

Notice of a public meeting of

Joint Standards Committee - Assessments Sub-Committee

- To:** Councillors Baker and Carr (CYC Members)
Councillor Chambers (Parish Council Member)

Mr Laverick (Independent Person)
- Date:** Wednesday, 1 December 2021
- Time:** 12.30 pm
- Venue:** The Snow Room - Ground Floor, West Offices (G035)

AGENDA

1. **Appointment of Chair**
To appoint a member to chair the meeting.
2. **Declarations of Interest**
Members are asked to declare:
 - Any personal interests not included on the Register of Interests
 - Any prejudicial interests or
 - Any disclosable pecuniary interestswhich they may have in respect of business on this agenda.
3. **Exclusion of Press and Public**
To consider excluding the public and press from the meeting during consideration of the private report at Agenda Item 4 (Code of Conduct Complaint received in respect of a City of York Councillor), on the grounds that it contains information relating to an individual. This information is classed as exempt under paragraph 1 of Schedule 12A to Section 100A of the Local Government Act 1972, as amended by the Local Government (Access to Information) (Variation) Order 2006.

4. Code of Conduct Complaint Received in Respect of a City of York Councillor (Pages 1 - 24)

To consider a Code of Conduct complaint received in respect of a City of York Councillor and determine the next steps.

5. Urgent Business

Any other business which the Chair considers urgent under the Local Government Act 1972.

Democratic Services Officer:

Name: Fiona Young

Contact details:

- Telephone – (01904) 552030
- E-mail – fiona.young@york.gov.uk

For more information about any of the following please contact the Democratic Services Officer responsible for servicing this meeting:

- Business of the meeting
- Any special arrangements
- Copies of reports and
- For receiving reports in other formats

Contact details are set out above.

This information can be provided in your own language.

我們也用您們的語言提供這個信息 (Cantonese)

এই তথ্য আপনার নিজের ভাষায় দেয়া যেতে পারে। (Bengali)

Ta informacja może być dostarczona w twoim własnym języku. (Polish)

Bu bilgiyi kendi dilinizde almanız mümkündür. (Turkish)

یہ معلومات آپ کی اپنی زبان (بولی) میں بھی مہیا کی جاسکتی ہیں۔ (Urdu)

 (01904) 551550



Joint Standards Assessments Sub-Committee**1 December 2021****Public Report**

Report of the Monitoring Officer

Code of Conduct Complaint received in respect of a City of York Councillor**Summary**

1. To consider a Complaint in respect of the Code of Conduct received in respect of a City of York Councillor and determine next steps.

Recommendations

2. The options available to the Sub-Committee are as follows:
 - 1) Rule that the complaint in respect of the Councillor does not fall within the remit of the Code of Conduct. This will mean that no further action is taken and the matter is brought to a close.
 - 2) Rule that the Complaint should progress to an investigation. This will mean that the Monitoring Officer will appoint an Investigating Officer in accordance with the Procedure for handling of Complaints.

Background

3. The Monitoring Officer has received a complaint alleging that a City of York Councillors has breached the Code of Conduct.
4. The Monitoring Officer has requested a meeting of the Sub Committee of the Joint Standards Committee to determine if the Complaint should be investigated.
5. The complainant alleges that the Councillor has been disrespectful, that they did something which may have caused the Council to break any

equality enactment, they attempted or bullied or intimidated another person and they conducted themselves in a manner which could reasonably be regarded as bringing the Council into disrepute, or their position as a Councillor into disrepute.

Options

6. The Sub-Committee must now consider the following options:
 - a. The Complaint in respect of the Councillor does not fall within the remit of the Code of Conduct. This will mean that no further action is taken and the matter is brought to a close.
 - b. The Complaint should progress to an investigation. This will mean that the Monitoring Officer will appoint an Investigating Officer in accordance with the Procedure for Handling of Complaints.

Implications

Financial

7. Not applicable to this report.

Human Resources (HR)

8. Not applicable to this report.

Equalities

9. The Councillor has been offered the support of an Independent Person as part of this process.

Legal

10. The Monitoring Officer is required to consider all formal complaints received in respect of the Code of Conduct in line with the published Procedure for managing Code of Conduct Complaints.

Crime and Disorder, Information Technology (IT) and Property

11. Not applicable to this report.

Other

12. Not applicable to this report.

Contact Details

Author:

**Rachel Antonelli
Head of Democratic
Governance & Deputy
Monitoring Officer**

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Chief Officer Responsible for the report:

**Janie Berry
Director of Governance & Monitoring
Officer**

Tel No. 01904 555385

Report **Date** 23 November 2021
Approved

Wards Affected: All

All

For further information please contact the author of the report

Background Papers:

- City of York Council Code of Conduct and Procedure for Handling of Complaints
- City of York Council Constitution

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By virtue of paragraph(s) 1 of Part 1 of Schedule 12A
of the Local Government Act 1972.

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