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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

This matter is being dealt with by: Andrew Shirt
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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:

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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

	Item	Page
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 (Exemption Paragraph 1)	
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

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By virtue of paragraph(s) 1 of Part 1 of Schedule 12A
of the Local Government Act 1972.

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