

## STANDARDS PANELS 2013/14

### ASSESSMENT AND HEARING REVIEW SUB-COMMITTEES (3) – (Pool of Members) (Non-Proportional)

(To be selected from the following nominees)

	<b>Independent Persons (Observers)</b>	<b>Conservative</b>	<b>Labour</b>	<b>Independent Labour</b>	<b>Ungrouped</b>
		<b>(1)</b>	<b>(1)</b>	<b>(0)</b>	<b>(1)</b>
<b>I. Members</b>	<b>Mr James Coyle</b>	<b>Chris Mote</b>	<b>Margaret Davine</b>		<b>James Bond</b>
	<b>Dr John Kirkland</b>	<b>John Nickolay</b>	<b>Mitzi Green</b>		<b>David Gawn</b>
	<b>Mr Derek John Lawrence</b>	<b>Paul Osborn</b>	<b>Graham Henson</b>		<b>Chris Noyce</b>
		<b>Richard Romain</b>	<b>Jerry Miles</b>		<b>Stanley Sheinwald</b>
		<b>Simon Williams</b>	<b>Phillip O'Dell</b>		

### Membership Rules

- (1) The membership of the Standards Committee - Assessment and Hearing Review Sub-Committees will be three persons (comprising a maximum of three members of the Council, including not more than one member of the authority's Executive and comprising members drawn from at least 2 different political parties.);
- (2) the quorum for the Sub-Committees is 3
- (3) Members attending a Panel be required to vote on a local determination and not be permitted to abstain.

### ASSESSMENT SUB-COMMITTEE

The Assessment Sub-committee has the following powers and duties:

- (a) To receive a referral from the Monitoring Officer in respect of allegations that a member or co-opted member of the Authority has failed, or may have failed, to comply with the Authority's Code of Conduct in circumstances where the Monitoring Officer has not exercised his/her delegation to decide:
  - i. To filter out a complaint as being vexatious and/or outside the Code of Conduct; or

ii. To investigate a complaint

- (b) Upon receipt of a referral from the Monitoring Officer, the Sub-Committee shall make an assessment of the allegation and shall decide whether the complaint should be filtered out/an investigation should take place in respect of each allegation in accordance with the terms of the referral.
- (c) To decide whether a complaint shall proceed to the Hearing Sub-Committee in circumstances where the complaint has been investigated and the investigating officer has concluded that the member complained about has not breached the Code of Conduct.
- (d) The Sub-Committee shall state its reasons for that decision.

### **HEARING REVIEW SUB-COMMITTEE**

The Hearing Sub-committee has the following powers and duties

- (a) To consider allegations referred to it following investigation that a member or coopted member has failed to comply with the Council's Code of Conduct for Councillors
- (b) To determine whether or not there has been a breach of the Code of Conduct taking into account the findings and conclusions of the investigation report.
- (c) If the Sub-Committee decides that there has been a breach of the Code of Conduct, to decide that no sanction should be imposed or to impose one of the following sanctions:
  - i. Report its findings to Council for information and place them on the Council's website;
  - ii. Inform the Group Leader (or in the case of an independent member, Council) of its recommendation that a member be removed from any or all Committees or Sub-Committees, or outside body appointments;
  - iii. Inform the Group Leader of any recommendations that the member be removed from the Cabinet, or removed from particular portfolio responsibilities;
  - iv. Remove the member from outside body appointments;
  - v. Instruct the MO to arrange training for the member;
  - vi. Where the breach involves inappropriate use of facilities, withdraw such facilities provided to the member by the Council, such as a computer, website and/or email and internet access; or
  - vii. Exclude the member from the Council's offices or other premises, with the exception of meeting rooms necessary for attending Council, Committee and Sub-Committee meetings; or

- viii. Censure the member for the breach, in which case the MO will be asked to write to the Member and a press report will be issued.