



REPORT of MONITORING OFFICER

to
JOINT STANDARDS COMMITTEE
3 SEPTEMBER 2020

STANDARDS COMPLAINT – COUNCILLOR A S FLUKER

1. PURPOSE OF THE REPORT

To advise the Committee of an investigation report following a complaint against Councillor A S Fluker.

2. RECOMMENDATIONS

- (i) For the Committee to consider the investigation report;
- (ii) For the Committee to decide if Councillor Fluker has failed to comply with the Code of Conduct;
- (iii) If it is decided that Councillor Fluker has breached the Code of Conduct, the Committee to consider what sanctions (if any) are to be made in light of the report.

3. SUMMARY OF KEY ISSUES

3.1 Please see the Investigation Report attached **APPENDIX 1**.

3.2 The Committee must decide based on the evidence before them:

- (a) That Councillor Fluker has not failed to comply with the Member Code of Conduct and no further action needs to be taken in respect of the matters considered at the hearing; or
- (b) That Councillor Fluker has failed to comply with the Member Code of Conduct but that no further action needs to be taken in respect of the matters considered at the hearing; or
- (c) That Councillor Fluker has failed to comply with the Member Code of Conduct and that a sanction and/or an informal resolution should be imposed in respect of the matters considered at the hearing.

- 3.3 If the Committee determines that there are breaches of the Code of Conduct then it can impose one or more of the following sanctions:
1. Reporting its findings to Council for information;
 2. Recommend to Council that the Member concerned be issued with a formal censure or reprimand that is posted on the website;
 3. Instruct the Monitoring Officer to arrange training for the member;
 4. Recommend to Council withdrawal facilities provided to the Member by the Council, such as a computer, website and/or email and internet access or use of offices other than for meetings;
 5. Recommend to Council that the Member is removed from any official position, removal from any committee or from any working group.

4. IMPACT ON STRATEGIC THEMES

- 4.1 None.

5. IMPLICATIONS

- (i) **Impact on Customers** – None.
- (ii) **Impact on Equalities** – None.
- (iii) **Impact on Risk** – None.
- (iv) **Impact on Resources (financial)** – None.
- (v) **Impact on Resources (human)** – None.
- (vi) **Impact on the Environment** – None.
- (vii) **Impact on Strengthening Communities** – None.

Background Papers: None.

Enquiries to:

Simon Quelch, Lead Legal Specialist and Monitoring Officer, (Tel: 01621 732731).