### **Public Document Pack**



## **Standards Committee**

Date: Monday, 16 April 2012

Time: 4.00 pm

**Venue:** Committee Room 1 - Wallasey Town Hall

Contact Officer: Shirley Hudspeth 0151 6918559

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## **AGENDA**

1. MEMBERS' CODE OF CONDUCT - DECLARATIONS OF INTEREST

Members are asked to consider whether they have personal or prejudicial interests in connection with any item(s) on this agenda and, if so, to declare them and state what they are.

#### 2. MINUTES

To confirm the Minutes of the meeting of the Committee held on 26 January 2012 as a correct record.

- 3. STANDARDS COMPLAINTS MONITORING (Pages 1 12)
- 4. REPORT OF THE STANDARDS WORKING GROUP PROPOSED NEW STANDARDS REGIME

Report to be supplied.

5. URGENT BUSINESS APPROVED BY THE CHAIR



# **Summary of Complaints made under Council Members' Code of Conduct**

| Ref            | Date of<br>Complaint | Nature of Complaint   | IAP Date                | Outcome of IAP                                | Final<br>Report<br>Completed | Consideration<br>Hearing of<br>Final Report<br>(Outcome) | Final<br>Hearing | Current<br>Position |
|----------------|----------------------|---|-------------------------|---|------------------------------|--|------------------|---------------------|
| SfE<br>2008/01 | May 2008             | Failed to treat others with respect  Bringing office into disrepute   | 10 July 2008            | Referred for Investigation                    | 20 March<br>2009             | 30 March 2009  | 16 July<br>2009  | Completed           |
| SfE<br>2008/02 | 15 August<br>2008    | Failed to treat others with respect  Bringing office into disrepute  Used position improperly to confer on or secure an advantage or disadvantage | 10<br>September<br>2008 | Referred for<br>Investigation<br>(Weightmans) | 30 April<br>2009             | 7 August 2009<br>No Further<br>Action                    |                  | Completed           |

| Ref               | Date of<br>Complaint | Nature of<br>Complaint  | IAP Date            | Outcome of IAP  | Final<br>Report<br>Completed | Consideration<br>Hearing of<br>Final Report<br>(Outcome)  | Final<br>Hearing | Current<br>Position |
|-------------------|----------------------|---|---------------------|---|------------------------------|---|------------------|---------------------|
| SfE<br>2009/01    | 3 February<br>2009   | Conflict of interest Failure to declare Personal and Prejudicial interest | 25 February<br>2009 | No Further<br>Action  |                              |   |                  | Completed           |
| SfE<br>2009/02/03 | 7 April<br>2009      | Failure to<br>declare<br>Personal and<br>Prejudicial<br>interest          | 29 April 2009       | Referred for Investigation  Complainant failed to cooperate, so investigation was delayed | 16<br>February<br>2010       | 24 February<br>2010<br>IAP decided<br>Steps Other<br>than an<br>Investigation<br>(Training<br>Required) |                  | Completed           |

| Ref            | Date of<br>Complaint  | Nature of Complaint  | IAP Date           | Outcome of IAP             | Final<br>Report<br>Completed | Consideration Hearing of Final Report (Outcome)  | Final<br>Hearing             | Current<br>Position |
|----------------|-----------------------|--|--------------------|----------------------------|------------------------------|--|------------------------------|---------------------|
| SfE<br>2009/04 | 14 July<br>2009       | Failed to treat others with respect  Bringing office into disrepute  | 28 August<br>2009  | Referred for Investigation | 10<br>February<br>2010       | 25 March 2009<br>Referred for a<br>Final Hearing | 2 and 22<br>November<br>2010 | Completed           |
| SfE<br>2009/05 | 4<br>November<br>2009 | Conflict of interest  Failure to declare Personal and Prejudicial interests  Failed to treat others with respect | 25 January<br>2010 | Referred for Investigation | 20 October<br>2010           |  | 2<br>November<br>2010        | Completed           |

| Ref            | Date of<br>Complaint   | Nature of<br>Complaint                                    | IAP Date                           | Outcome of IAP  | Final<br>Report<br>Completed | Consideration<br>Hearing of<br>Final Report<br>(Outcome)   | Final<br>Hearing | Current<br>Position |
|----------------|------------------------|---|------------------------------------|---|------------------------------|--|------------------|---------------------|
| SfE<br>2009/06 | 21<br>December<br>2009 | Failed to<br>treat others<br>with respect                 | 25 January<br>2010                 | Referred for investigation – 25 January 2010  External investigator appointed |                              | Scheduled for<br>3 October<br>2011.<br>Rescheduled<br>to 10 October<br>2011 (Member<br>stuck in traffic)<br>No Further<br>Action |                  | Completed           |
| SfE<br>2010/01 | 5 January<br>2010      | Breached a confidence Failed to treat others with respect | 25 January<br>2010<br>8 April 2010 | Deferred for<br>further<br>information<br>No Further<br>Action                |                              | 29 July 2010<br>Standards<br>Review Panel<br>No Further<br>Action  |                  | Completed           |

| Ref            | Date of<br>Complaint | Nature of<br>Complaint  | IAP Date           | Outcome of IAP             | Final<br>Report<br>Completed | Consideration<br>Hearing of<br>Final Report<br>(Outcome) | Final<br>Hearing                                 | Current<br>Position |
|----------------|----------------------|---|--------------------|----------------------------|------------------------------|--|--|---------------------|
| SfE<br>2010/02 | 6 January<br>2010    | Failed to treat others with respect  Bringing office into disrepute  Used position improperly to confer on or secure an advantage or disadvantage | 25 January<br>2010 | Referral for Investigation | 17<br>September<br>2010      |  | 20<br>December<br>2010 – No<br>Further<br>Action | Completed           |
| SfE<br>2010/03 | 6 January<br>2010    | Failure to<br>declare<br>Personal and<br>Prejudicial<br>interest  | 25 January<br>2010 | No Further<br>Action       |                              |  |  | Completed           |

| Ref            | Date of<br>Complaint  | Nature of<br>Complaint   | IAP Date                                | Outcome of IAP  | Final<br>Report<br>Completed | Consideration<br>Hearing of<br>Final Report<br>(Outcome) | Final<br>Hearing | Current<br>Position  |
|----------------|---|--|---|---|------------------------------|--|------------------|--|
| SfE<br>2010/04 | 9 February<br>2010<br>26<br>February<br>2010 –<br>superseded<br>previous<br>complaint<br>form | Conflict of Interest  Bringing office into disrepute  Used position improperly to confer on or secure an advantage or disadvantage | 8 April 2010  3 March 2011  8 June 2011 | Deferred for further information Initial Referral to Standards for England for consideration Referred back to Standards for England for consideration |                              |  |                  | Standards<br>for England<br>determined<br>No Further<br>Action |

| Ref            | Date of<br>Complaint | Nature of Complaint  | IAP Date                                | Outcome of IAP                               | Final<br>Report<br>Completed | Consideration Hearing of Final Report (Outcome)  | Final<br>Hearing   | Current<br>Position |
|----------------|----------------------|--|---|--|------------------------------|--|--|---------------------|
| SfE<br>2010/05 | 30 March<br>2010     | Failed to<br>treat others<br>with respect<br>Bringing<br>office into<br>disrepute                            | 29 July 2010                            | Referred for Investigation                   | 11<br>February<br>2011       | 3 March 2011  Arrangements are in the process of being made for a hearing.  21 November 2011 | 21<br>November<br>2011-<br>adjourned<br>24 January<br>2012 - No<br>Further<br>Action | .Completed          |
| SfE<br>2010/06 | 6 January<br>2010    | Bringing office into disrepute  Used position improperly to confer on or secure an advantage or disadvantage | 8 October<br>2010<br>31 January<br>2011 | Decision<br>deferred<br>No Further<br>Action |                              |  | Review Panel 23 March 2011 – No Further Action                                       | Completed           |

| Ref   | Date of<br>Complaint    | Nature of<br>Complaint  | IAP Date           | Outcome of IAP                                       | Final<br>Report<br>Completed | Consideration<br>Hearing of<br>Final Report<br>(Outcome) | Final<br>Hearing | Current<br>Position |
|---|-------------------------|---|--------------------|--|------------------------------|--|------------------|---------------------|
| SfE<br>2010/07                                  | 30<br>September<br>2010 | Failed to treat others with respect  Bringing office into disrepute | 20 January<br>2011 | No Further<br>Action                                 |                              |  |                  | Completed           |
| SfE<br>2011/01                                  | 10<br>February<br>2011  |   | 3 March<br>2011    | Referred for Investigation – Investigator Appointed  | 3 April<br>2012              | To be arranged.  |                  |                     |
| SfE<br>2011/02<br>linked to<br>2011/01<br>above | 11<br>February<br>2011  |   | 3 March<br>2011    | Referred for Investigation  – Investigator Appointed | 3 April<br>2012              | To be arranged.  |                  |                     |

| Ref            | Date of<br>Complaint | Nature of<br>Complaint  | IAP Date          | Outcome of IAP                                | Final<br>Report<br>Completed | Consideration<br>Hearing of<br>Final Report<br>(Outcome) | Final<br>Hearing | Current<br>Position |
|----------------|----------------------|---|-------------------|---|------------------------------|--|------------------|---------------------|
| SfE<br>2011/03 | 4 May 2011           | Failed to treat others with respect  Bringing office into disrepute  Used position improperly to confer on or secure an advantage or disadvantage | 25 August<br>2011 | Referred for investigation on 26 August 2011. |                              |  |                  |                     |
| SfE<br>2011/04 | 5 August<br>2011     | Failed to<br>treat others<br>with respect<br>Bringing<br>office into<br>disrepute   | 22 August<br>2011 | No Further<br>Action                          |                              |  |                  | Completed           |

| Ref            | Date of<br>Complaint   | Nature of Complaint   | IAP Date  | Outcome of IAP  | Final<br>Report<br>Completed | Consideration<br>Hearing of<br>Final Report<br>(Outcome) | Final<br>Hearing | Current<br>Position |
|----------------|------------------------|---|---|---|------------------------------|--|------------------|---------------------|
| SfE<br>2011/05 | 5<br>September<br>2011 | Used the Council's resources to communicate with Lib/Dem Councillors in matters of a party political nature | 10 October<br>2011  | Write to the complainant to inform that guidance on the use of the Council's resources was circulated to Members post 18 may 2011 so no further action is required. |                              | 24 January<br>2012<br>No Further<br>Action.              |                  | Completed.          |
| SfE<br>2012/01 | 24 January<br>2012     | Conflict of interests   | 28 February<br>2012<br>21 March<br>2012<br>28 March<br>2012 | Postponed  Postponed  Referred to Monitoring Officer for alternative action.  |                              |  |                  |                     |

| Ref            | Date of<br>Complaint   | Nature of Complaint   | IAP Date            | Outcome of IAP   | Final<br>Report<br>Completed | Consideration<br>Hearing of<br>Final Report<br>(Outcome) | Final<br>Hearing | Current<br>Position |
|----------------|------------------------|---|---------------------|--|------------------------------|--|------------------|---------------------|
| SfE<br>2012/02 | 18<br>February<br>2012 | Failed to treat others with respect  Bullied another person  Intimidated or attempted to intimidated another person | 28 February<br>2012 | Referred to Monitoring Officer for alternative action. |                              |  |                  |                     |

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