

Our ref: JAGU/FIRE/AIS

Your ref:

Date Wednesday 19 October 2016



SOUTH YORKSHIRE  
**FIRE & RESCUE  
AUTHORITY**

**TO:- ALL MEMBERS OF THE SOUTH YORKSHIRE  
FIRE AND RESCUE AUTHORITY APPEALS  
AND STANDARDS COMMITTEE**

Diana Terris, *Clerk*  
Frances Foster, *Treasurer*

**CC: APPROPRIATE OFFICERS**

18 Regent Street  
Barnsley  
South Yorkshire  
S70 2HG

[www.southyorks.gov.uk](http://www.southyorks.gov.uk)

This matter is being dealt with by: Andrew Shirt  
Email: [ashirt@syjs.gov.uk](mailto:ashirt@syjs.gov.uk)

Direct Line: 01226 772207

Dear Member

**SOUTH YORKSHIRE FIRE AND RESCUE AUTHORITY**  
**APPEALS AND STANDARDS COMMITTEE**  
**THURSDAY 27 OCTOBER 2016**

I write to inform you that there will be a meeting of the Appeals and Standards Committee on **Thursday 27 October 2016 at 1.30 pm in Meeting Room 5 (First Floor), Town Hall, Barnsley, S70 2TA.**

**A Member Briefing will be held at 1:00 pm in Meeting Room 5.**

Car parking for Members will be available at the Offices of 18 Regent Street, Barnsley.

The agenda and supporting papers are attached.

Yours faithfully

Diana Terris  
Clerk

Enc

## **Membership**

Councillors N Akther, S Ayriss, A Buckley, P Haith, S Howard and E Hughes.

**For this Appeal – Councillors N Akther, A Buckley and E Hughes**

## **Appeals and Standards Committee Terms of Reference**

### **Appeals Terms of Reference**

- i) To act as the member level appeals panel for employees (other than Principal Officers) under approved disciplinary procedures;
- ii) To act as the member level appeals panel for employees (other than Principal Officers) under any other employment procedures (including appeals under pension regulations); and
- iii) Consultation with staff representative bodies. The Committee is the member consultation forum for staff and will meet with staff twice a year

The Committee has delegated powers to determine appeals.

### **Standards Terms of Reference** **(Statutory Powers)**

**Remit:** Responsible for ensuring compliance with the Code of Conduct and hearing Appeals as and when necessary.

**General:** To assist the Authority in discharging its duty to promote and maintain high standards of conduct by Members and co-opted members of the Authority.

- To assist Members and co-opted Members of the Authority in understanding and observing the requirements of the Authority's Code of Conduct for Members and co-opted members ("the Code").
- To advise the Authority on revisions to the Code and on procedures for dealing with standards complaints.
- To receive reports from the Monitoring Officer.
- To deal with such other functions as the Authority considers appropriate.

### **Dispensations:**

- To hear appeals against decisions of the Monitoring officer not to grant a dispensation.
- To grant dispensations to Members on behalf of the Authority under section 33 of the Local Government Act 2011.

## **Standards Allegations:**

- To determine, in consultation with the Independent Person in relation to matters referred to the Committee by the Monitoring Officer, whether a complaint requires investigation.
- To consider complaint investigation reports referred to it by the Monitoring Officer and to determine, in consultation with the Independent Person:
  - I. Whether there is a “no breach of code” finding on investigation that no further action is required.
  - II. Where there is a “breach of code” finding on investigation to consider and determine whether:
    - a) to proceed by way of local resolution avoiding the necessity for a hearing; or
    - b) to hold a hearing.
  - III. If the allegation is upheld the Appeals and Standards Committee shall either:
    - a) Determine that no further action be taken; or
    - b) Determine that no further action be taken; or
    - c) Recommend to the Authority any further appropriate action be taken in accordance with the general powers available to the Authority.

## **Contact Details**

For further information please contact:

Andrew Shirt Joint Authorities Governance Unit 18 Regent Street Barnsley South Yorkshire S70 2HG  Tel: 01226 772207 <a href="mailto:AShirt@syjs.gov.uk">AShirt@syjs.gov.uk</a>	Mel McCoole Joint Authorities Governance Unit 18 Regent Street Barnsley South Yorkshire S70 2HG  Tel: 01226 772804 <a href="mailto:mmccoole@syjs.gov.uk">mmccoole@syjs.gov.uk</a>
--------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------	-----------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------



**SOUTH YORKSHIRE FIRE AND RESCUE AUTHORITY**

**APPEALS AND STANDARDS COMMITTEE**

**THURSDAY 27 OCTOBER 2016**

**IN MEETING ROOM 5 (FIRST FLOOR), TOWN HALL, BARNSELY, S70 2TA**

**A G E N D A    Reports attached unless stated otherwise**

	<b>Item</b>	<b>Page</b>
1	Election of Chair.	
2	Apologies.	
3	Announcements.	
4	Urgent items.  To determine whether there are any additional items of business which by reason of special circumstances the Chair is of the opinion should be considered at the meeting; the reason(s) for such urgency to be stated.	
5	Items to be Considered in the Absence of the Public and Press.  To identify items where resolutions may be moved to exclude the public and press. (For items marked * the public and press may be excluded from the meeting).	
6	Declarations of interest by individual Members in relation to any item of business on the agenda.	
*7	To consider an Appeal against Dismissal ( <b>Exemption Paragraph 1</b> )	
7a	Letter from Appellant Setting out Reasons for Appeal and reply from Deputy Clerk	1 - 4
7b	Appellant's Submission	5 - 14
7c	Management's Discipline Hearing File	15 - 110