – see Stephen Doughty announcement in Dec 2022!
- 1 December 2022 – local elected representatives declare that TW have agreed to remediate
- 13 May 2024 – after nil progress - meeting between TW & Freeholder E&M – to discuss licence to carry out works
- 3 June 2024 – Agreement still not signed – WG meeting called with parties to discuss. Only now recently signed!
- **VW is currently spending £750k per year on building insurance and waking watch costs! – around £14,000 per week!**

Welsh Cladiators WG Housing Minister Presentation 5 November 2024

Taylor Wimpey



Stephen Doughty MP · 01/12/2022 ...
Good news 😊 I am delighted to be able to report following interventions from myself [@vaughangething](#) [@GrangetownLAB](#) agreement reached for fire / building safety remediation works at **Victoria Wharf** to take place at no cost to leaseholders. This is welcome news from [@TaylorWimpey](#)



1/12/22 SD Declaration – But still no work at VW

Victoria Wharf – Taylor Wimpey

Taylor
Wimpey

Major concerns exist amongst VW leaseholders about the original building assessment of Victoria Wharf involving Tri Fire & their lead assessor Adam Kisiak –

- First Port still accept Mr Kisiak's reports as valid because he was an accredited Fire Engineer at the time of the assessment. It is alleged that Mr Kisiak may have since lost his FRA accreditation
- Mr Kisiak signed the original VW reports when he was employed by Oakleaf, a fire engineering consultancy
- Mr Kisiak then set up his own company, Tri-Fire, with his wife in April 2020.

First Port then took Mr Kisiak as their 'competent person' for fire safety. Many VW leaseholders are concerned about a lack of due diligence. Tri-Fire was a new company, with no real assets and no proven track record.

The Envirowall system that lies behind the VW building façade has been deemed by Simon Morgan (a VW leaseholder and former senior officer in SWFRS) as low risk and inherently safe. It is alleged that the reports produced by Mr Kisiak were fundamentally flawed. Some VW leaseholders have challenged First Port on these allegations and have been denied a detailed hearing or response.

Critically the original Kisiak reports have determined the considerable financial outcomes that all VW leaseholders are now living with – the huge costs of employing fire wardens ... massive increases in insurance premiums ... and all other fire safety matters that are not protected under the Building Safety Act in Wales ... but were in England.

- Many VW leaseholders allege that First Port has an agenda to effectively benefit from the Kisiak's reports and recommendations without explanation or accountability to VW leaseholders.
- Taylor Wimpey are currently conducting their own FRAEW ... the alleged missing 'cavity breaks' from the Oakleaf/Tri-Fire reports are reportedly being found – which highlights the concerns involving First Port and Mr Kisiak's reports

• Adam Kisiak, Formerly Principal Consultant at Tri Fire - now acquired by Phenna Group in July 2024

Challenges – Market Fundamentals

- Many Welsh estate agents are not willing to list many developments despite developers’ “comfort letters”
- Lenders will not lend against defective properties
 - Those that have often demand regular monthly reporting from some leaseholders adding to the pressure on lives
 - Impact of blight and loss of property values means many are “locked in” despite wanting to escape the horror show.
 - *The concept of blight, despite being contested by some legal advisers is obviously accepted by the Welsh Government in the terms of its leaseholder bail-out scheme – as purchases are made in a non-cladding crisis context.*
 - *More concerning than any temporary “blighting” effect is the permanent damage to property values that has already occurred – which for leaseholders may dwarf any costs of the original fire defects*

Remediation Works - Leaseholders need to fully safeguard & protect their positions in a low trust environment

- Leaseholders are not party to the WG contract. After many years of battling developers do not enjoy the trust or confidence of leaseholders. We are constantly told by legal advisers that developers cannot be trusted, and that they will seek to do the minimum they can under the Welsh or English Govt contracts – Recent London Barratt Redrow Royal Artillery Quays dispute
- Leaseholders cannot be expected to simply let developers carry out works without any independent expert oversight and inspection – it's naïve and shows no understanding of the very lengthy and adversarial battles that have been fought to secure any remediation agreement
- Leaseholders need to fund their own experts but cannot under the existing law be made to pay for any remediation planning or build costs. However, legal and technical costs result as licenses and works contracts need to be agreed and remediation plans reviewed and monitored.
- In normal development scenarios the Managing Agent would expect to receive a percentage fee of the total project to help manage and assist with the works. This is much needed so leaseholders can secure their own professional services experts to ensure any remediation works are implemented correctly
- Anecdotal evidence from England has indicated that in some remediation projects –e.g. improvements to insulation levels has subsequently resulted in new moisture and damp problems within some developments. There has also been the deeply disturbing Dagenham fire which occurred during a remediation project. We need to be alert to emerging issues.

Key questions for the Minister:

1. What immediate or medium-term sanctions (legal or otherwise) is the Minister considering or willing to take against developers to accelerate the current pedestrian pace of remediation?
2. Will the Minister formally request developers (publicly or privately) to consider buy backs of their properties for distressed leaseholders who desperately need to move on in their lives?
3. Is the Minister able to arrange or facilitate a medium to long-term funding facility (eg Development Bank of Wales) for Managing Agents & Management Companies of Welsh developments to:
 - I. Carry out building works works that might not fall under the “life critical fire safety” terms of the WG Contract?
 - II. Fund other long-term building & development improvements?
 - III. Pursue successful legal claims against developers using the broader and more effective remedy of the Defective Premises Act (DPA) – As per the Celestia & Altamar cases?
4. Will the Minister direct her officials to engage with victims ahead of MAs & developers? Will the Minister urgently organise a regular forum for Welsh victims to share their experiences and knowledge? Many of us face the same developer strategies and obstructions. We can benefit enormously by exchanging knowledge and contacts. We have been asking for this forum for several years. The WG has the time, resources and contacts to set up such a forum – we unfortunately don’t.
 - ❖ *Loans could be secured against future guaranteed long term service charges. Currently many Managing Companies have severe lease restrictions on their ability to raise capital for such projects. We know that the Development Bank of Wales lends large sums to property developers in Wales. In addition, the WG provided a £20m interest free loan to developers to help with their cash flow at the outset.*

Key questions for the Minister:

5. When will Welsh leaseholders and the wider public be provided with a detailed developers progress report (encompassing both social and private sector developments) - as is regularly issued by the UK Government. We were promised a detailed report & breakdown earlier this year (PPI Work) and are still waiting for the information. As injured parties to the crisis we have a right to know about developers' progress or lack of.
6. Can the Minister confirm how many Welsh leaseholders have been successful in having their homes purchased under the WG's "bail-out" scheme? How many leaseholders are currently in the pipeline awaiting approval?
7. Can the Minister provide detailed information on the evaluation method by which calculations are produced to derive a fair "non-fire & building safety crisis" market price for leaseholders who are made offers under the WG bail-out scheme?

On behalf of the many
hundreds of long- suffering
residents & leaseholders at
Victoria Wharf, Altamar and
Celestia

Diolch yn Fawr Minister

Thank you for your time today



To the members of the Housing Committee

Retrofit has been at the forefront of discussions to tackle climate change and fuel poverty and I wanted to let you know about some work we are doing to promote a policy called Rebate to Renovate. Having researched many market mechanisms to encourage and scale up retrofit in the UK this is the one, I believe, has the best chance of success. We have developed it with the UK Green Building Council and you can see from the attached summary there are a large number of financial and retrofit organisations supporting it. In summary it seeks to change stamp duty based on the energy efficiency of a home and rebate part/all of the stamp duty payment for energy efficient homes. The rebate can be claimed up to 2 years after the purchase allowing home owners to improve the energy efficiency of their homes after purchase with the cost of the retrofit born largely by the rebate. Given the Senedd has the power to set Land Transaction tax (Stamp Duty) there is a real opportunity for Wales to lead the way in building the retrofit market. More details are attached but the key elements of the Rebate to Renovate proposal are:-

1. A home purchase is the key trigger point for people to think about improving their new home including improvements to energy efficiency and it is a moment they are willing to invest.
2. A rebate is offered on stamp duty for energy efficient homes. The more energy efficient the higher the rebate.
3. Energy hungry homes will pay up to a 3% increase in stamp duty (based on current rates)
4. The rebate can be applied up to 2 years after the purchase of a home allowing a homeowner to improve the energy efficiency of their new home once they have moved in and claim the rebate.
5. The rebate levels are calculated to offer a real incentive to retrofit homes.
6. **It is revenue neutral to the treasury because high energy homes will pay an increase in stamp duty of no more than 3% on current levels.**
7. An additional £1.5bn of subsidy for the lowest value homes could be added to ensure low income households are not penalised.
8. It is progressive as it is based on actual energy use (rather than energy use /m² - the current EPC method) meaning the biggest homes will pay more.
9. The rebate 'breakeven' point can be adjusted as the housing stock improves to ensure treasury income is maintained.
10. It would see an 8% improvement in home energy efficiency by 2030.
11. It would stimulate an estimated total investment of £30bn over 5 years from the private sector.

I would be more than happy to talk further about it if you are interested and I believe it could be a key to unlocking the scale of retrofit we need in the Wales.

All the best, Sandy

Rebate to Renovate: Energy Saving Stamp Duty Incentive (ESSD)

*Driving towards net zero:
delivering economic growth, improving energy resilience, and building a sustainable market*

Transforming the existing Stamp Duty Land Tax into an Energy Saving Stamp Duty incentive has the potential to drive a long-term sustainable market for energy saving home upgrades, giving certainty to businesses and empowering consumers giving them choice to upgrade a new or existing home:

- ***A better energy performing home would attract a lower stamp duty.***
- ***Energy performance improvements made within 2 years of purchase trigger a rebate.***

1. The Problem: Leaky homes account for 31% of UK energy demand

The UK's leaky homes are a significant part of the energy security and climate problem. Heating and powering of the UK's 29 million homes accounts for 20% of UK carbon emissions and uses 31% of the energy. Energy security and net zero cannot be cost effectively delivered without tackling them.

However, over the last decade, programmes to improve the UK's owner occupied homes (circa 65% of all homes) have effectively ceased and the industry delivering improvements collapsed.

2. The Answer: It isn't simply more grants but a blend of investment

Whilst targeted subsidy programmes form a part of any energy saving and net zero strategy, for those that don't have means or access to finance, private finance will have to be deployed to deliver the majority of improvements.

Indeed, the prospect of grant funding, for those who can pay, simply causes them to hold off until grants are available and distorts what they chose to buy and from whom - to maximise the 'free money'. It doesn't create the sustained competitive market which industry wants and puts government on the hook for ongoing grant support.

3. The Approach: How do we stimulate such a significant level of private investment?

A market-based approach is required which gives householders and home buyers choice and becomes part of the existing home improvement culture.

a) Structural incentives provide flexible solutions and allow innovation

Introduction of long-term 'structural-incentives', such as nudging Stamp Duty, would create the conditions to produce a thriving energy efficiency market.

Further, as a structural driver **it need not be a burden on the Treasury**. It can reasonably be expected to remain in place as, and when, administrations change, providing the long-term demand so essential for success allowing businesses to invest and drive efficient delivery, high standards and low costs.

b) Structural-incentives and subsidy working together

An Energy Saving Stamp Duty Incentive, combined with grants for lower value homes will be a workable and effective structural solution, working seamlessly with existing green finance arrangements and policies as well as driving innovative new approaches to delivering home upgrades. Critically, it strongly catalyses industry engagement with any short term initiatives the Government may introduce because it provides confidence that the market created will not simply fall away again when the grants are reduced or withdrawn.

**The market will be stimulated to deliver more energy efficient homes
without on-going Government intervention.**

4. The How: How would the Energy Saving Stamp Duty Incentive work?

- ⇒ First, the energy demand (total kWh) of the home is calculated from the independently produced Energy Performance Certificate (already a requirement of a house sale).
- ⇒ The Stamp Duty to be paid is then adjusted up or down based on the home's calculated energy demand - the better the energy performance, the lower the tax paid.
- ⇒ Low energy improvements made within 2 years of purchase, validated by an updated EPC, trigger a rebate to be paid - as if the home had been improved before purchase.
- ⇒ For lower value homes, the rebate is enhanced to subsidise the cost of measures (this aspect is not revenue neutral).
- ⇒ Any recognised improvement in a home's energy efficiency (fabric, heating, services) would reduce the Stamp Duty paid.
- ⇒ With provisions sensitive to the particular challenges of listed homes.

5. The Benefits: What are the key benefits of the Energy Saving Stamp Duty Incentive?

- ✓ Catalyses significant growth – underpins an owner occupier low energy retrofit market of circa £17Bnpa and 300,000 new jobs covering every part of the UK.
- ✓ Explicitly highlights to homebuyers the energy performance of the home they are considering purchasing, motivating them to: seek advice, understand the improvements needed, appreciate the likely costs and to develop a plan – alongside their other home improvement ideas.
- ✓ Provides confidence that a home's energy performance will be reflected in its selling price and rewards homebuyers that act to improve their homes.
- ✓ Embeds a home's energy performance in the wider discussion about financing the purchase alongside other improvements the homebuyer may be considering.
- ✓ Recognises most homeowners undertake significant improvement works shortly after they move in. Combining these with energy improvements reduces the faff, time and disruption.
- ✓ Acting at the point of purchase equity is not 'tied up', capital can be retained to fund improvements.

- ✓ It 'nudges' homebuyers to take action on energy efficiency in a way that is proportionate to the home's value, and doesn't impede housing sales, affordability or social mobility.
- ✓ Is not a subsidy. The Energy Saving Stamp Duty Incentive could be revenue neutral for government or could allow Stamp Duty to taper out altogether, over a decade or two.
- ✓ It is capable of being blended with grant funding for those who are struggling.

6. Next steps: Statement of intent, certainty for businesses and creating a market

If the government made an announcement or **statement of intent** now, with implementation in 18 months to 2 years, homeowners considering selling would have time to act, should they wish, and businesses and government would have the time to prepare.

This approach would encourage immediate action whilst also smoothing roll-out and allowing companies to ramp-up capacity and get ready to deliver – ensuring a quality retrofit programme for all, giving certainty to businesses that there is guaranteed market demand.

Growing support

This idea is gaining momentum. A recent public opinion poll for No.10's 'Nudge Unit' showed 78% support of the policy. A rapidly growing number of organisations have added their support, from banks and estate agents to manufacturers and installers and beyond. They include:



For more information, please contact:

David Adams, EEIG ESSD spokesperson at david.adams@ukgbc.org

Louise Hutchins, UK Green Building Council at policy@ukgbc.org

October 2023



Rt. Hon. Elin Jones MS
Llywydd of the Senedd

Sent via email.

16 October 2024

Dear Elin,

I am writing to you regarding the Absent Voting (Elections in Scotland and Wales) Bill that I have introduced to the House of Commons today as a Private Members Bill.

The Bill I have introduced to the House today will make provisions in the following two key areas:

- Give the Scottish and Welsh Governments concurrent powers to bring forward regulations to align with the Elections Act and enable applications for postal and proxy votes for devolved elections to be made online.
- Provide powers to include an identity check requirement (via National Insurance number) on absent voting applications. This is an upfront check at the point of postal or proxy vote application, to minimise the risk of fraud. This requirement has been in place for registration applications since 2014.

I believe this will make welcome progress in making it easier for an elector to register for either a postal or proxy vote. If my Private Members Bill is successful, these provisions would be available for Scottish and Welsh Ministers to use ahead of the devolved elections in 2026.

I am keen to work with all stakeholders on these proposals and would be more than happy to meet with you to discuss them in more detail. I would be grateful if you could share this letter with the relevant Parliamentary Committee.

Yours sincerely,

Tracy Gilbert



Y Gwir Anrhydeddus Elin Jones AS
Llywydd, Senedd Cymru

Right Honourable Elin Jones MS
Llywydd, Welsh Parliament

Senedd Cymru

Bae Caerdydd, Caerdydd, CF99 1SN
Llywydd@senedd.cymru
0300 200 6565

Welsh Parliament

Cardiff Bay, Cardiff, CF99 1SN
Llywydd@senedd.wales
0300 200 6565

Tracy Gilbert MP

Member of Parliament for Edinburgh North and Leith
House of Commons
London
SW1A 0AA

13 November 2024

Dear Tracy Gilbert MP,

Thank you very much for taking the time to make the Welsh Parliament (the Senedd) aware of your Private Members Bill.

The Senedd ordinarily engages with UK Parliament Bills, where they relate to devolved matters, via the Legislative Consent process. Under that process it is the responsibility of Welsh Government to lay Legislative Consent Motions (LCMs) on relevant Bills for the Senedd's consideration. This scrutiny normally takes the form of a period of consideration by one or more Senedd Committees, before a motion on whether or not to give consent is debated by the Senedd.

I am copying your letter and this reply to relevant Committees for awareness in anticipation of an LCM being laid in relation to the Absent Voting (Elections in Scotland and Wales) Bill

Yours sincerely,

The Rt. Hon. Elin Jones MS/AS
Llywydd

Croesewir gohebiaeth yn Gymraeg neu Saesneg / We welcome correspondence in Welsh or English



Ein cyf/Our ref JB/PO/00338/2024

John Griffiths AS
Cadeirydd
Y Pwyllgor Llywodraeth Leol a Thai

19 Tachwedd 2024

Annwyl John

Sesiynau i graffu ar waith gweinidogol ar 10 Hydref 2024 – gwaith dilynol

Diolch am eich llythyr dyddiedig 24 Hydref. Gweler yr atebion isod i'ch cwestiynau:

Yr wybodaeth ddiweddaraf am y Tasglu Tai Fforddiadwy, gan gynnwys cylch gorchwyl y tasglu hwnnw

Rwyf wedi amlinellu fy ymrwymiad i ddarparu tai fforddiadwy, nid yn unig oherwydd ein hymrwymiad i ddarparu 20,000 o gartrefi i'w rhentu yn y sector cymdeithasol, ond oherwydd mai dyna'r peth iawn i'w wneud. Mae'n rhaid i ni ddarparu mwy o dai os yw ein huchelgeisiau i fynd i'r afael â digartrefedd yn cael eu gwired.

Ar 6 Tachwedd, cyhoeddais ddatganiad fod Tasglu Cartrefi Fforddiadwy yn cael ei sefydlu gan Lee Waters. Bydd y Tasglu yn gweithio ar draws LIC a buddiannau sectoraidd. Byddaf yn gwneud cyhoeddiad arall pan fydd yr adolygiad wedi'i gwblhau.

Diweddu i'r safle y cartrefi a fydd yn cael eu hadeiladu ar y 68 safle lle mae problemau ffosffadau wedi golygu oedi gydag adeiladu tai

Hefyd, cafodd partneriaethau lleol eu comisiynu i ymgymryd â gwaith manwl ar waith trin dŵr gwastraff lle nad yw/na fydd datblygiad wedi'i ryddhau drwy'r broses adolygu trwyddedau, gan gynnwys arwain astudiaethau achos ymchwilio dwfn ar gyfer safleoedd y cytunwyd arnynt. O blith y 68 o safleoedd a arweinir gan dai fforddiadwy y nododd landlordiaid cymdeithasol cofrestredig ac awdurdodau lleol eu bod wedi'u hoedi gan ffosffadau, gall y mwyaf o'r rhain bellach fynd yn eu blaenau a dim ond un sydd wedi'i oedi oherwydd ffosffadau erbyn hyn.

Roedd y 68 safle hyn yn gysylltiedig â 3,083 o gartrefi, ond dylai'r Pwyllgor nodi bod y niferoedd hyn yn amodol ar ganiatâd cynllunio ac felly gallant newid.

Canolfan Cyswllt Cyntaf / First Point of Contact Centre:
0300 0604400

Bae Caerdydd • Cardiff Bay
Caerdydd • Cardiff
CF99 1SN

Gohebiaeth.Jayne.Bryant@llyw.cymru
Correspondence.Jayne.Bryant@gov.Wales

Rydym yn croesawu derbyn gohebiaeth yn y Gymraeg. Byddwn yn ateb gohebiaeth Gymraeg sy'n dod i law yn Gymraeg ac ni fydd gohebu yn Gymraeg yn arwain at oedi.

We welcome receiving correspondence in Welsh. Any correspondence received in Welsh will be answered in Welsh and responding in Welsh will not lead to a delay in responding.

Gwybodaeth am y gwaith trawslywodraethol sy'n cael ei wneud gan edrych ar ba mor gadarn yw'r sector adeiladu presennol a beth sydd angen ei wneud i gefnogi'r sector hwnnw

Ysgrifennydd y Cabinet dros yr Economi, Ynni a Chynllunio sydd a phrif gyfrifoldeb dros y sector adeiladu. Mae Llywodraeth Cymru wedi ffurfioli cytundeb cydweithredol gydag Adeiladu Arbenigwydd yng Nghymru (CEW) i wella ansawdd y cyngor adeiladu arbenigol proffesiynol i Weinidogion gyda'r nod o wella ymatebolwydd a lefel yr ymgysylltiad o fewn y Llywodraeth, rhannau eraill o'r sector cyhoeddus yng Nghymru a rhanddeiliaid allanol. Mae CEW yn sefydliad nid-er-elw a gydnabyddir yn eang gan y sector fel y llais annibynnol ar gyfer adeiladu yng Nghymru.

Mae costau blynnyddol y contract hwn yn cael eu talu'n gyfartal ar draws tri maes o fewn Llywodraeth Cymru - yr Economi, Tai ac Adfywio ac Addysg. Bydd hyn yn rhoi cyngor, gwybodaeth amser real a chefnogaeth ar faterion adeiladu.

Drwy ein perthynas waith agosach â CEW a'r Sector Adeiladu, nodwyd nad oes Strategaeth Adeiladu gyffredinol ar waith ar hyn o bryd. Ar hyn o bryd rydym yn gweithio ar Ddatganiad Polisi i nodi'r weledigaeth a'r uchelgais sy'n cyd-fynd â nodau polisi Llywodraeth Cymru. Rydym am i'r ddogfen hon fod yn ddarn o waith cydweithredol wedi'i gyd-ddylunio rhwng Llywodraeth Cymru a'r Sector Adeiladu ac unwaith y bydd y drafft wedi'i gwblhau, bydd hwn yn cael ei gyhoeddi ar gyfer ymgynghoriad drwy CEW. Bydd Llawlyfr Adeiladu Cymru yn cefnogi'r sector i gyflawni'r uchelgais a'r weledigaeth o ran polisi.

Mae llwybrau yn cynnig cyfle i'r sector gynllunio ymlaen llaw a buddsoddi mewn pobl a sgiliau, ond mae'r sector yn aml yn gwneud y pwyt ei bod yn anodd cael gafael ar 'welededd' llwybrau y sector cyhoeddus.

Mae swyddogion bellach yn ymwneud ag adolygu sut i wella tryloywder a hygyrchedd llwybrau ar gyfer contractwyr a busnesau bach a chanolig Haen 1 fel ei gilydd a byddant yn cyflwyno cynigion i'w hystyried maes o law.

Yn dilyn methiant diweddar Contractwr Haen 1, rydym yn ymgymryd â gwaith i ddeall y defnydd o Gyfrifon Banc Prosiectau (PBAs). Mae swyddogion bellach wedi comisiynu Adolygiad annibynnol, i'w gynnal gan CEW, i Gyfrifon Banc Prosiectau a'u gweithrediad yn y sector. Mae disgwyl yr adroddiad tua diwedd y flwyddyn.

Yr wybodaeth ddiweddaraf am effaith y Grant Cartrefi Gwag Cenedlaethol a rhagor o wybodaeth pam nad yw 5 o'r 22 awdurdod lleol wedi cofrestru ar gyfer y Cynllun Grant, gan gynnwys y rhesymau pam nad ydynt yn cofrestru a beth arall y gellir ei wneud i helpu i ddileu rhwystrau posibl.

Ar 11.10.2024, mae'r Cynllun Grant Cartrefi Gwag Cenedlaethol wedi derbyn 904 o geisiadau diliys, y mae 300 ohonynt wedi'u cymeradwyo (heb eu cwblhau eto) a 122 wedi'u cwblhau. O ystyried yr amserlenni cyfartalog dan sylw (12 mis o'r cais i'w gwblhau), mae'n rhy gynnar i weld gwir effaith y cynllun, fodd bynnag, byddem yn disgwyl i'r nifer sy'n cwblhau gynyddu ymhellach wrth i fwy gael eu cymeradwyo.

Mae lleihau nifer yr eiddo gwag yn fater pwysig, ond mae hefyd yn faes cyfrifoldeb a rennir ar gyfer Llywodraeth genedlaethol a lleol. Dyna pam, ar ôl lansio'r cynllun, y gwnaeth Llywodraeth Cymru ddarparu hyd at £50m ar ei gyfer, i'r Gweinidog Newid Hinsawdd ar y pryd gynnwys gofyniad i awdurdodau lleol oedd yn cymryd rhan ddarparu cyfraniad ariannol o 10% o werth y grantiau a roddwyd yn eu hardaloedd, yn ystod y cynllun. Yn anffodus, gwrrhododd 5 awdurdod lleol gymryd rhan yn y cynllun, gan nodi blaenoriaethu cyllidebau a diffyg syrfewyr / capaciti syrfewyr fel y rhesymau.

Mae adolygiad o'r cynllun yn cael ei archwilio ar hyn o bryd er mwyn llywio camau gweithredu yn y dyfodol. Os bydd yn mynd yn ei flae, bydd yn edrych ymhellach i'r heriau hyn gyda'r bwriad o nodi atebion posibl.

Gwybodaeth bellach am y gwahanol lefelau o premiymau treth gyngor sy'n cael eu defnyddio gan awdurdodau lleol ar eiddo gwag ledled Cymru, ac a yw'r ymyrraeth yn cael effaith.

Mae gwahanol lefelau y premiymau treth gyngor a godir ar eiddo gwag hirdymor yn ôl ardal awdurdod lleol wedi'u nodi yn y tabl isod, gyda 18 awdurdod lleol yn codi premiwm ar hyn o bryd. Mae Llywodraeth Cymru yn parhau i fonitro effaith y fframwaith deddfwriaethol cyffredinol ar gyfer premiymau sy'n gymharol newydd yng nghyd-destun system dreth leol sydd wedi bodoli ers degawdau lawer. Mae'r fframwaith yn galluogi awdurdodau lleol i benderfynu ar lefel sy'n briodol ar gyfer eu hamgylchiadau lleol unigol pan fo'r amser yn iawn iddynt hwy, ac yna monitro a diwygio'r premiymau mewn ymateb i amgylchiadau lleol.

Tabl 1: Premiymau y Dreth Gyngor ar gyfer eiddo gwag tymor hir, yn ôl awdurdod lleol, yn 2024-25

Awdurdod Lleol	Premiwm ar Eiddo Gwag Hirdymor
Ynys Môn	100% '
Cyngor Gwynedd	100% '
Castell-nedd Port Talbot	100% '
Sir Ddinbych	100% os yw'n wag hyd at 5 mlynedd 150% os yw'n wag am fwy na 5 mlynedd
Sir y Fflint	75% '
Wrecsam	100% '
Sir Fynwy	100% '
Caerffili	100% os yw'n wag hyd at 5 mlynedd 150% os yw'n wag hyd at 10 mlynedd 200% os yw'n wag am fwy na 10 mlynedd
Sir Benfro	100% os yw'n wag am 2 flynedd 200% os yw'n wag hyd at 3 mlynedd 300% os yw'n wag am 4 blynedd neu fwy
Sir Gaerfyrddin	50% '
Abertawe	100% '
Pen-y-bont ar Ogwr	100% '
Wrecsam	100% os yw'n wag am 1 flwyddyn 150% os yw'n wag am 2 blynedd neu fwy
Rhondda Cynon Taf	50% os yw'n wag hyd at 2 mlynedd 100% os yw'n wag am 2 blynedd neu fwy
Merthyr Tudful	100% '
Sir Fynwy	100% os yw'n wag am 1 flwyddyn 200% os yw'n wag am 2 flynedd 300% os yw'n wag am 3 blynedd neu fwy
Casnewydd	100% '
Caerdydd	100% os yw'n wag am 1 flwyddyn

	200% os yw'n wag am 2 flynedd 300% os yw'n wag am 3 blynedd neu fwy
--	---

Mater i awdurdodau lleol unigol yw penderfynu a ddylid codi premiymau treth gyngor ar eiddo penodol, gan ystyried [canllawiau](#) Llywodraeth Cymru, ac wedi dadansoddi'r dystiolaeth sydd ar gael iddynt am effeithiau canlyniadol, ac ymgysylltu â chymunedau. Mae rhai categoriâu o eiddo yn parhau i gael eu heithrio rhag premiymau eiddo gwag tymor hir, gan gynnwys estyniadau, lle mae pobl yn byw mewn mannau eraill yn llety'r lluoedd arfog, ac anheddu sy'n cael eu marchnata i'w gwerthu neu eu ar osod (eithriad â therfyn amser). Mae hyn yn dangos yr ystod eang o ddewis sydd ar gael i lywodraeth leol fel dull i helpu i reoli nifer y cartrefi gwag tymor hir yn lleol. Edrychaf ymlaen at barhau â'r drafodaeth am bremiymau gyda'r Pwyllgor wrth i'r dulliau hyn sefydlu ymhellach.

Gwybodaeth bellach am y broses gaffael a ddefnyddir i ddifyarnu'r contract i Brifysgol Caerdydd ar gyfer cynnal gweithdai ymchwil annibynnol a rhanddeiliaid ar asedau cymunedol, gan gynnwys a allai awdurdodau lleol ddefnyddio yr un dull mewn sefyllfa debyg.

Nid oedd yr adnoddau na'r arbenigedd ar gael i ymgymryd â'r gwaith hwn yn fewnol a bodloni disgwyliadau'r Pwyllgor Llywodraeth Leol a Thai (LGH). Teimlwyd na fyddai adolygiad mewnol yn annibynnol ac y byddai ond yn ailadrodd yr hyn a wnaed gan y Pwyllgor Llywodraeth Leol a Thai.

Penderfynwyd cynnal ymadawiad yn hytrach na chaffael. Cytunodd swyddogion fod risg uchel, pe byddem yn dilyn caffael trwy dendr, y gallai un o'r grwpiau lobio/buddiannau wneud cais llwyddiannus, a fyddai'n herio cadernid y dystiolaeth a ddarparwyd i'r Comisiwn Asedau Cymunedol. Byddai ymadawiad hefyd yn sicrhau bod y gwaith yn dechrau cyn gynted â phosibl.

Ystyriwyd prifysgolion eraill ond daeth Prifysgol Caerdydd i'r amlwg fel yr opsiwn a ffefrir gan mai'r Ysgol Cynllunio a Daearyddiaeth yw'r unig Ysgol sy'n dod â chynllunio a daearyddiaeth ynghyd, sy'n bwysig wrth i'r agenda lle a thir gael ei chadw mewn un ardal, sy'n bwysig i'r comisiwn hwn.

Ni roddodd Prifysgol Caerdydd dystiolaeth i ymchwiliad gwreiddiol y Pwyllgor Llywodraeth Leol a Thai ac ni ystyriwyd eu bod yn rhanddeiliaid eu hunain a'u bod yn gallu cefnogi'r Comisiwn Asedau Cymunedol trwy ddarparu dystiolaeth annibynnol, ddiuedd.

Mae gan Lywodraeth Cymru lywodraethu cynhwysfawr mewn perthynas â chaffael ac mae'r broses ymadael yn arbennig o egniol. Bydd gan bob cyngor drefniadau penodol ar waith ond byddai'r rhan fwyaf o awdurdodau lleol yn caniatáu atal rheolau gweithdrefn contract i ganiatáu dyfarniad uniongyrchol i gyflenwyr. Byddai'n rhaid bodloni meinu prawf penodol a gallai hyn fod yn wahanol ar draws awdurdodau lleol.

Yn olaf, cadarnhau bod trefniadau ar y gweill i'm swyddogion gynnig briff technegol ar weithrediad y fformiwl ariannu llywodraeth leol i'r Pwyllgor ac aelodau eraill y Senedd.

Yn gywir

A handwritten signature in black ink, appearing to read "Jayne Bryant".

Jayne Bryant AS/MS

Ysgrifennydd y Cabinet dros Lywodraeth Leol a Thai
Cabinet Secretary for Housing and Local Government

**Local Government
and Housing Committee**

Eleri Williams,
Policy and Research Adviser
Building Communities Trust

18 November 2024

Dear Eleri,

Inquiry into the role, governance and accountability of the community and town sector

Thank you for agreeing to give evidence to the Committee on this inquiry, I hope that you are recovering well following your illness. As you were unable to attend the evidence session, Members agreed that it would be useful to receive a written response from you on the matters we had intended to discuss. We would therefore be grateful if you could outline your views on the following.

Relationship with community councils

Community interaction. Views on why some community groups, in Building Communities Trust's words, choose to "focus their attention on what can be done without input from any tier of government".

Role and value: Views on whether larger and better resourced town and community councils provide greater support for community groups, and what sort of influence do communities and community groups have over local decision making.

Financial support for community action

Variability of support. To outline experiences of the variability in financial support from community councils in support of community action, and whether it is a matter of resource rather than desire to assist community groups.

Support for community led schemes and seed funding. Views on whether community councils are sufficiently supporting communities at the early stages of planning, such as schemes to develop community-led housing, and whether such schemes are easier to develop with larger community councils.



Community council clerks

The role of clerks as facilitators. Views on how significant the role of a community council clerk is in facilitating and supporting relationships between community groups and community councils, and whether clerks have the required support and capacity to undertake the role effectively.

Recognition for clerks. Views on the level of recognition and remuneration of town and community council clerks, and whether they have the required qualifications to effectively undertake all their duties.

Democracy

Democratic deficit. Views on the extent low engagement in the electoral process and the number of uncontested seats “undermine the legitimacy” of this tier of government, and whether this creates issues of trust between some community groups and community councils.

A rethink on community council structure. Views on the [Independent Review Panel’s conclusion in its 2018 report](#) that the “case has been made to retain Community and Town Councils” and that all areas should be served by one. Whether electoral data paints a different picture, and views on whether there should be a wholesale rethink about the future structure of this tier of government.

Scrutiny arrangements. To expand on concerns about scrutiny arrangements at some town and community councils, and what should be done to improve accountability and transparency.

Training for councillors. Views on current training requirements for community and town councillors, and whether there should be mandatory training, particularly in relation to code of conduct matters.

Digital

Use of digital to improve decision-making: Views on developing both IT and digital capacity within the town and community council sector, and how it could be used to increase participation and engagement in local democratic processes.

Support for councils: Whether there is sufficient support and resource for community councils to improve their digital and IT capacity, and whether it should be a priority for this tier of government.

New powers and responsibilities

General Power of Competence: Awareness of whether local councils are seeking to become eligible community councils for the purpose of exercising the general power of competence, and views on the potential benefits for communities and third sector organisations.



Annual reports and training plans: Views on whether the additional requirements in the 2021 Act to publish an annual report and prepare training plans improved transparency and accountability, and what would help to improve accountability in future.

If possible, it would be helpful to receive your response by Thursday 28 November to enable the Committee to consider it ahead of our final evidence session on this inquiry.

Yours sincerely



John Griffiths MS

Chair

Croesewir gohebiaeth yn Gymraeg neu Saesneg.

We welcome correspondence in Welsh or English.





By email only: Inquiry into the role, governance and accountability of the community and town sector

November 21st 2024.

Dear John Griffiths MS, Local Government and Housing Committee Chair,

Many thanks for your letter dated November 18th. I was disappointed not to be able to attend the evidence session virtually due to illness and I thank you and the Committee Members for your understanding, as well as the opportunity for Building Communities Trust to contribute additional information to help this inquiry in writing. For ease of use I have included all the points in your letter, with our responses coloured blue.

Relationship with community councils

Community interaction. Views on why some community groups, in Building Communities Trust's words, choose to "focus their attention on what can be done without input from any tier of government".

Motivations for getting involved in community action undoubtedly vary. However, in the types of communities where BCT works (with the majority experiencing the double disadvantage of significant socio-economic disadvantage and limited social infrastructure) many individuals have been involved in community action for a long period of time. Individuals and community groups may have participated in a range of previous poverty alleviation and / or community development programmes with varying degrees of success. For many of the communities where we work, the historical experience of Communities First is still felt, leading to apathy on one side, and distrust of government programmes (and sometimes funding) on the other.

In our experience most community action comes from local initiative and reflects local networks, (social) enterprise and opportunities. Much of the action revolves around activities people *want* to do together and some around the help for themselves and their neighbours that people feel *needs* to be provided locally. The geographical make up of local areas also makes a difference with both transport within communities and the nature of opportunity to run community activity being important factors. Community action is almost always led by some kind of group or organisation, especially if it has been going for a long time. Most community organisations involve a committee with a small amount of money to run simple activities, but a considerable minority¹ are incorporated organisations, owning or managing property and employing staff.

Role and value: Views on whether larger and better resourced town and community councils provide greater support for community groups, and what sort of influence do communities and community groups have over local decision making.

At a national level, recent statistics show that a minority of individuals (30%) feel able to influence local decision making, although this figure has increased since before the pandemic.²

¹ [2020-12-08-14-1-mapping-community-assets-in-wa.pdf \(squarespace.com\)](https://2020-12-08-14-1-mapping-community-assets-in-wa.pdf)

² <https://www.gov.wales/wellbeing-wales-2024-wales-cohesive-communities-html#153135>



Carnegie Trust data shows that most people in Wales feel that they cannot influence decisions affecting the UK, Wales, or their local area (74%, 66% and 55% respectively) and 31% of people have low levels of trust in local councils.³

Beyond these statistics, our experience suggests that giving long-term funding directly to community groups, can equip them with better leveraging power with local authorities and town and community councils. Overall, communities and community groups influence over local decision making is limited overall with some notable exceptions, for larger well-resourced and connected community groups.

In general, we would consider that larger, better resourced (and organised) town and community councils have a greater ability to provide support for community groups and community action in principle. However, the practice is also dependent on the culture and ambition of the town and/or community council. Simply having access to more resources does not necessarily guarantee that a town or community council will be supportive of community groups and community action.

Financial support for community action

Variability of support. To outline experiences of the variability in financial support from community councils in support of community action, and whether it is a matter of resource rather than desire to assist community groups.

As suggested above, there are several interrelated factors affecting the relationship between community groups and town/community councils, particularly when it comes to financial support. Resources and culture are two major factors. For larger, better resourced town and community councils, it is obviously easier to offer financial support to community action and groups. However, culture and ambition on the part of the council is also key. We must also remember that in some areas of Wales, community actions is more prevalent than others, so the viability of a grants scheme (or the like) will also depend on the existence of a range of community organisations, which could satisfy any financial procedures stipulated by the town or community council.

Support for community led schemes and seed funding. Views on whether community councils are sufficiently supporting communities at the early stages of planning, such as schemes to develop community-led housing, and whether such schemes are easier to develop with larger community councils.

Community-led housing and planning are not areas of expertise for BCT, so we are not well-placed to respond to this line of questioning.

Community council clerks

The role of clerks as facilitators. Views on how significant the role of a community council clerk is in facilitating and supporting relationships between community groups and community councils, and whether clerks have the required support and capacity to undertake the role effectively.

³ https://d1ssu070pg2v9i.cloudfront.net/pex/carnegie_uk_trust/2024/11/11151431/LiUK-Wales-2024-FINAL.pdf



The role of clerk is essential to the smooth and effective running of any town/ community council. They can and often act as a bridge between the institution and external stakeholders, such as community groups. However, there is not always capacity for clerks to focus on this aspect. Many groups in our network spoke highly of their relationship with council clerks, recognising the competing pressures they face, suggesting that potentially more support could be provided to clerks. It may be worth looking into the development of a Welsh-specific peer network for clerks, given the differing reporting requirements.

Sometimes, councils employ a dedicated community connector, to undertake much of this engagement work, and where these roles exist, it is clearly the connector not the clerk undertaking the facilitation and development of relationships with community groups (and others).

Recognition for clerks. Views on the level of recognition and remuneration of town and community council clerks, and whether they have the required qualifications to effectively undertake all their duties.

Clerks were widely regarded as central to the overall success of town and community councils. At least one member of our networks expressed concern about the low levels of remuneration for clerks. It is our understanding that whilst qualifications for clerks are encouraged, they are not essential for clerks of councils looking to exercise the General Power of Competence. From the experiences shared by our networks, the challenges facing clerks relate to capacity levels, rather than appropriate qualifications. We heard from one individual who undertakes clerking for two councils, that the 2021 Act had led to a dramatic increase in their workload. The individual explained that they could “understand why so many clerks were giving up the role.”

Democracy

Democratic deficit. Views on the extent low engagement in the electoral process and the number of uncontested seats “undermine the legitimacy” of this tier of government, and whether this creates issues of trust between some community groups and community councils.

It is our view that the statistics we quoted in our previous response regarding May 2022’s elections, (“only 22% of the 7,883 seats were contested. 62% of seats were uncontested – meaning that no election was held – and 16% of seats were unfilled, to be filled through further election or by co-option.”⁴ Around 30 councils were inquorate following these elections. Turnout was also down around 5% from 2017 to 38%.⁵) should be a significant concern which undermines the legitimacy of this tier of government. However, the democratic deficit affecting this tier of government does not appear to be a major cause of distrust between community groups and town / community councils. As highlighted above, there are a range of factors causing issues of trust between community groups and any tier of government. The level of disinterest in this tier of government is our view, more concerning.

A rethink on community council structure. Views on the Independent Review Panel’s conclusion in its 2018 report that the “case has been made to retain Community and Town Councils” and

⁴ Rebecca Evans MS, Minister for Finance and Local Government, [Written Statement: Democratic Health of Community and Town Councils](#), April 2023

⁵ Terms of Reference for the Democratic Health Task and Finish Group, <https://www.gov.wales/democratic-health-task-and-finish-group/terms-reference>

that all areas should be served by one. Whether electoral data paints a different picture, and views on whether there should be a wholesale rethink about the future structure of this tier of government.

BCT does not have a view on the Independent Review Panel's conclusions but we have significant concerns about the status quo, in light of the low voter turnout and level of contestation of seats. We would support further analysis of the future structure of this tier of government, which we recognise may have already been undertaken by the Democratic Health Task and Finish Group.

Scrutiny arrangements. To expand on concerns about scrutiny arrangements at some town and community councils, and what should be done to improve accountability and transparency. We are concerned about the current scrutiny arrangements for this tier of government. Former town and community councillors shared their experiences of ineffective challenge to and by Council Chairs, stating that many councillors and Chairs do not adequately understand their roles, nor the protocols that exist. We also heard about the difficulties of individual councillors having their views heard, especially as young women. This is despite longstanding interest in and efforts to increase the diversity of individuals involved in local government, suggesting a need for culture change within some town and community councils. We would support calls for further mandatory training for councillors as a starting point and would like to see additional open access support provided by One Voice Wales, to town and community councils which are not part of their membership.

Training for councillors. Views on current training requirements for community and town councillors, and whether there should be mandatory training, particularly in relation to code of conduct matters.

As we understand it, there are training requirements for those councils wanting to exercise the General Power of Competence, but not for other town and community councils. We believe there should be a mandatory training programme for all councillors, with regular refresher courses available. This is especially important to code of conduct matters, and if implemented effectively could aid in reducing apathy towards this tier of government.

Digital

Use of digital to improve decision-making: Views on developing both IT and digital capacity within the town and community council sector, and how it could be used to increase participation and engagement in local democratic processes.

We consider there to be limited potential from developing IT and digital to increase participation and engagement in local democratic processes. The evidence is that there is little interest in the work of town and community councils rather than unmet demand for information. With 7% of the Welsh population not online, and many more not proficient online, it is vitally important that if this is pursued, it must be done so alongside other non-digital engagement and participation methods. We are clear that developing IT and digital capacity is not a universal solution and will not meet everyone's needs.

Support for councils: Whether there is sufficient support and resource for community councils to improve their digital and IT capacity, and whether it should be a priority for this tier of government.



We anticipate that there will be sufficient support and resource for larger town and community councils to improve their digital and IT capacity. Maintaining a digital presence takes resources and expertise, which may or may not be present. From a limited examination of the websites of a small sample of town and community councils, it is not clear that this is a priority for many councils currently. We remain unconvinced that expanding the use of digital and IT capacity should be prioritised above and beyond other forms of engagement and participation methods. In our own programme work, there is a wide variety of expertise and willingness to engage virtually, and we anticipate this reflects the wider population.

New powers and responsibilities

General Power of Competence: Awareness of whether local councils are seeking to become eligible community councils for the purpose of exercising the general power of competence, and views on the potential benefits for communities and third sector organisations.

It's beyond our expertise to have detailed knowledge of whether councils are seeking to become eligible community councils in order to exercise the general power of competence. However, it appears that the general power of competence creates additional responsibilities. These additional responsibilities appear to be onerous for councils and clerks which already lack capacity. The act includes the requirement to make and publish a training plan for staff and councillors, the duty to publish an annual report and provision to ensure that for any members of the public attending meetings have a reasonable opportunity to make representations about council business. From these responsibilities, it is not obvious how the general power of competence results in direct benefits to communities and third sector organisations.

Annual reports and training plans: Views on whether the additional requirements in the 2021 Act to publish an annual report and prepare training plans improved transparency and accountability, and what would help to improve accountability in future.

The additional requirements of the 2021 Act in terms of publishing an annual report and preparing a training plan have, in our view, limited potential to improve transparency and accountability. Whilst these provisions add some level of additional scrutiny to eligible councils, there is a mismatch between the requirements of professionalisation and capacity. We also anticipate that the readership of a training plan and annual report will be small.

Many thanks once again for your understanding and the opportunity to provide further written evidence. Should you wish to have any further clarity on any of the points raised, please do not hesitate to contact me. I hope the rest of the evidence sessions for this inquiry go well.

Yours sincerely,

Eleri

Eleri Williams, Policy and Research Advisor at Building Communities Trust.