

Wiltshire Council

Standards Hearing Sub-Committee: 9.30am - 5 July 2010
Committee Room 3, County Hall, Bythesea Road, Trowbridge, BA14 8JN

Pre-Hearing Process Summary

Authority	Dilton Marsh Parish Council
Subject Member	Councillor Maurice Flanagan
Complainant	Mr Edward Whiting
Case reference number	WC 38/09
Chairman of the Standards Committee hearing	Mr Gerry Robson OBE - independent member Other members: Cllr M. Hewson - elected member Wiltshire Council Mr. P. Neale - town and parish council representative
Monitoring Officer / Legal Adviser to the Standards Hearing Sub-Committee	Mr Ian Gibbons
Clerk of the hearing	Mr Liam Paul
Investigator	Mrs Marie Lindsay
Date the pre-hearing summary was produced	21 June 2010
Summary of the complaint	It is alleged that Councillor Flanagan has failed to comply with the statutory requirement to register his interests within 28 days of assuming office as a member of Dilton Marsh Parish Council, thereby failing to disclose a registrable interest in 69 The High Street, Dilton Marsh.
Relevant sections of the Code of Conduct	13(1) - You must, within 28 days of your appointment to office register in your authority's register of members' interests... details of your personal interests where they fall within a category mentioned in paragraph 8(1)(a) by

	providing written notification to your authority's monitoring officer.
Date, time and place of the hearing	9.30am, Monday 5 July 2010 Committee Room 3, County Hall, Bythesea Road, Trowbridge, BA14 8JN
Findings of fact in the investigation report that are agreed	Please see Form A, completed by the subject member.
Findings of fact in the investigation report that are not agreed	Please see form A.
Does the subject member disagree with any findings of the investigation report, including reasons for any of these disagreements?	Please see form A.
Does the subject member wish to give evidence to the standards committee, either orally or in writing?	Yes he will be attending to give evidence.
Does the subject member wish to be represented at the hearing by a solicitor, barrister or any other person?	He wishes to be represented by Mr F Morland.
Does the subject member want to call relevant witnesses to give evidence to the standards committee?	Councillor Flanagan wishes to call Mrs Alison Irving as a character witness. The Sub-Committee is happy for her to attend the hearing, but will accept a written statement if she is unable to attend.
Does the subject member want any of the hearing to be held in private?	The Sub-Committee agreed that the matters relating to those allegations in the complaint that were dismissed by the Consideration Sub-Committee are not relevant for these purposes and will not form part of the hearing. The investigator's report will, therefore, remain confidential and the Monitoring Officer will arrange for an extract of the investigator's report relating only to the matter before them to be prepared for use at the hearing. A copy will be sent to the subject member in advance of the hearing. On this basis the Sub-Committee is minded to hear the matter in public.
Does the subject member want any part of the investigation report or other relevant documents to be withheld from the public?	
Will the Investigator be	Yes.

attending the hearing?	
Proposed procedure for the hearing	Procedure for Determination of Referred Complaints by the Standards Committee (Protocol III – Wiltshire Council Constitution). A copy has been circulated to the subject member.