

STANDARDS AND CONSTITUTIONAL OVERSIGHT COMMITTEE**20 November 2018**

SUBJECT:	Membership of the Standards Panel and Standards Appeal Panel
REPORT OF:	Director: Assurance and Governance and Monitoring Officer

REPORT SUMMARY

At the meeting on 29 August 2018 the Committee established the Standards Panel and Standards Appeal Panel (each consisting of 3 Members - one from each of the main political groups) in accordance with paragraph 9.5 of Article 9 of the Council's Constitution and the Protocol for Dealing with Complaints against Members for the current municipal year and nominations for Panel members were made by each of the political groups.

The purpose of this report is to request the Committee to invite each political group through their Group Leader/Deputy Group Leader or Party Spokesperson to review and to confirm the names of the Members who shall be their representative members on the Standards Panel and Standards Appeal Panel, following the resignation of the Member of the Standards Panel from the Labour Group to become an Independent Member.

RECOMMENDATION/S: That

- (1) each political group through their Group Leader/Deputy Group Leader or Party Spokesperson be requested to confirm the names of the Members who shall be their representative members on the Standards Panel and Standards Appeal Panel to the Director – Governance and Assurance and Monitoring Officer;
- (2) where a representative Member, proposed/confirmed under paragraph (1) above, is unavailable to attend a proposed meeting of the Standards Panel or Standards Appeal Panel but that meeting can be attended by all other persons required, then the relevant political group through their Group Leader/Deputy Group Leader or Party Spokesperson shall promptly confirm another representative member who is able to attend that meeting;

SUPPORTING INFORMATION

1.0 REASON/S FOR RECOMMENDATION/S

- 1.1 The establishing of the Standards Panel and Standards Appeal Panel is required under the Council's Constitution and the Protocol for Dealing with Complaints against Members.

2.0 OTHER OPTIONS CONSIDERED

- 2.1 No other options were considered.

3.0 BACKGROUND AND KEY ISSUES

- 3.1 The role and purpose of the Standards Panel and Standards Appeal Panel are set out in Article 9 of the Constitution – which is set out at Appendix 1.
- 3.3 While no Standards Panel or Standards Appeal Panel is required at this time, it may be required during the Municipal Year and therefore it is considered appropriate to ensure that membership of the Panels is established now.
- 3.4 The Members' Code of Conduct and Protocol for Dealing with Complaints against Members are set out at Appendix 2 and 3 respectively for reference.
- 3.5 The Committee has already agreed at the meeting on 29 August 2018 the proposed procedure for dealing with matters before the Standards Panel and Standards Appeal Panel set out at Appendix 4.

4.0 FINANCIAL IMPLICATIONS

- 4.1 There are none arising directly from this report.

5.0 LEGAL IMPLICATIONS

- 5.1 The Council has a duty to promote high standards of conduct by members and put in place appropriate arrangement to deal with complaints against members.
- 5.2 Under Section 27 of the Localism Act 2011, the Council "must promote and maintain high standards conduct by Member and Co-opted Members of the authority".
- 5.3 In discharging the duty the Council must (under Section 27 of the Localism Act 2011) adopt a code dealing with the conduct that is expected of Members and Co-opted Members of the Council when they are acting in that capacity.
- 5.4 The Council must (under Section 28 of the Act) also have in place arrangements under which allegations can be investigated; and decisions on allegations can be made.

6.0 RESOURCE IMPLICATIONS: ICT; STAFFING AND ASSETS

6.1 There are none arising directly from this report.

7.0 RELEVANT RISKS

7.1 There are no identified risks arising directly from this report.

8.0 ENGAGEMENT / CONSULTATION

8.1 The Members' Code of Conduct and Protocol for Dealing with Complaints against Members was developed, prepared and approved by members and Council.

9.0 EQUALITIES IMPLICATIONS

9.1 There are none arising directly from this report.

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BACKGROUND PAPERS

1. Article 9 of the Constitution;
2. Members' Code of Conduct;
3. Protocol for Dealing with Complaints against Members; and
4. Procedure for dealing with matters before the Standards Panel and Standards Appeal Panel.

SUBJECT HISTORY (last 3 years)

Council Meeting	Date
Standards and Constitutional Oversight Committee	30 August 2018