# ALDERBURY PARISH COUNCIL

Caring for Alderbury and Whaddon



# **Code of Conduct**

### Part 1: 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, subcommittees, 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.

## Part 2: Member obligations

- 1. When a member of the Council acts, claims to act or gives the impression of acting as a representative of the Council, he/she has the following obligations.
  - a) He/she shall behave in such a way that a reasonable person would regard as respectful.
  - b) He/she shall not act in a way which a reasonable person would regard as bullying or intimidatory.
  - c) He/she shall not seek to improperly confer an advantage or disadvantage on any person.
  - d) He/she shall use the resources of the Council in accordance with its requirements.
  - e) He/she shall not disclose information which is confidential or where disclosure is prohibited by law.

#### Part 3: Registration of interests

- 1. Within 28 days of this Code being adopted by the Council, or the member's election or the coopted member's appointment (where that is later), he/she shall register with the Monitoring Officer the interests which fall within the categories set out in Part 6 and Part 7 of this Code.
- 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 with the Monitoring Officer any interests in Part 6 and Part 7.
- 3. A member shall register with the Monitoring Officer any change to interests or new interests in Appendices Part 6 and Part 7 of this Code within 28 days of becoming aware of it.
- 4. A member need only declare the existence but not the details of any interest which the Monitoring Officer agrees is of 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.

#### Part 4: Declaration of interests at meetings

- 1. Where a matter arises at a meeting which relates to an interest in Part 6 of this Code the member shall not participate in a discussion or vote on the matter. He/she only has to declare what his/her interest is if it is not already entered in the member's register of interests or if he/she has not notified the Monitoring Officer of it.
- 2. Where a matter arises at a meeting which relates to an interest in Part 6 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 he/she has an interest but not the nature of it.
- 3. Where a matter arises at a meeting which relates to an interest in Part 7, the member shall not vote on the matter. He/she may speak on the matter only if members of the public are also allowed to speak at the meeting.
- 4. A member only has to declare his/her interest in Part 7 if it is not already entered in his/her register of interests or he/she has not notified the Monitoring Officer of it or if he/she speaks on the matter. If he/she holds an interest in Appendix B which is a sensitive interest not already disclosed to the Monitoring Officer, he/she shall declare the interest but not the nature of the interest.
- 5. Where a matter arises at a meeting which relates to a financial interest of a friend, relative or close associate (other than an interest of a person in Part 6), the member shall disclose the nature of the interest and not vote on the matter. He/she may speak on the matter only if members of the public are also allowed to speak at the meeting. If it is a 'sensitive interest' the member shall declare the interest but not the nature of the interest.

#### Part 5: Dispensations

1. 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.

#### Part 6: Schedule of Disclosable Pecuniary Interests

| Subject  | Prescribed description  |
|--|---|
| Employment, office,<br>trade profession or<br>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<br>from the relevant authority) made or provided within the relevant<br>period in respect of any expenses incurred in carrying out duties as a<br>member, or towards your election expenses. This includes any<br>payment or financial benefit from a trade union within the meaning of<br>the Trade Union and Labour Relations (Consolidation) Act 1992. |

| Contracts           | Any contract which is made between the relevant person (or a body in which the relevant person has a beneficial interest) and the relevant authority: |   |  |
|---------------------|---|---|--|
|                     | (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 relevant authority.   |   |  |
| Licenses            | Any licence (along or jointly with others) to occupy land in the area of<br>the relevant authority for a month or<br>longer.                          |   |  |
| Corporate tenancies | Any tenancy where (to your knowledge):  |   |  |
|                     | (a)   | the landlord is the relevant authority; and   |  |
|                     | (b)   | the tenant is a body in which the relevant person has a beneficial interest.  |  |
| Securities          | Any beneficial interest in securities of a body where:  |   |  |
|                     |   | that body (to your knowledge) has a place of business or land in the area of the relevant authority; and  |  |
|                     | (b)   | either:   |  |
|                     |   | <ul> <li>(i) the total nominal value of the securities exceeds £25,000 or<br/>one hundredth of the total issued share capital of that body;<br/>or</li> </ul>   |  |
|                     |   | (ii) if the share capital of that body is of more than one class, the<br>total nominal value of the shares of any one class in which the<br>relevant person has a beneficial interest exceeds one<br>hundredth of the total issued share capital of that class. |  |

#### Part 7: Disclosable Pecuniary Interests – Outside Bodies

- 1. An interest which relates to or is likely to affect:
  - (i) 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;
  - (ii) any body:
    - (a) exercising functions of a public nature;
    - (b) directed to charitable purposes; or
    - (c) one of whose principal purposes includes the influence of public opinion or policy (including any political party or trade union)

of which the member of the Council is a member or in a position of general control or management;

(iii) any gifts or hospitality worth more than an estimated value of £50 which the member has received by virtue of his or her office