

**Medway Council**  
**Meeting of Councillor Conduct Committee**  
**Wednesday, 14 March 2018**  
**6.05pm to 6.49pm**

**Record of the meeting**

Subject to approval as an accurate record at the next meeting of this committee

**Present:** Councillors: Shaw and Wildey

**Substitutes:** Councillors:  
Gulvin (Substitute for Mrs Diane Chambers)  
Osborne (Substitute for Godwin)

**In Attendance:** Wayne Hemingway, Democratic Services Officer  
Perry Holmes, Chief Legal Officer/Monitoring Officer

**828 Election of Chairman**

Councillor Wildey was elected as Chairman for the meeting.

**829 Apologies for absence**

Apologies for absence were received on behalf of Councillors Carr, Mrs Diane Chambers, Godwin, Hicks, Kemp and Wicks.

**830 Record of meeting**

This item was deferred.

**831 Urgent matters by reason of special circumstances**

There were none.

**832 Declarations of Disclosable Pecuniary Interests and Other Significant Interests**

Disclosable pecuniary interests

There were none.

Other significant interests

There were none.

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### Other interests

Councillor Gulvin stated that he considered that he was able to participate in the consideration of agenda item 7 (Screening of Complaint CCC 2018/001) having concluded that his relationship with the Members subject to the complaints did not amount to an Other Significant Interest (OSI) as defined in paragraph 12 of the Members' Code of Conduct.

Councillor Wildey stated that he considered that he was able to participate in the consideration of agenda item 7 (Screening of Complaint CCC 2018/001) having concluded that his relationship with a particular Member subject to a complaint did not amount to an Other Significant Interest (OSI) as defined in paragraph 12 of the Members' Code of Conduct.

### **833 Exclusion of the press and public**

#### **Decision:**

That the press and public be excluded from the meeting during consideration of the exempt material relating to agenda item 7 because consideration of these matters in public would disclose information falling within paragraphs 1 and 2 of Part 1 of Schedule 12A to the Local Government Act 1972 as specified in agenda item 6, and, in all the circumstances of the case, the Committee considered that the public interest in maintaining the exemption outweighed the public interest in disclosing the information.

### **834 Screening of Complaint CCC 2018/001**

#### **Discussion:**

The Monitoring Officer introduced a report which detailed complaints received on 21 December 2017, 22 January 2018, 30 January 2018, 31 January 2018 and 13 February 2018 relating to six Medway Councillors. The complaints were split into six allegations and the Committee considered each allegation individually, as set out in section 3 of the report.

#### **Decision:**

- a) The Committee agreed to take no further action in relation to complaint CCC 2018/001, as detailed in paragraph 3.1 and section 4 of the report, as having completed the Medway Council screening process test, the Committee considered that the complaint was not capable of being resolved by an investigation, bearing in mind the sanctions available.
- b) The Committee agreed to take no further action in relation to complaint CCC 2018/001, as detailed in paragraph 3.2 and section 5 of the report, as having completed the Medway Council screening process test, the Committee considered that the complaint was not capable of being resolved by an investigation, bearing in mind the sanctions available.

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- c) The Committee agreed to take no further action in relation to complaint CCC 2018/001, as detailed in paragraph 3.3 and section 6 of the report, as having completed the Medway Council screening process test, the Committee considered that the complaint was not capable of being resolved by an investigation, bearing in mind the sanctions available.
- d) The Committee agreed to take no further action in relation to complaint CCC 2018/001, as detailed in paragraph 3.4 and section 7 of the report, as having completed the Medway Council screening process test, the Committee considered that there was insufficient evidence, on the face of the complaint, to demonstrate a potential breach of the Member Code of Conduct.
- e) The Committee agreed to take no further action in relation to complaint CCC 2018/001, as detailed in paragraphs 3.5-3.7 and section 8 of the report, as having completed the Medway Council screening process test, the Committee considered that there was insufficient evidence, on the face of the complaint, to demonstrate a potential breach of the Member Code of Conduct.
- f) The Committee agreed to refer complaint CCC 2018/001, as detailed in paragraphs 3.5-3.7 and section 9 of the report, for investigation, as having completed the Medway Council screening process test, the Committee considered it would not be disproportionate to investigate.

**Chairman**

**Date:**

**Wayne Hemingway, Democratic Services Officer**

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