

**Agenda No 4**

**AGENDA MANAGEMENT SHEET**

*Name of Committee*                      **Hearing Sub-Committee**

*Date of Committee*                      **12th December 2011**

*Report Title*                                      **Member Complaint**

*Summary*                                      To consider a complaint against a member of the authority under the Member Code of conduct. To determine whether a breach of the Code has occurred and if so to determine what (if any sanctions) should be imposed

*For further information please contact:*

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*Would the recommended decision be contrary to the Budget and Policy Framework?*

No.

*Background papers*                      None

**CONSULTATION ALREADY UNDERTAKEN:-**                      Details to be specified

- Other Committees                       .....
- Local Member(s)                       n/a
- Other Elected Members               .....
- Cabinet Member                       .....
- Chief Executive                       .....
- Legal                                       Greta Needham
- Finance                                     .....
- Other Strategic Directors               .....
- District Councils                       .....
- Health Authority                       .....

Police  .....

Other Bodies/Individuals  .....

**FINAL DECISION Yes**

**SUGGESTED NEXT STEPS:**

Details to be specified

Further consideration by  
this Committee  .....

To Council  .....

To Cabinet  .....

To an O & S Committee  .....

To an Area Committee  .....

Further Consultation  .....

**Hearing Sub-Committee – 12<sup>th</sup> December 2011**

**Member Complaint**

**Recommendation**

That the Sub-Committee considers

- (1) whether a breach of the Code has occurred and
- (2) if a breach has occurred determines what (if any) sanctions should be imposed

1. On 18<sup>th</sup> August 2011 the Assessment Sub-Committee referred complaint for investigation by the Monitoring Officer. The Hearing Sub-committee is considering earlier on the agenda whether or not this particular matter should proceed to a hearing and if so whether it can take place today.
2. The investigation report will remain confidential unless and until the arrangements for the hearing have been settled and subject to any issues relating to exempt or confidential information. If the report is released it will become Appendix A.
3. A suggested procedure for the hearing is attached as Appendix B assuming there is no dispute of facts.

DAVID CARTER  
Strategic Director for  
Resources

Shire Hall  
Warwick  
12 December 2011