



INVESTIGATING AND DISCIPLINARY COMMITTEE

MINUTES OF THE MEETING HELD AT PENALLTA HOUSE, YSTRAD MYNACH ON 14TH DECEMBER 2015 AT 4:00PM

PRESENT:

Councillors:

D Carter, W. David, S. Morgan, Ms J. Pritchard, D. Rees, R. Woodyatt, and J. Taylor

Together with:

L. Donovan (Acting Head of Human Resources and Organisational Development), D. Street (Corporate Director - Social Services), K. Howell, Partner, Geldards, C. Lodwick, Solicitor, Geldards

CHAIR'S ANNOUNCEMENT

The meeting opened at 4.30pm and the Chair apologised for the late start to the proceedings.

1. APOLOGIES

There were no apologies for absence.

2. DECLARATIONS OF INTEREST

There were no declarations of interest received at the beginning or during the course of the meeting.

3. MINUTES – 1ST SEPTEMBER 2015

Subject to the inclusion of L. Donovan in the apologies for absence it was moved and seconded that the minutes of the meeting held on the 1st September 2015 be approved and by a show of hands this was unanimously agreed.

RESOLVED that the minutes of the Investigation and Disciplinary Committee held on 1st September 2015 (minute nos. 1 - 5), be approved as correct record and signed by the Chair.

Councillor D. Rees joined the meeting at this point in the proceedings and apologised for his late arrival.

4. EXEMPT MATTER

Members considered the public interest test certificate from the Proper Officer and concluded that on balance the public interest in maintaining the exemption outweighed the public interest in disclosing the information. By a show of hands this was unanimously agreed and it was

RESOLVED that in accordance with Section 100A(4) of the Local Government Act 1972 the public may be excluded from the remainder of the meeting because of the likely disclosure to them of exempt information as identified in paragraph 12 of Schedule 12A of the Local Government Act 1972 (As Amended).

5. TO CONSIDER REFERRAL(S) UNDER THE COUNCIL'S DISCIPLINARY PROCEDURE FOR STATUTORY OFFICERS (VERBAL UPDATE).

Members received a verbal update and were advised that the dismissal applications of each of the Officers had been heard at Bristol Crown Court on 16th October 2015 and their applications had succeeded.

Members received a verbal update on the progression of the internal investigation process and having fully considered the issues involved and the advice of Officers and Legal Advisors it was moved and seconded that the recommendations made be approved and by a show of hands this was unanimously agreed.

RESOLVED that: -

- (i) all Committee Members sign a Confidentiality Agreement in relation to the referrals received;
- (ii) the referrals as presented be investigated;
- (iii) the appointment of Mr M. Clarke of Blake Morgan LLP to undertake the Preliminary Investigation be continued;
- (iv) the revised terms of reference for the Independent Investigator be agreed;
- (v) the provisions previously agreed continue unchanged and the parties concerned be informed of the decision of the committee;
- (vi) Councillor W. David continue as Chair of the Committee.

The meeting closed at 6:15 p.m.

Approved as a correct record, and subject to any amendments or corrections agreed and recorded in the minutes of the next meeting, they were signed by the Chair.

CHAIR