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| STANDARDS COMMITTEE ADJUDICATION SUB-COMMITTEE HEARING | AGENDA ITEM No. 4 |
| 23 JULY 2009 | PUBLIC REPORT |

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| Contact Officer(s): | Helen Edwards, Solicitor to the Council | Tel. 452484 |
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MONITORING OFFICER'S INVESTIGATION REPORT INTO A COMPLAINT

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| 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 3 June 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- 1.2 The Investigation Officer's reports remain exempt and NOT FOR PUBLICATION in accordance with paragraphs 7c of Schedule 12(a) of Part 1 of the Local Government Act 1972 (as amended) in that it contains information presented to a sub-committee of the Standards Committee established under the provisions of Part 3 of the Local Government Act 2000. The public interest test has been applied to the information that is contained in the exempt annex and it is considered that the need to retain this information as exempt outweighs the public interest in it because it relates to as yet unproven allegations against a Councillor. 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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