

Report to Ethical Standards and Member Development Committee

1 November 2022

Subject:	Complaints and Allegations Update			
Director:	Director of Law and Governance and Monitoring			
	Officer – Surjit Tour			
Contact Officer:	Surjit Tour			
	Surjit_Tour@sandwell.gov.uk			

1 Recommendations

1.1 That the update position on complaints received under the Councillor code of conduct be received.

2 Reasons for Recommendations

2.1 The report provides an update on the activity of the Council's Monitoring Officer in relation to complaints received under the Councillor Code of Conduct arrangements.











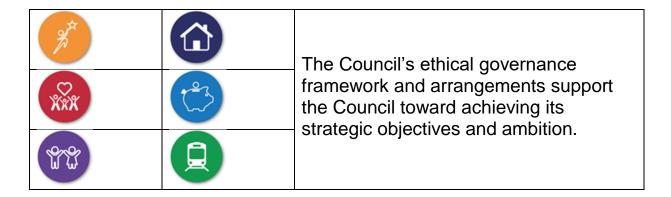








3 How does this deliver objectives of the Corporate Plan?



4 Context and Key Issues

- 4.1 The Committee has oversight of the Council's ethical governance framework and arrangements for dealing with complaints received under the Code of Conduct in relation to elected Members.
- 4.2 The table at Appendix A provides an update position on complaints received under the code of conduct.

5 Alternative Options

5.1 None – the report is provided for information.

6 Implications

Resources:	The Council is required to ensure that sufficient resources are provided to the Monitoring Officer in order that they are able to exercise their statutory functions.
Legal and	The Local Government Act 2000 and Localism Act
Governance:	2011 make provision for the arrangements for dealing with standards related matters.
Risk:	The Council must have in place, arrangements for dealing with matters relating to the conduct of elected members. These are regularly reviewed in line with the best practice recommendations of the Committee for Standards in Public Life



















Equality:	There are no direct equality implications arising from
	this report.
Health and	There are no direct health and wellbeing implications
Wellbeing:	arising from this report.
Social Value	There are no direct social value implications arising
	from this report.
Climate	There are no direct climate change implications
Change	arising from this report.

7. **Appendices**

Complaints Update

Background Papers 8.

None.



















Appendix A

Case Ref	Complainant	Code Provisions/ Ground for complaint	Date received and progress to date	Deadline Red: Amber: Green:	Outcome	Learning identified
1. MC/ 010322	Member of the public	It is alleged that the subject member has breached the code of conduct Potential breaches of the members code of conduct 1.1, 1.2, 2.2, 2.3, 5.1	Matter referred for investigation. Investigation is currently under maxwellisation process	Green		
2. MC/290722	Member of the public	It is alleged that the subject member has breached the code of conduct Potential breaches of the members code of conduct 1.1,1.2, 2.1, 3.1, 5.1	Insufficient evidence of a breach of the members code of conduct. Member not acting in official capacity File to be closed	Green	Member not acting in official capacity Insufficient evidence of a breach of the members code of conduct following assessment of complaint by DMO.	



















Case Ref	Complainant	Code Provisions/ Ground for complaint	Date received and progress to date	Deadline Red: Amber: Green:	Outcome	Learning identified
3. MC/11822	Member of the Public	It is alleged that the subject member has breached the code of conduct by failing to declare relevant interests on the register. Potential breaches of the members code of conduct 1.1,1.2, 2.1, 3.1, 5.1	Decision notice completed 14 October 2022. Member not acting in Official capacity. Insufficient evidence of a breach of the members code of conduct. File to be closed	Green	Member not acting in official capacity Insufficient evidence of a breach of the members code of conduct following assessment of complaint by DMO.	

















