

## Article 13 – Senior Officers Disciplinary Committee

### **13.01** Terms of reference**Membership**

The membership of the Committee will comprise 4 Members and 2 Independent Persons.

The 2 independent persons will be those appointed by the Council in accordance with Regulations made under Section 28(7) of the Localism Act 2011 to deal with the Council's Councillor Code of Conduct regime and also specifically for this purpose under the Local Government (Standing Orders) (England) (Amendment) regulations 2015.

If the Council does not have 2 independent persons available, arrangements will be made to appoint an independent person from another Council to sit on the Committee. To review the conclusions of any investigation under the Council's agreed disciplinary procedures in to the conduct of any of its three "protected" officers performing the statutory roles of Head of the Paid Service, Chief Finance Officer (Section 151 Officer) and Monitoring Officer, where the outcome of the investigation is to recommend dismissal and, after considering the investigation report and the views of the "protected" officer, to make recommendations to a meeting of the full Council on what it considers to be the most appropriate action.

### **13.02** Membership**Functions**

The membership of the Committee will comprise 4 Councillors and 2 Independent Persons.

The 2 independent persons will be those appointed by the Council in accordance with Regulations made under Section 28(7) of the Localism Act 2011 to deal with the Council's Councillor Code of Conduct regime and also specifically for this purpose under the Local Government (Standing Orders) (England) (Amendment) regulations 2015.

If the Council does not have 2 independent persons available, arrangements will be made to appoint an independent person from another Council to sit on the Committee.

To review the conclusions of any investigation under the Council's agreed disciplinary procedures in to the conduct of any of its three "protected" officers performing the statutory roles of Head of the Paid Service, Chief Finance Officer (Section 151 Officer) and Monitoring Officer, where the outcome of the investigation is to recommend dismissal and, after considering the investigation report and the views of the "protected" officer, to make recommendations to a meeting of the full Council on what it considers to be the most appropriate action.