

Recommendation 1 –

- a. That the Council establish a Standards Committee comprising 11 elected members of the Council, appointed proportionally;
- b. That the Parish Councils be invited to nominate a maximum of 2 Parish Councillors to be co-opted as non-voting members of the Committee;

Recommendation 2 -

- a. That the Monitoring Officer be instructed to prepare and present to Council for adoption a draft Code of Conduct. That draft Code should –
 - i. equate to Paragraphs 3 to 7 of the current Code of Conduct applied to member conduct in the capacity of an elected or co-opted member of the Council or its Committees and Sub-Committees; and
 - ii. require registration and disclosure of interests which would today constitute personal and/or prejudicial interests, but only require withdrawal as required by the Act in relation to Disclosable Pecuniary Interests.
- b. That, when the Disclosable Pecuniary Interests Regulations are published, the Monitoring Officer, after consultation with the Constitutional Working Group, add to that draft Code provisions which she considers to be appropriate for the registration and disclosure of interests other than DPIs.
- c. That in the interim, the members code of conduct currently contained on the constitution stand as the Council's approved code of conduct, with authority delegated to the monitoring officer to make amendments to ensure that the code is compliant with legislation.

Recommendation 3A – That the Monitoring Officer be instructed to prepare and submit to Council for approval “arrangements” as follows -

- a. That the Monitoring Officer be appointed as the Proper Officer to receive complaints of failure to comply with the Code of Conduct;
- b. That the Monitoring Officer be given delegated power, after consultation with the Independent Person, if appropriate, to determine whether a complaint merits formal investigation

and to arrange such investigation. She be instructed to seek resolution of complaints without formal investigation wherever practicable, and that he be given discretion to refer decisions on investigation to the Standards Committee where she feels that it is inappropriate for her to take the decision, and to report quarterly to Standards Committee on the discharge of this function;

- c. Subject to consultation with the independent person, where the investigation finds no evidence of failure to comply with the Code of Conduct, the Monitoring Officer be instructed to close the matter, providing a copy of the report and findings of the investigation to the complainant and to the member concerned, and to the Independent Person, and reporting the findings to the Standards Committee for information;
- d. Where the investigation finds evidence of a failure to comply with the Code of Conduct, the Monitoring Officer in consultation with the Independent Person be authorised to seek local resolution to the satisfaction of the complainant in appropriate cases, with a summary report for information to Standards Committee. Where such local resolution is not appropriate or not possible, she is to report the investigation findings to a Hearings Panel of the Standards Committee for local hearing;
- e. That Council delegate to Hearings Panels such of its powers as can be delegated to take decisions in respect of a member who is found on hearing to have failed to comply with the Code of Conduct, such actions to include –
 - (i) Reporting its findings to council [*or to the Parish Council*] for information;
 - (ii) Issuing a formal censure;
 - (iii) Recommending to the member's Group Leader (or in the case of un-grouped members, recommend to Council or to Committees) that he/she be removed from any or all Committees or Sub-Committees of the Council;
 - (iv) Recommending to the Leader of the Council that the member be removed from the Cabinet, or removed from particular Portfolio responsibilities;

- (v) Instructing the Monitoring Officer to *[or recommend that the Parish Council]* arrange training for the member;
- (vi) Removing *[or recommend to the Parish Council that the member be removed]* from all outside appointments to which he/she has been appointed or nominated by the authority *[or by the Parish Council]*;
- (vii) Withdrawing *[or recommend to the Parish Council that it withdraws]* facilities provided to the member by the Council, such as a computer, website and/or email and Internet access; or
- (viii) Publicising the decision.

Recommendation 3B – That a meeting be arranged between the Chair of Standards Committee and the Group Leaders for the Council and representatives of Parish Councils to discuss how the new system can best operate.

Recommendation 4 –

- a. That the Monitoring Officer, in consultation with the Chair of the Constitutional Working Group and the Chair of Council, and with the advice of the Head of HR, and Section 151 officer, be authorised to set the initial allowances and expenses for the Independent Persons and , and this function subsequently be delegated to the Standards Committee
- b. That the Monitoring Officer in consultation with the Chair of the Constitutional working group, taking into account any provisions that allow the current Chair of the standards committee to fill the role of independent person on a transitional basis advertise a vacancy of the appointment of Independent Persons,
- c. That if legislation is amended or permission otherwise given for the appointment of Current Chairs of Standards Committees to fill the role of independent person on a transitional basis then the Monitoring Officer be authorised to agree, in consultation with the Chair of the Constitutional working Group, that the current Chair of the Standards Committee fill that transitional role.
- d. That on advertisement of the post of independent person a Committee comprising the chair and three members of the standards committee be set up to short-list and interview

candidates, and to make a recommendation to Council for appointment.

Recommendation 5 –

- a. That the Monitoring Officer prepare and maintain a new register of members interests to comply with the requirements of the Act and of the Council's Code of Conduct, once adopted, and ensure that it is available for inspection as required by the Act;
- b. That the Monitoring Officer ensure that all members are informed of their duty to register interests;
- c. That the Monitoring Officer prepare and maintain new registers of members' interests for each Parish Council to comply with the Act and any Code of Conduct adopted by each Parish Council and ensure that it is available for inspection as required by the Act; and
- d. That the Monitoring Officer arrange to inform and train Parish Clerks on the new registration arrangements.

Recommendation 6 – The Monitoring Officer be instructed to recommend to Council a Standing Order which equates to the current Code of conduct requirement that a member must withdraw from the meeting room, including from the public gallery, during the whole of consideration of any item of business in which he/she has a DPI, except where he is permitted to remain as a result of the grant of a dispensation.

Recommendation 7 – The Monitoring Officer be instructed to recommend to Council a Standing Order which equates to the current Code of conduct requirement that a member must withdraw from the meeting room, including from the public gallery, during the whole of consideration of any item of business in which he/she has a DPI, except where he is permitted to remain as a result of the grant of a dispensation.

Recommendation 8 – That Council delegate the power to grant dispensations –

- a. on Grounds set out in Paragraphs 13(i) and 13(iv) of this report to the Monitoring Officer with an appeal to Standards Committee, and**
- b. on Grounds 13(ii), 13(iii) and 13(v) to the Standards Committee, after consultation with the Independent Person.**