Appendix 3

Extract from Powys County Council – Protocol for Public Participation at Council Meetings - [November 2019]

Reasons for rejecting questions

1.7.1 The Chair of the Council may reject a question if it:

- (i) is not about a matter for which the County Council has responsibility / powers or duties or which affects the County; and / or
- (ii) is defamatory, frivolous or offensive; and / or
- (iii) is substantially the same as a question / issue which has been considered at two meetings of the Council in the past six months (including questions raised by Members and answered); and / or
- (iv) requires the disclosure of confidential or exempt information; and / or
- (v) relates to a complaint (complaints should be presented through the Council's complaints procedure); and / or
- (vi) relates to a matter which is the subject of legal or enforcement proceedings or an appeal to a court or tribunal or to a Government Minister or the National Assembly or an investigation by the Local Government Ombudsman; and / or
- (vii) relates to a Regulatory Decision or a specific application for permission, a licence, consent, approval or registration, or any enforcement action relating to such a matter; and / or
- (viii) relates to a decision which has been made by the Council in exercise of its regulatory functions in respect of which there are legal rights of redress; and / or
- (ix) relates to the activities and aims of a political party or organisation; and / or
- (x) relates to an individual / group / business or the questioner's own particular circumstances (where the Council's complaints process should be utilised); and / or
- (xi) relates to the personal circumstances or conduct of any officer and Councillor or conditions of service of individual employees; and / or
- (xii) is a statement or otherwise and is not a genuine enquiry; and / or
- (xiii) would require the expenditure of a disproportionate amount of time, money or effort to prepare the answer; and / or
- (xiv) relates to a local matter that has no wider significance to the County, in which case the question will be forwarded to the local County Councillor.

1.7.2 The ruling of the Chair in the above matters shall be final.

Atodiad 3

Dyfyniad o Brotocol Cyngor Sir Powys ar Gyfranogiad y Cyhoedd yng Nghyfarfodydd y Cyngor [Tachwedd 2019]

Rhesymau dros wrthod cwestiynau

1.7.1 Gall Cadeirydd y Cyngor wrthod cwestiwn os:

- (i) nad yw'n ymwneud â mater lle mae gan y Cyngor Sir gyfrifoldeb / pwerau neu ddyletswyddau drosto neu sy'n effeithio ar y Sir; a / neu
- (ii) yw'n ddifrïol, gwacsaw neu'n sarhaus; a / neu
- (iii) yw'n fwy neu lai'r un fath â chwestiwn a ystyriwyd mewn dau gyfarfod o'r Cyngor yn y chwe mis blaenorol (gan gynnwys cwestiynau a godwyd gan Aelodau ac a atebwyd); a / neu
- (iv) oes angen datgelu gwybodaeth gyfrinachol neu wedi'i eithrio; a / neu
- (v) yw'n ymwneud â chŵyn (dylid cyflwyno cwynion drwy weithdrefn gwynion y Cyngor); a / neu
- (vi) yw'n ymwneud â mater sy'n destun achos cyfreithiol neu orfodaeth neu'n apêl i lys neu dribiwnlys neu i Weinidog o'r Llywodraeth neu'r Cynulliad Cenedlaethol neu ymchwiliad gan yr Ombwdsmon Llywodraeth Leol; a / neu
- (vii) yw'n ymwneud â Phenderfyniad Rheoliadol neu gais penodol am ganiatâd, trwydded, cydsyniad, cymeradwyaeth neu gofrestriad, neu unrhyw gamau gorfodi'n ymwneud â mater o'r fath; a / neu
- (viii) yw'n ymwneud â phenderfyniad a wnaed gan y Cyngor wrth ymarfer ei swyddogaethau rheoliadol a lle mae hawliau unioni cyfreithiol yn ei gyswllt; a / neu
- (ix) yw'n ymwneud â gweithgareddau ac amcanion plaid neu fudiad gwleidyddol; a / neu
- (x) yw'n ymwneud ag unigolyn / grŵp / busnes neu amgylchiadau penodol y cwestiynwr ei hun (lle dylid dilyn proses gwynion y Cyngor); a / neu
- (xi) yw'n ymwneud ag amgylchiadau personol neu ymddygiad unrhyw swyddog a Chynghorydd neu amodau gwasanaeth gweithwyr unigol; a / neu
- (xii) yw'n ddatganiad, neu fel arall, ac nid yn ymholiad gwirioneddol; a / neu
- (xiii) byddai angen gwario swm anghymesur o amser, arian neu ymdrech yn paratoi'r ateb; a / neu
- (xiv) yw'n ymwneud â mater lleol heb unrhyw arwyddocad ehangach i'r Sir, lle byddai'r cwestiwn felly'n cael ei basio ymlaen i'r Cynghorydd Sir lleol.

1.7.2 Bydd penderfyniad y Cadeirydd yn y materion uchod yn derfynol.