

Appendix 2: Code of Conduct Complaints Activity

Ref	Council	Date	Allegations	Breach type	Decision Notice	Outcome/Status
COM 373	Town	19.10.21	<p>The Member was not selected as a signatory for the Council's bank account. It is a legal requirement from the bank that Councillors who are no longer signatories have to sign a document provided by the bank to take their names off as a signatory. Requests to remove as a signatory made by an officer of the Council have been ignored.</p> <p>The Member was required to sign a set of minutes but did not action the request.</p>	<ul style="list-style-type: none"> Behave in accordance with all legal obligations and policies Respect 	28.06.22	<p>No further action</p> <p>The complaint was withdrawn in respect of the banking mandate. The Member was provided with clarification on the minutes to be signed and upon this being provided the Member signed and returned the minutes.</p>
COM 386	Parish	April and May 2022	<p>The Member is said to have been aggressive in the tone of his emails to a fellow councillor and this is considered to be bullying</p> <p>It is also alleged that the Member has discriminated the complainant.</p>	<ul style="list-style-type: none"> Respect Bullying Behave in accordance with all legal obligations and policies. 	01.08.22	<p>Local Resolution</p> <p>The Council have been recommended to action the recommendations from earlier decision notices within three months and an update to be provided to the Monitoring Officer each month on the progress.</p> <p>An additional recommendation for the Chair to undergo specialist training on the role of the Chair to support in the delivery of his role.</p>
COM 393 and COM 397	Town	05.04.22 and 19.04.22	<p>It is alleged that the member has at meetings, in emails and on social media behaved in a manner which</p>	<ul style="list-style-type: none"> Respect Bullying 	31.05.22	<p>Referred for investigation.</p>

			is contrary to the code towards officer and Councillors	<ul style="list-style-type: none"> Failed to follow procedure/policy (member officer protocol) 		
COM 395	Parish	03.04.22	It is alleged that the Council has failed to act with transparency in the production and availability of the minutes and financial reports. The Complainant considers that the Council has failed to achieve best value for the public funds including the salary awards.	<ul style="list-style-type: none"> Behave in accordance with all legal obligations, and policies. 		Ongoing
COM 398	County	28.04.22	It is alleged that the Member has revealed confidential information about the complainant and therefore breached data protection. The complainant also raises concerns with the Members involvement in providing support to the Ukraine relief and also raises concerns about the actions of the member in respect of the housing complaints raised by the complainant.	<ul style="list-style-type: none"> Deal with representations fairly, appropriately and impartially; Behave in accordance with all legal obligations, and policies. , 	10.06.22	No further action. The member did not share confidential information but instead directed the organisations to a public Facebook page where issues were being raised regarding the development. In relation the trip to the Ukraine, this was made by the member in their private capacity and therefore is outside the scope of complaints which can be considered by the Monitoring Officer.
FS-Case-419742951	County	04.05.22	The complainant launched an appeal on social media for Ukraine. It is alleged that the Member did not follow the procedures in place for the collection and donation of items. It is also alleged that the Member has made posts on social media which are misleading and inaccurate. Further information was presented regarding the register of interest declaration..	<ul style="list-style-type: none"> Respect Behave in accordance with all legal obligations and policies. 	05.07.22	No further action/informal resolution In respect of the social media posts these were made in a private capacity and therefore the code is not engaged. In respect of the interests, this was an oversight by the Member, she stopped this work upon becoming a Councillor however later took on a few clients not for profit and did not think that she needed to register the

						interest. Upon learning of the need to register, the Member completed this immediately. The Monitoring Officer was satisfied that the Member upon taking advice and remedying this constitutes a proportionate outcome.
FS-Case-418894813 / 418876382	Parish	29.04.22	<p>The Member did not declare an interest in an item of business which it is said she had an interest in.</p> <p>It is also alleged that a Member allowed two Councillors to be personally verbally attacked at a meeting.</p>	<ul style="list-style-type: none"> • Not allow other pressures to influence. • Behave in accordance with all legal obligations and policies. • Listen to the interests of all parties. • Behave in accordance with all legal obligations and policies. • Respect 		In progress – complainant has requested confidentiality.
COM 399	County	16.05.22	It is alleged the Member made comments in an email sent to all Members, the comments made are alleged to be contrary to the code of conduct	<ul style="list-style-type: none"> • Respect 	06.06.22	Local Resolution Member was requested to undertake training with the Monitoring Officer on the code of conduct.
COM 400	Town	23.05.22	The Member sent an email to an officer of the Council which contained inflammatory, discriminatory and threatening language toward Councillors.	<ul style="list-style-type: none"> • Respect • Bullying • Disrepute 	24.08.22	Local Resolution The Member was asked to consider the tone and content of future emails sent to officer to ensure that this does not give rise to allegations of a breach of the Member Code of Conduct.

FS-Case-424679156 / 426608825/ 426993517/ 425508825	Parish	June 2022	It is alleged that the conduct of two members have been contrary to the member Code of Conduct.	<ul style="list-style-type: none"> • Respect • Bullying 		In progress
FS-Case-427541066	County	06.06.22	It is alleged that the Member left the Council Chamber during the Annual meeting on 25 May 2022, having passed the voting handset to one of the Councillors sat next to the Member. It is alleged that one of those Councillors fraudulently voted for the Member whilst out of the room.	<ul style="list-style-type: none"> • Behave in accordance with procedure. • Not to bring the Council into disrepute. 	22.07.22	No further action for two councillors who were not involved in the voting on behalf of the member. Local resolution in respect of the member who said to have voted outside of the council chamber. Training on the member code of conduct and council procedure rules to be undertaken by 21 September.
FS-Case-427632169	Parish	06.06.22	The Member made a direct comment calling a fellow Councillor "Key Board Warrior" in front of both Council staff and Councillors at the meeting held on 12th May 2022.	<ul style="list-style-type: none"> • Respect 	28.06.22	No further action The comment was made when the member was not acting in her official capacity and therefore outside the scope of complaints which can be considered by the Monitoring Officer. The Member confirmed that she did not understand the meaning of the phrase, she had thought that it meant someone who uses social media. Upon learning the meaning of the phrase the Member confirmed that she did not consider the complainant to be a keyboard warrior.
COM 401	County		The Member is said to have failed to declare an interest in an item considered by the Planning Committee and that the Member demonstrated predetermination as an article had been written	Not to allow other pressure to influence good governance and decision making.	03.08.22	No further action The member was not considered to have an interest to declare. Matters of bias and pre determination are for the Court to determine. The Member denied that he considered this matter

			indicating the objection to the planning application	To act in accordance with all legal obligations and policies.		with a closed mind. The localism allows members to participate in decisions where they have legitimate predetermination including items they have previously campaigned on or spoken about publicly.
COM 402	Parish	20.06.22	The Complainant (a county Councillor) received a letter from the Parish Council relating to a post on social media post he made in his private capacity. The Parish Council discussed the matter informally before issuing the letter. The letter was also sent to two Councillors which is considered to be a data breach.	Respect Harassment	18.08.2022	Local Resolution It was recommended that the Parish Council introduce a policy on the use of social media. It is also recommended that the Parish Council reviews its arrangements for dealing with items of business which is exempt under Schedule 12A of the Local Government Act 1972. These recommendations are to be completed within three months of the decision notice with confirmation to be provided to the Monitoring Officer in the same timescale. The Monitoring Officer will not determine matters relating to data breaches this is for the PC and ICO to determine.
FS - case-434752338	Council	05.07.22	The Member at a planning committee is said to have censured the complainant and referred to his professional occupation which the complainant considers to have been personal information.	<ul style="list-style-type: none"> Respect 	10.08.2022	No further action The censure by the Member was consistent with the guidance of the Local Government Association to minimise perception of influence of members of the Committee.
FS-Case-436376580	Council and Parish	12.07.2022	It is alleged that the member verbally attacked the complainant in public and is abusive towards the complainant. (this complainant has previously complained of this member with no further action)	<ul style="list-style-type: none"> Respect 		Ongoing

FS-Case-441122824	Council	01.08.22	A local resident was copied into an email which they were not the intended recipient, the resident raised this issue with the member who made representations to the organisation on their behalf. The Member copied into the email other professional organisations which the organisation believes was intended to cause maximum reputational damage not only to the Organisation but also to the Area Manager. The email shared by the Member is considered to be a breach of data protection and has been reported to the ICO.	<ul style="list-style-type: none"> • Deal with all representations fairly • Respect • Behave in accordance with all legal obligations and procedures. 	23.08.2022	No further action The conduct complained of did not amount to a breach of the Code of Conduct. The Member made representations to the Complainant on behalf of a resident as he is obliged to do so.
COM 403	Town	28.07.22	The Member is said to have behaved in a way which is contrary to the code by making demands of an officer in emails. It is also alleged that the Member has behaved contrary to the Code in their conduct to an officer of the Council following a Council, meeting.	<ul style="list-style-type: none"> • Respect • Not to bully or intimidate. • Not to improperly confer an advantage or disadvantage on any person. 		Ongoing
COM 404 (linked to COM 403)	Town	28.07.2022	It is said that the Member has had a campaign of bullying and harassment towards the officer which is now subject to investigation. In relation to the other Member complained of it is said that this member has supported this campaign of harassment.	<ul style="list-style-type: none"> • Respect. • Not to bully or intimidate. • not seek to improperly confer an advantage or disadvantage on any person. • 		Ongoing