

## **The Subject Member's Right to Consult an Independent Person – Guidance Notes**

### **SUMMARY**

- 1.1 At paragraph three of the Procedure for Considering Complaints That Members Have Breached the Code of Conduct, the subject members has a right to consult, through the MO, one of the Independent Persons (IP) appointed by the Council.
- 1.2 If a subject member exercises their right as above, it is proposed that the IP will read out guidance notes at their first meeting. The guidance notes set out what the subject member can expect from the IP.
- 1.3 Attached at Appendix 2 are draft guidance notes.

### **RECOMMENDATION**

- 2.1 To approve the guidance notes for future use.

### **REASONS FOR RECOMMENDATION**

- 3.1 To provide the subject member with guidance on the consultation role of the Independent Person (IP), as at paragraph 3 of the procedure for considering complaints.
- 3.2 To provide the IPs of the Standards Committee with uniformity of approach.

### **SUPPORTING INFORMATION**

- 4.1 As set out in Appendix 2.

### **OTHER OPTIONS CONSIDERED**

- 5.1 None.

**This report has been approved by the following officers:**

<b>Legal officer</b> <b>Financial officer</b> <b>Human Resources officer</b> <b>Estates/Property officer</b> <b>Service Director(s)</b> <b>Other(s)</b>	Janie Berry – Director of Legal and Democratic Services N/A N/A N/A N/A N/A
<b>For more information contact:</b> <b>Background papers:</b> <b>List of appendices:</b>	Steven Mason 01332 643653 <a href="mailto:steven.mason@derby.gov.uk">steven.mason@derby.gov.uk</a> None Appendix 1 – Implications Appendix 2 – Draft guidance notes

<b>IMPLICATIONS</b>
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**Financial and Value for Money**

- 1.1 None arising directly from this report.

**Legal**

- 2.1 None arising directly from this report.

**Personnel**

- 3.1 None arising directly from this report.

**Equalities Impact**

- 4.1 All Derby people will benefit from an effective Standards Committee.

**Health and Safety**

- 5.1 None arising directly from this report.

**Environmental Sustainability**

- 6.1 None arising directly from this report.

**Property and Asset Management**

- 7.1 None arising directly from this report.

**Risk Management**

- 8.1 None arising directly from this report.

**Corporate objectives and priorities for change**

- 9.1 This report has the potential to link with all the Council's Corporate Objectives.