

SWALE BOROUGH COUNCIL
STANDARDS CONSIDERATION SUB-COMMITTEE

31 JULY 2012

REPORT OF DIRECTOR OF CORPORATE SERVICES / MONITORING OFFICER

COMPLAINT OF MISCONDUCT SBC 012.11

Introduction

On the 18 August 2011 the Standards Referrals Sub-Committee referred a complaint about a possible breach of the Code of Conduct to the Monitoring Officer for investigation. The Monitoring Officer has arranged for this matter to be investigated and the Investigator's report is attached as an exempt appendix to this report. Members will see that the Investigating Officer's conclusion is that there is no breach of the Code of Conduct.

Considerations

The Sub-Committee should consider the Investigating Officer's report and make one of the following findings:

- (a) It accepts the Investigating Officer's report that there is no breach of the Code of Conduct by the member in question; or
- (b) It believes there is a case to answer and the matter should be considered at a hearing of the Determination Sub-Committee; or
- (c) That the matter be referred to the First Tier Tribunal (Local Government Standards in England) for determination.

Recommendation

It is recommended that members consider the Investigating Officer's report into the allegations of misconduct and decide whether, based on the facts in the report, it agrees with her report that there is no breach of the Code of Conduct, or if it believes that there is a case to answer, or whether the matter should be referred to the First Tier Tribunal (Local Government Standards in England) for determination.

Mark Radford
Director of Corporate Services / Monitoring Officer

Exempt Appendix – Investigating Officer's Report