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Hinckley & Bosworth
Borough Council

Bill Cullen MBA (ISM), BA(Hons) MRTPI
Chief Executive

Date: 04 January 2018

To: **Members of the Ethical Governance and
Personnel Committee**

Mrs R Camamile (Chairman)
Mr RG Allen
Mr CW Boothby
Mr MB Cartwright
Mr WJ Crooks

Mr MR Lay
Mr M Nickerson
Mr LJP O'Shea
Ms BM Witherford

Copy to all other Members of the Council

(other recipients for information)

Dear member,

There will be a meeting of the **ETHICAL GOVERNANCE AND PERSONNEL COMMITTEE** in the De Montfort Suite - Hub on **FRIDAY, 12 JANUARY 2018** at **9.45 am** and your attendance is required.

The agenda for the meeting is set out overleaf.

Yours sincerely

A handwritten signature in black ink, appearing to read 'R Owen'.

Rebecca Owen
Democratic Services Officer

ETHICAL GOVERNANCE AND PERSONNEL COMMITTEE - 12 JANUARY 2018

A G E N D A

1. APOLOGIES AND SUBSTITUTIONS
2. MINUTES OF PREVIOUS MEETING (Pages 1 - 2)
To confirm the minutes of the previous meeting.
3. ADDITIONAL URGENT BUSINESS BY REASON OF SPECIAL CIRCUMSTANCES
To be advised of any additional items of business which the Chairman decides by reason of special circumstances shall be taken as matters of urgency at this meeting.
4. DECLARATIONS OF INTEREST
To receive verbally from members any disclosures which they are required to make in accordance with the Council's code of conduct or in pursuance of Section 106 of the Local Government Finance Act 1992. **This is in addition to the need for such disclosure to be also given when the relevant matter is reached on the agenda.**
5. QUESTIONS
To hear any questions received in accordance with Council Procedure Rule 12.
6. COMPLAINTS UPDATE
The only other outstanding item is the subject of a separate hearing.
7. ANY OTHER ITEMS OF BUSINESS WHICH THE CHAIRMAN DECIDES HAVE TO BE DEALT WITH AS MATTERS OF URGENCY
8. MATTERS FROM WHICH THE PUBLIC MAY BE EXCLUDED
To consider the passing of a resolution under Section 100A(4) of the Local Government Act 1972 excluding the public from the undermentioned item of business on the grounds that it involves the likely disclosure of exempt information as defined in paragraphs 1 and 10 of Schedule 12A of the 1972 Act.
9. COMPLAINT 2017-07 (Pages 3 - 12)
Fact finding report attached.

Agenda Item 2

HINCKLEY AND BOSWORTH BOROUGH COUNCIL

ETHICAL GOVERNANCE AND PERSONNEL COMMITTEE

29 NOVEMBER 2017 AT 6.30 PM

PRESENT: Mrs R Camamile - Chairman

Mr RG Allen, Mr MB Cartwright, Mrs MA Cook (for Mr LJP O'Shea), Mr WJ Crooks, Mr P Wallace (for Mr CW Boothby), Mr R Ward (for Mr M Nickerson) and Ms BM Witherford

Also in attendance: Gordon Grimes, Independent Person

Officers in attendance: Julie Kenny and Rebecca Owen

226 APOLOGIES AND SUBSTITUTIONS

Apologies for absence were submitted on behalf of Councillors Boothby, Nickerson and O'Shea, with the following substitutions authorised in accordance with council procedure rule 10:

Councillor Wallace for Councillor Boothby
Councillor Ward for Councillor Nickerson
Councillor Cook for Councillor O'Shea.

227 MINUTES OF PREVIOUS MEETING

It was moved by Councillor Crooks, seconded by Councillor Ward and

RESOLVED – the minutes of the meeting held on 16 August be confirmed and signed by the chairman.

228 DECLARATIONS OF INTEREST

No interests were declared at this stage.

229 STATUTORY SAFETY COMMITTEE MINUTES

Members received the minutes of the Statutory Safety Committee. A member asked whether other partners in the Hub were involved in the meeting. In response it was noted that it was a statutory responsibility as an employer, so it would be for the employers of the other partners to hold their own meetings. It was, however, noted that there was a Hub Operational Group which included partners and considered all aspects of the Hub, including health and safety.

230 MATTERS FROM WHICH THE PUBLIC MAY BE EXCLUDED

On the motion of Councillor Allen seconded by Councillor Crooks, it was

RESOLVED – in accordance with section 100A(4) of the Local Government Act 1972, the public be excluded from the following item of business on the grounds that it involves the disclosure of exempt information as defined in paragraphs 1 and 10 of Part I of Schedule 12A of that Act.

231 COMPLAINT 2017-06

The committee gave consideration to the report of an independent investigator into allegations of a breach of the code of conduct. The options available to the committee were outlined and it was noted that if it was felt that the councillor had not breached the code, a decision of no action would be appropriate, but if it was felt that there was a case to answer, a hearing would be necessary. The option of taking 'other action' was also discussed.

The Independent Person, present at the meeting, commended the comprehensive and thorough report and supported the recommendation of the independent investigator that a hearing be held.

It was moved by Councillor Cartwright and seconded by Councillor Camamile that there was a case to answer and a hearing should be held which would allow all parties to put their case forward. Upon being put to the vote, the motion was carried and it was unanimously

RESOLVED – the matter be referred for a determination hearing of the Ethical Governance & Personnel Committee.

(The Meeting closed at 7.02 pm)

CHAIRMAN

By virtue of paragraph(s) 1, 10 of Part 1 of Schedule 12A of the Local Government Act 1972.

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