

Iwerne Courtney & Stepleton Parish Council

Code of Conduct

(Adopted 15 June 202 Item No. 5 a/895)

Local Government Association (LGA) December 2020 model

The purpose of this Code of Conduct is to assist councillors in modelling the behaviour that is expected of them, to provide a personal check and balance, and to set out the type of conduct against which appropriate action may be taken. It is also to protect councillors, the public, fellow councillors, council officers and the reputation of local government. It sets out the conduct expected of all members and a minimum set of obligations relating to conduct. The overarching aim is to create and maintain public confidence in the role of member and local government.

Introduction

Pursuant to section 27 of the Localism Act 2011, Iwerne Courtney & Stepleton Parish Council ('the Council') has adopted this Code of Conduct to promote and maintain high standards of behaviour by its members and co-opted members whenever they conduct the business of the Council including the business of the office to which they were elected or appointed or when they claim to act or give the impression of acting as a representative of the Council.

This Code of Conduct is based on the principles of:

1. Selflessness
2. Integrity
3. Objectivity
4. Accountability
5. Openness,
6. Honesty
7. Leadership

Definitions

1. For the purposes of this Code, a 'co-opted member' is a person who is not a member of the Council but who is either a member of any committee or sub-committee of the Council, or a member of, and represents the Council on any joint committee or joint sub-committee of the Council, and who is entitled to vote on any question that falls to be decided at any meeting of that committee or sub-committee.
2. For the purposes of this Code, a 'meeting' is a meeting of the Council, any of its committees, sub-committees, joint committees or joint sub-committees.
3. For the purposes of this Code, and unless otherwise expressed, a reference to a member of the Council includes a co-opted member of the Council.

Member obligations

When a member of the Council acts, claims to act or gives the impression of acting as a representative of the Council, the member has the following obligations.

1. They shall behave in such a way that a reasonable person would regard as respectful.
2. They shall not act in a way, which a reasonable person would regard as bullying or intimidatory.
3. They shall not seek to improperly confer an advantage or disadvantage on any person.
4. They shall use the resources of the Council in accordance with its requirements.

5. They shall not disclose information which is confidential or where disclosure is prohibited by law.

Registration of interests

1. Within 28 days of this Code being adopted by the Council, or the member's election or the co-opted member's appointment (where that is later), the member shall register all interests which fall within the categories set out in Appendices A and B.
2. Upon the re-election of a member or the re-appointment of a co-opted member, he/she shall within 28 days re-register any interests in Appendices A and B.
3. A member shall register any change to interests or new interests in Appendices A and B within 28 days of becoming aware of it.
4. A member need only declare on the public register of interests the existence but not the details of any interest, which the Monitoring Officer agrees is a 'sensitive interest'. A sensitive interest is one, which, if disclosed on a public register, could lead the member or a person connected with the member to be subject to violence or intimidation.

Declaration of interests

(Now completed online as directed by Monitoring Officer, Legal & Democratic Services, Dorset Council from October 2021)

1. Where a matter arises at a meeting, which relates to an interest in Appendix A the member shall:
 - a. The member must not participate in a discussion or vote on the matter.
 - b. The member only has to declare what his/her interest is if it is not already entered in the member's register of interests
 - c. or if the member has not notified the Monitoring Officer of it.
2. Where a matter arises at a meeting which relates to an interest in Appendix A which is a sensitive interest, the member shall not participate in a discussion or vote on the matter. If it is a sensitive interest which has not already been disclosed to the Monitoring Officer, the member shall disclose they have an interest but not the nature of it.
- 3.
4. Where a matter arises at a meeting which relates to an interest in Appendix B, the member shall withdraw from the meeting. The member may speak on the matter before withdrawing only if members of the public are also allowed to speak at the meeting (Democratic Period).
- 5.
6. A member only has to declare their interest in Appendix B if it is not already entered in their register of interests or they have not notified the Monitoring Officer of it if the member speaks on the matter before withdrawing. If the member holds an interest in Appendix B which is a sensitive interest not already disclosed to the Monitoring Officer, they are required to declare the interest but not the nature of the interest.
- 7.
8. Where a matter arises at a meeting which relates to a financial interest of a friend, relative or close associate, the member shall disclose the nature of the interest and withdraw from the meeting. The member may speak on the matter before withdrawing only if members of the public are also allowed to speak at the meeting (Democratic Period). If it is a 'sensitive interest' the member shall declare the interest but not the nature of the interest.

Dispensations

4. On a written request made to the Council's proper officer, the Council may grant a member a dispensation to participate in a discussion and vote on a matter at a meeting even if he/she has an interest in Appendices A and B if the Council believes that the number of members otherwise prohibited from taking part in the meeting would impede the transaction of the business; or it is in the interests of the inhabitants in the Council's area to allow the member to take part or it is otherwise appropriate to grant a dispensation.

Appendix A – Interests described in the Table below

Subject	Description
Employment, office, trade, profession or vocation	Any employment, office, trade, profession or vocation carried on for profit or gain.
Sponsorship	Any payment or provision of any other financial benefit (other than from the Council) made to the member during the 12-month period ending on the latest date referred to in paragraph 6 above for expenses incurred by him/her in carrying out his/her duties as a member, or towards his/her election expenses. This includes any payment or financial benefit from a trade union within the meaning of the Trade Union and Labour Relations (Consolidation) Act 1992.
Contracts	Any contract made between the member or his/her spouse or civil partner or the person with whom the member is living as if they were spouses/civil partners (or a firm in which such person is a partner, or an incorporated body of which such person is a director* or a body that such person has a beneficial interest in the securities of*) and the Council – (a) under which goods or services are to be provided or works are to be executed and (b) which has not been fully discharged.
Land	Any beneficial interest in land, which is within the area of the Council. 'Land' excludes an easement, servitude, interest or right in or over land which does not give the member or his/her spouse or civil partner or the person with whom the member is living as if they were spouses/civil partners (alone or jointly with another) a right to occupy or to receive income.
Licences	Any licence (alone or jointly with others) to occupy land in the area of the Council for a month or longer.
Corporate tenancies	Any tenancy where (to the member's knowledge): (a) The landlord is the Council; and (b) The tenant is a body that the member, or his/her spouse or civil partner or the person with whom the member is living as if they were spouses/civil partners is a partner of or a director* of or has a beneficial interest in the securities* of.
Securities	Any beneficial interest in securities* of a body where— (a) That body (to the member's knowledge) has a place of business or land in the area of the Council; and (b) Either—(i) The total nominal value of the securities* exceeds £25,000 or one hundredth of the total issued share capital of that body; or (ii) If the share capital of that body is of more than one class, the total nominal value of the shares of any one class in which the member, or his/her spouse or civil partner or the person with whom the member is living as if they were spouses/civil partners has a beneficial interest exceeds one hundredth of the total issued share capital of that class.

*'Director' includes a member of the committee of management of an industrial and provident society.

*'Securities' means shares, debentures, debenture stock, loan stock, bonds, units of a collective investment scheme within the meaning of the Financial Services and Markets Act 2000 and other securities of any description, other than money deposited with a building society.

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Appendix B - Additional Interests

1. Any body of which the member is in a position of general control or management and to which he/she is appointed or nominated by the Council;
2. Any body -
 - i. Exercising functions of a public nature;
 - ii. Directed to charitable purposes; or
 - iii. One of whose principal purposes includes the influence of public opinion or policy (including any political party or trade union)
 - iv. Of which the member of the Council is a member or in a position of general control or management
3. Any employment or business carried on by the member;
4. Any person or body who employs or has appointed the member;
5. Any person or body, other than the Council, who has made a payment to the member in respect of his/her election or any expenses incurred by him/her in carrying out his/her duties;
6. Any person or body who has a place of business or land in the Council's area, and in whom the member has a beneficial interest in a class of securities of that person or body that exceeds the nominal value of £25,000 or one hundredth of the total issued share capital (whichever is the lower);
7. Any contract for goods, services or works made between the member's Council and the member or a firm in which he/she is a partner, a company of which he /she is a remunerated director, or a person or body of the description specified in paragraph (vi);
8. Any gifts or hospitality worth more than an estimated value of £50, which the member has received by virtue of his or her office.
9. Any land in the Council's area in which the member has a beneficial interest;
10. Any land where the landlord is the Council and the member is, or a firm in which the member is a partner, a company of which the member is a remunerated director, or a person or body of the description specified in paragraph (vi), is the tenant;
11. Any land in the Council's area for which the member has a licence (alone or jointly with others) to occupy for 28 days or longer.