

Appendix 1 - Changes to the Constitution - Members Code of Conduct

Note: strikethrough indicates text removed. Underline indicates new text.

Section	Part 2 Article 8 - 2.8.24 & 2.8.27 – Standards Panel
Proposed Changes	<p>2.8.24 The standards panel will consist of an independent person (who will chair the panel); three members <u>the chair</u> of the audit and governance committee <u>and two other members of audit and governance committee</u> and a parish councillor nominated by Herefordshire Association of Local Councils. Where an independent person is not available, One of the members from the audit and governance committee shall chair the panel.</p> <p><u>2.8.25 The three members from audit and governance committee shall be appointed at the first audit and governance meeting after the Council AGM. The committee may also appoint up to two further substitute members who should only substitute if any of the three standing members are unavailable.</u></p> <p>2.8.27 To undertake an annual sample review of decisions by the monitoring officer under the code of conduct complaints process.</p> <p><u>2.8.27 The members of the panel will also receive copies of all decisions made by the monitoring officer under the code of conduct complaint process and may directly provide feedback of their views on the decision or meet informally with the monitoring officer. Where requested by the Chairperson of the panel, the monitoring officer will convene a meeting to discuss a specific decision.</u></p>
Section	Part 3 Section 5 - 3.5.19 – Standards Panel
Proposed Changes	<p>3.5.19 The members of the panel will also <u>receive copies of all</u> undertake a twice a year sample review of decisions made by the monitoring officer under the code of conduct complaint process <u>and may directly provide feedback of their views on the decision or meet informally with the monitoring officer. Where requested by the Chairperson of the panel, the monitoring officer will convene a meeting to discuss a specific decision.</u></p> <p><u>3.5.20 The Independent Person and parish councillor (as co-opted members) may take part in any discussion but do not have a vote where a decision is to be made by the Standards Panel.</u></p> <p><u>3.5.21 when a Code of Conduct complaint has been upheld by the Monitoring Officer or the Standards Panel, to promptly publish the name of the councillor, the council, the nature of the breach and any recommendation or sanction applied for a period of 6 years from the date of decision.</u></p> <p><u>3. 5.22 The Monitoring Officer (in consultation with the Chair of Stands Panel) may also publish for such period as considered appropriate (but no more than 6 years) other decision notices that do not amount to a breach.</u></p>
Section	Part 3 Section 5 - 3.5.14 (f) Code of Conduct (part of function of Audit & Governance)
Proposed Changes	

	<p>f) To twice yearly <u>annually</u> review overall figures and trends from code of conduct complaints which will include number of upheld complaints by reference to individual councillors within unitary, town and parish councils <u>with the independent persons in attendance who can provide feedback on decision making and trends for complaints / suggestions for training.</u></p> <p>and when a code of conduct complaint has been upheld by the Monitoring Officer or by the Standards Panel, after the option of any appeal has been concluded, promptly to publish the name of the councillor, the council, the nature of the breach and any recommendation or sanction applied.</p>
<p>Section</p>	<p>Part 5 Section 2 - 5.2. Appendix B at Paragraph 9 'Disclosure of Non-Registerable Interests'</p>
<p>Proposed Changes</p>	<p>9. Where a matter (referred to in paragraph 8 above) affects the financial interest or well-being:</p> <ul style="list-style-type: none"> a. to a greater extent than it affects the financial <u>or well-being</u> interests of the majority of inhabitants of the ward affected by the decision <u>and/or</u> ; b. a reasonable member of the public knowing all the facts would believe that it would affect your view of the wider public interest <p>You may speak on the matter only if members of the public are also allowed to speak at the meeting. Otherwise you must not take part in any discussion or vote on the matter and must not remain in the room unless you have been granted a dispensation.</p> <p>If it is a 'sensitive interest', you do not have to disclose the nature of the interest.</p>