

Our ref: JAGU/FIRE/AIS

Your ref:

Date Wednesday 29 September 2021



SOUTH YORKSHIRE
FIRE & RESCUE
AUTHORITY

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

Sarah Norman, *Clerk*
Neil Copley, *Treasurer*

CC: APPROPRIATE OFFICERS

Town Hall
Church Street
Barnsley
South Yorkshire
S70 2TA

www.southyorks.gov.uk

This matter is being dealt with by: Andrew Shirt
Email: ashirt@syjs.gov.uk

Direct Line 01226 772207

Dear Member

SOUTH YORKSHIRE FIRE AND RESCUE AUTHORITY
APPEALS AND STANDARDS COMMITTEE
THURSDAY 7 OCTOBER 2021

I write to inform you that there will be a meeting of the Appeals and Standards Committee on **Thursday 7 October 2021 at 10.30 am in the Boardroom, 2nd Floor, Town Hall, Church Street, Barnsley, S70 2TA.**

Please note that there will be a Member only Briefing at 10:00 am in the Boardroom prior to the Appeals and Standards Committee meeting.

The agenda and supporting papers are attached.

Yours faithfully



Sarah Norman
Clerk

Enc

Membership

Councillors S Ayris, R Frost, D Hutchinson, S Ball, T Smith and P Garbutt.

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:

| | |
|--|---|
| <p>Mel McCoole Joint Authorities Governance Unit Town Hall Church Street Barnsley South Yorkshire S70 2TA</p> <p>Tel: 01226 772804 mmccool@syjs.gov.uk</p> | <p>Andrew Shirt Joint Authorities Governance Unit Town Hall Church Street Barnsley South Yorkshire S70 2TA</p> <p>Tel: 01226 772207 AShirt@syjs.gov.uk</p> |
|--|---|

SOUTH YORKSHIRE FIRE AND RESCUE AUTHORITY
APPEALS AND STANDARDS COMMITTEE

THURSDAY 7 OCTOBER 2021 – 10:30 AM

In the Boardroom, 2nd Floor, Town Hall, Church Street, Barnsley, 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 the decision of the Chief Fire Officer to dismiss a Firefighter. (Exemption Paragraph 1) | |
| 7a | Appellant's Case (Exemption Paragraph 1) | 1 - 6 |
| 7b | Management's Statement of Case (Exemption Paragraph 1) | 7 - 80 |