

STANDARDS COMMITTEE ADJUDICATION SUB-COMMITTEE HEARING	AGENDA ITEM No. 4
9 JULY 2009	PUBLIC REPORT

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MONITORING OFFICER'S INVESTIGATION REPORT INTO A COMPLAINT

R E C O M M E N D A T I O N
FROM : SOLICITOR TO THE COUNCIL & MONITORING OFFICER
The sub Committee determine the facts of the case, determine whether there has been a Breach of the Code of Conduct and determine the appropriate sanction if a breach of the Code is found.

1. PURPOSE - FOR DECISION

- 1.1 On 5 May 2009 the Standards Committee Adjudication Sub-Committee Pre Hearing met and concluded that there was a case to answer following receipt of the Investigation Officer's reports and a hearing would be needed to determine whether a breach of the code of conduct has taken place and if so, what sanction should be applied to the subject of the complaint.
- 1.2 The Investigation Officer's reports remain exempt and NOT FOR PUBLICATION in accordance with paragraphs 7C of Schedule 12(a) of Part 1 of the Local Government Act 1972 (as amended) in that it contains information presented to a Standards Committee, set up to consider any matter under regulations 13 or 16 to 20 of the Standards Committee (England) Regulations 2008, or referred under s58(1) (c) of the Local Government Act 2000. The public interest test has been applied to the information that is contained in the exempt annexes and it is considered that the need to retain this information as exempt outweighs the public interest in it at this stage. The sub-committee will need to determine whether the information should remain exempt.

2. LEGAL, FINANCIAL AND HUMAN RIGHTS IMPLICATIONS

- 2.1 There are no specific financial implications of this report. In respect of both legal and human rights implications, the Monitoring Officer confirms that that this investigation has been carried out under Section 59 of the Local Government Act 2000 and is therefore compliant with all legal requirements and is consistent with the Human Rights Act.

3. BACKGROUND INFORMATION

None.

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