

Summary Sheet

Standards and Ethics Committee Report

Standards and Ethics Committee Meeting - 13th June, 2019

Title

Outcome of Standards and Ethics Sub-Committee Hearing re Alleged Breach of the Code of Conduct

Is this a Key Decision and has it been included on the Forward Plan?

No

Strategic Director Approving Submission of the Report

N/A

Report Author(s)

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Ward(s) Affected

All

Executive Summary

This report sets out the outcome of a Standards and Ethics Sub-Committee Hearing which took place on 3rd May, 2019, in relation to an alleged breach of the Code of Conduct by Maltby Town Councillor Bill Spillsbury.

Recommendations:

It is recommended that the Standards and Ethics Committee:

- (i) Note the outcome of the Standards and Ethics Sub-Committee Hearing on 3rd May, 2019.
- (ii) Consider any issues arising from the decisions of the Standards and Ethics Sub-Committee and of the Council.
- (iii) Publish the Decision Notice on the Council's website

List of Appendices Included

Exempt - Decision Notice for the Hearing on 3rd May, 2019

Background Papers

None

Consideration by any other Council Committee, Scrutiny or Advisory Panel

No

Council Approval Required

No

Exempt from the Press and Public

The Appendix to this report will be considered in the absence of the press and public as being exempt under Paragraph 1 of Part 1 of Schedule 12A to the Local Government Act 1972 (as amended March 2006) (information relating to an individual).

Title

Outcome of Standards and Ethics Sub Committee Hearing re Alleged Breach of the Code of Conduct

1. Recommendations

It is recommended that the Standards and Ethics Committee:

- 1.1 Note the outcome of the Standards and Ethics Sub-Committee Hearing on 3rd May, 2019.
- 1.2 Consider any issues arising from the decisions of the Standards and Ethics Sub-Committee and of the Council.
- 1.3 Publish the Decision Notice on the Council's website

2. Background

- 2.1 A Hearing of the Standards and Ethics Sub-Committee took place on 3rd May, 2019. The Decision Record in respect of the Hearing is at Appendix 1.
- 2.2 As set out in the Decision Record, the Sub-Committee found that Town Councillor Bill Spillsbury's' conduct was in breach of the Code of Conduct in that he had failed to treat others with respect, and that he had brought his office of Councillor and the Town Council into disrepute.
- 2.3 The Sub-Committee decided that the following sanctions should be applied to the Subject Member:
 - (i) That the Maltby Town Council be advised of the outcome and findings of the Sub-Committee.
 - (ii) The formal Decision Notice setting out the findings of the Sub-Committee shall be published on the agenda of the next meeting of the Standards and Ethics Committee.
 - (iii) That a recommendation be made to Maltby Town Council that the Subject Member be censured.
 - (iv) That a recommendation be made to Maltby Town Council that the Subject Member be removed from the Committees or Sub-Committees of the Town Council upon which he sits.
 - (v) The Monitoring Officer shall be instructed to arrange appropriate training for the Subject Member.
 - (vi) That a recommendation be made to the Maltby Town Council that the Subject Member be removed from all outside appointments to which he has been appointed or nominated by the Town Council.
 - (vii) That a recommendation be made to the Maltby Town Council that the Subject Member be asked to return all equipment

belonging to the Town Council and that the Subject Member be excluded from the Town Council premises except for attending Council Meetings.

- (viii) The Subject Member and the witness be commended for providing evidence and her attendance at the Sub-Committee Hearing.

2.4 Members are asked to consider the Decision Notice and raise and discuss any issues arising from Decision Notice or the Hearing itself (in respect of those Members who were in attendance).

3. Key Issues

3.1 The key issues are set out above.

4. Options considered and recommended proposal

4.1 This report informs the Committee of the decision made by the Sub-Committee on 3rd May, 2019.

5. Consultation

5.1 As required by the Localism Act, 2011, one of the Committee's Independent Persons was consulted by the Sub-Committee during the hearing on 3rd May, 2019.

6. Timetable and Accountability for Implementing this Decision

6.1 The Decision Record has been provided to the Maltby Town Council for their implementation.

7. Financial and Procurement Implications

7.1 The officer time in dealing with this complaint is met within existing Legal Services resources.

8. Legal Implications

8.1 The Council and the Standards and Ethics Committee have a statutory duty to maintain and promote ethical standards. Pursuant to the Localism Act, 2011, the Council is required to adopt an appropriate Code of Conduct and arrangements for the investigation of allegations of breach of the Code of Conduct.

9. Human Resources Implications

9.1 None

10. Implications for Children and Young People and Vulnerable Adults

10.1 None

11. Equalities and Human Rights Implications

11.1 None

12. Implications for Partners and Other Directorates

12.1 As stated above the Decision Record has been provided to the Maltby Town Council for their implementation.

13. Risks and Mitigation

13.1 None

14. Accountable Officer(s)

Bal Nahal, Head of Legal Services