

Standards Hearing (Ad Hoc) Sub Committee

Notice of Decision

Case reference:	Z38/73
Subject Member:	Councillor W. Rotherham
Complainant:	Member of the public
Sub Committee Members:	Councillor C. Rigby (Chairman) Councillor M. Crosby Councillor J. Ellis
Monitoring Officer:	Mr J. Mitchell
Independent Person:	Mrs P. Gregory
Clerk to the Panel:	Mr M. Williamson
Date of Hearing:	Tuesday 25 th March 2014

This was a hearing to consider the local resolution of complaint number Z38/73 and agree the wording of the apology proposed by the Monitoring Officer taking on board the differing views expressed by both the complainant and the subject Member Councillor W. Rotherham.

The Sub Committee was convened under the Council's Arrangements for Dealing with Complaints about the Code of Conduct for Members in accordance with the Localism Act 2011 for the determination of complaints that a Member may have breached the Council's Code of Conduct.

The Sub Committee heard oral representation from Mr J. Mitchell who outlined the current position, issues and differences of opinion on the wording of the apology.

Written representations from the complainant and the subject Members solicitors were also placed before the sub Committee.

Having heard all the facts and taking into account the submissions of the complainant and subject Member the Sub Committee agreed the following:

- i. That the complainant's request for a charitable gift to be made from Councillor W. Rotherham to a charity of his choice is not a matter which is in the Sub Committee's power and can not be imposed;
 - ii. The wording of the apology placed before the Committee be presented to both parties as the final version;
 - iii. That the subject Member's request that the complainant be required to keep the matter confidential be refused;
 - iv. The Decision Notice be placed on the Council web site;
 - v. This now brings the complaint to a close.
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Right of Appeal:

Subject to judicial review or a decision of a local ombudsman, there is no right of appeal against the decision of the Standards Hearings (Ad Hoc) Sub Committee.