Register of interests of MAURICE BERNARD THOMAS O'GARA

a **Councillor/~~Co-opted Member~~** *(delete as appropriate)* of

COLAN PARISH **Council**

(as required by s29(1) of the Localism Act 2011)

This form should only be signed in the space provided on the last page

Please complete this section when making amendments during your term of office during the period May 2017 – April 2021

Date first completed within the 2017 -2021 term of office	8th AUGUST 2017

Amendment Record

Date updated/checked	Page/Section No or Term of Office

Please read the following notes before completing this form.

For any assistance with completing this form please contact the Clerk to your council if you are a member of a local (town, parish or city) council and for Cornwall Council Members one of the Monitoring Officer's staff on 01872 322704. You should refer to your Council's Code of Conduct for further information on interests and your obligations.

All members of principal and local councils have a legal duty under the Localism Act 2011 to register pecuniary interests in the register maintained by the Monitoring Officer for their area. The types of interests that must be registered are prescribed in regulations. Currently those regulations are The Relevant Authorities (Disclosable Pecuniary Interests) Regulations 2012. The Department for Communities and Local Government (DCLG) has also published guidance on interests – 'Openness and transparency on personal interests – A guide for councillors'. This was updated in September 2013 and now indicates that membership of a trade union is a personal interest which should be registered albeit not as a disclosable pecuniary interest. The guidance is available on DCLG's web site – www.communities.gov.uk.

This form reflects both the Regulations and the guidance.

Disclosable pecuniary interests and trade union membership must be registered within 28 days of either (i) taking office; or (ii) becoming aware of the interest, which includes where you have at a meeting declared either category of interest and which has not previously been registered.

You must disclose any interests which are within the categories below in relation to:

- you; **and**
- your spouse or civil partner, a person you are living with as your husband or wife, or a person your are living with as if you are civil partners (in relation to these latter interests you must be aware of the interest of the other person for the obligation to register to arise)

but in relation to trade union membership the requirement to disclose only relates to you and not your spouse, civil partner, etc.

Please note – Cornwall Council has not determined what interests you are required to register. The classes of interest that have to be registered have been determined by the Secretary of State as set out in the Regulations and the guidance referred to above.

Even if you have a sensitive interest you are still required to disclose it. For the definition of what is a sensitive interest please refer to your council's Code of Conduct. If in doubt, please telephone 01872 322704 to speak to one of the Monitoring Officer's staff for advice.

Space has been provided at the end of the form for you to register any interests that your council's code of conduct requires you to register in addition to those prescribed by regulations.

IMPORTANT – in relation to **disclosable pecuniary interests only** you will commit a criminal offence if, without reasonable excuse, you (i) fail to provide information that you are required to register; or (ii) provide information that is false or misleading and you know that the information is false or misleading or you are reckless as to whether the information is true and not misleading. If you commit such an offence you can be liable on summary conviction to a fine not exceeding level 5 on the standard scale and be disqualified from holding public office for up to 5 years. *(Section 34 of the Localism Act 2011)*

To help you complete the form we have set out below each of the interests that you are required to register, in the order that they appear in the Regulations referred to above, and for each disclosable pecuniary interest we have used the following format:

- What the interest is, e.g. Employment
- What the Regulations say about this interest
- What this means
- Space for you to register interests, whether they are yours or those of your spouse, civil partner, etc. (as above). You do not have to differentiate

The format for trade union membership differs because the rules are slightly different and come from the guidance rather than Regulations.

Where there is no interest to register please write 'None' in the appropriate box.

once you have completed all parts of the form you must sign and date it in the space provided at the end and then send it to the clerk of your

parish/town/city council who will then provide a copy to the Council's Monitoring Officer at Cornwall Council who will arrange for its publication from the Council's website.

The Monitoring Officer for **all** councils in Cornwall is the Monitoring Officer of Cornwall Council.

Notification of interests to the Monitoring Officer must be in writing but notifications by e-mail will be accepted. Members of local councils should notify their Clerk at the same time as notifying the Monitoring Officer.

Once an interest lapses or you otherwise no longer have it, the interest should be removed from your register. You will need to notify the Monitoring Officer and, where appropriate, your Clerk when this happens.

Public access to the register – the Monitoring Officer is required to make the register of interests available for inspection at a place in Cornwall at all reasonable hours and to publish it on the Cornwall Council web site. This relates to the register for members of local councils as well as Cornwall Council. Local councils are also required to publish the register of interests for their members on their web site if they have one. Cornwall Council will make the register available at the address below.

Once you have completed this form you need to send it to:

Monitoring Officer,
% Democratic Services,
Cornwall Council,
County Hall,
TRURO,
TR1 3AY

If you are a member or co-opted member of a local council (town, parish or city) you must also provide your Clerk with a copy of your form.

Changes to your interests should also be notified in writing to the Monitoring Officer at the address above or to ptcchanges@cornwall.gov.uk and, where appropriate, your Clerk.

Interest type:	**Employment, etc.**
What the regulations say:	Any employment, office, trade, profession or vocation carried on for profit or gain.
What this means:	The job or other means by which you, your spouse, civil partner, etc. make your living, whether employed or self-employed. You need to mention all jobs, businesses, offices, trades or professions for which payment is or should be made. It does not include any voluntary work for which you are not paid or reimbursed, whether for your time or otherwise. For instance, you might enter *"Teacher at Bash Street School"* or *"Manager of ACME Tools Limited"* with the address of the place at which you work, run a business, etc.
Interests:	NONE

Interest type:	**Sponsorship**
What the regulations say:	Any payment or provision of any other financial benefit (other than from the relevant authority) made or provided within the relevant period in respect of any expenses incurred by the member in carrying out duties as a member, or towards the election expenses of the member. This includes any payment or financial benefit from a trade union within the meaning of the Trade Union and Labour Relations (Consolidation) Act 1992.
What this means:	Any money, whether in cash or otherwise, or any financial benefit, such as the remission of monies you would otherwise have been required to pay or something else representing a financial benefit if any of these relate to your election expenses or your expenses in carrying out your duties as a member, so far as received in the 12 months ending with the day on which you register the payment or benefit. You will need to state what the payment or benefit was, from whom it was received (including any trade union) and what it related to. It does not include such of the above as have been received from the council you are a member of so, for example, you will not need to register expenses and allowances received from your council in your capacity as a member. *This part of the form does not apply to your spouse, civil partner etc. If they are a member or co-opted member of a council they will have to disclose the information on their own register form.*
Interests:	NONE

Interest type:	**Contracts**
What the regulations say:	Any contract which is made between the relevant person (or a body in which the relevant person has a beneficial interest) and the relevant authority: (a) under which goods or services are to be provided or works are to be executed; and (b) which has not been fully discharged.
What this means:	'Contract' has the usual meeting and it includes any contract between (1) the council of which you are a member and (2) you, your spouse, civil partner etc., a firm in which you, your spouse, civil partner etc. are a partner or an incorporated entity (e.g. a company) of which you, your spouse, civil partner etc. are a director or in the securities* of which you, your spouse or civil partner etc. have a beneficial interest. The contract will relate to the provision of goods and services and there will still be obligations to be performed by one or more of the parties to the contract. Such contracts might relate to, e.g. carrying out works to your council's premises, providing your council with stationery or computers or receiving goods or services from your council. ** 'securities' means shares, debentures, debenture stock, loan stock, bonds, units of a collective investment scheme within the meaning of the Financial Services and Markets Act 2000 and other securities of any description, other than money deposited with a building society.*
Interests:	NONE

Interest type:	**Land**
What the regulations say:	Any beneficial interest in land which is within the area of the relevant authority.
What this means:	Any land or property in the area of the council of which you are a member in relation to which you, your spouse, civil partner etc. (i) are the owner(s), lessee(s) or lessor(s); (ii) are otherwise legally entitled to occupy; (iii) are entitled to receive the rents or profits; (iv) are a lender with security over the land or property; or (v) otherwise have the right to claim a share or all of such land or property, the proceeds of sale of or the income from it. This will include home addresses as well as business addresses where the business is yours or you have a share in such land and property as a result of your interest in the business. You need to give enough detail for the land or property to be capable of identification, e.g. 33 Acacia Avenue, Acaciaville, AC1 1AC or field adjacent to the A30 at Acacia Springs comprising 4.4 acres and accessed from the gate onto the A3456. Do not include here those matters that are within 'Licences' or 'Corporate Tenancies' below.
Interests:	OWNED 40, NORTH WAY, QUINTRELL DOWNS, NEWQUAY, CORNWALL, TR8 4LA

Interest type:	**Licences**
What the regulations say:	Any licence (alone or jointly with others) to occupy land in the area of the relevant authority for a month or longer.
What this means:	Written or verbal licence (permission) to occupy land in the area of the council of which you are a member such as in relation to an allotment, grazing horses, access to land for fishing purposes or the use of a garage. The licence needs to be registered whether you, your spouse, civil partner etc. hold it or benefit from it alone or jointly with others.
Interests:	NONE

Interest type:	**Corporate tenancies**
What the regulations say:	Any tenancy where (to the member's knowledge)— (a) the landlord is the relevant authority; and (b) the tenant is a body in which the relevant person has a beneficial interest.
What this means:	This relates to any tenancy between (1) the council of which you are a member and (2) a firm in which you, your spouse, civil partner etc. are a partner or an incorporated entity (e.g. a company) of which you, your spouse, civil partner etc are a director or in the securities* of which you, your spouse, civil partner etc. have a beneficial interest. * *'securities' means shares, debentures, debenture stock, loan stock, bonds, units of a collective investment scheme within the meaning of the Financial Services and Markets Act 2000 and other securities of any description, other than money deposited with a building society.*
Interests:	NONE

Interest type:	**Securities**
What the regulations say:	Any beneficial interest in securities of a body where— (a) that body (to the member's knowledge) has a place of business or land in the area of the relevant authority; and (b) either— (i) the total nominal value of the securities exceeds £25,000 or one hundredth of the total issued share capital of that body; or (ii) if the share capital of that body is of more than one class, the total nominal value of the shares of any one class in which the relevant person has a beneficial interest exceeds one hundredth of the total issued share capital of that class.
What this means:	Essentially securities that you, your spouse, civil partner, etc. own, with or without others, which are shares, debentures, debenture stock, loan stock, bonds, units of a collective investment scheme within the meaning of the Financial Services and Markets Act 2000 and other securities of any description, other than money deposited with a building society. The body to which the securities relate needs to have a place of business or land in the area of the council of which you are a member and one of the conditions in (b)(i) or (ii) above has to be met. Even if the body is dormant the securities must be registered. We have interpreted 'place of business' as including the registered office of the body.
Interests:	NONE

Interest type:	**Trade Union Membership**
What the guidance says:	The guidance indicates that your duty to act in conformity with the Seven Principles of Public Life requires you to register interests such as your membership of any trade union. The prescribed disclosable pecuniary interest relating to sponsorship refers to such membership as being within the meaning of the Trade Union and Labour Relations (Consolidation) Act 1992 and that is how the requirement under the guidance has been interpreted.
What this means:	You are required to register any membership of a trade union which is a body which falls within the meaning of the Trade Union and Labour Relations (Consolidation) Act 1992. This requirement relates only to you and not to your spouse, civil partner, etc.
Interests:	PROSPECT

Interest type:	**Interests that your council's code of conduct requires you to register in addition to those prescribed by regulations or guidance issued by the Secretary of State**
Please seek advice from your Clerk if required and please make sure that you clearly state what the interest is and what it relates to.	
Interests:	NONE.

Date first completed	8th. AUGUST 2017
Name	M. O'GARA
Council	COLAN PARISH
Signed	M O'Gara

Update record (including checking on re-election)		
Date updated/checked	Page/Section No or Term of Office	Signed below for each update/check