



Minutes

Name of meeting	HEARING SUB COMMITTEE
Date and time	TUESDAY, 20 SEPTEMBER 2011 COMMENCING AT 2.30 PM
Venue	COMMITTEE ROOM TWO, COUNTY HALL, NEWPORT, ISLE OF WIGHT
Present	Heather Humby (Isle of Wight Councillor) Denis Russell (Town and Parish Councillor) Mark Southwell (Independent Member)
Officers Present	Owen Floodgate, Helen Miles

37. Election of Chairman

RESOLVED :

THAT Mark Southwell be elected chairman for the day.

38. Declarations of Interest

There were no declarations received at this stage.

39. Exclusion of Public and Press

To consider passing a resolution that, under Section 100(A)(4) of the Local Government Act 1972, the public and press be excluded from the meeting for the following item of business, namely Minute number 40, on the grounds that there is likely to be disclosure of exempt information as defined in paragraphs 1 and 2 of Part 1 of Schedule 12A of the Act and in all the circumstances of the case, the public interest in maintaining the exemption outweighs the public interest in disclosing the information.

RESOLVED :

THAT the public and press not be excluded.

40. Confidential Reports of the Monitoring Officer

The Chairman welcomed those present and introduced Members of the Committee. He confirmed that all members had read the papers and outlined the procedure that was to be followed.

[To consider the outcome of an investigation into Councillor Paul Morris of Brading Town Council, ESC.97.10](#)

Following representations from the Investigating Officer, members of the Sub Committee and the Councillor asked questions.

Councillor Morris then outlined his case and presented his witness, members of the Sub Committee and the investigating officer asked questions

All parties withdrew, whilst the Sub Committee adjourned to consider the Findings of Fact and whether there had been a breach of the Code of Conduct.

Upon reconvening it was

RESOLVED :

- (i) THAT Councillor Morris had breached paragraphs 9(1) and 12 of the Code of Conduct for Members, in that he failed to declare a personal and prejudicial interest.
- (ii) THAT Councillor Morris had not breached paragraph 6 of the Code of Conduct for Members, in that he had not sought to use his position improperly to the advantage or disadvantage of himself or anyone else.
- (iii) THAT no sanction be imposed.

41. **Confirmation of the Decision Notice and Minutes of this meeting**

RESOLVED:

THAT the Chairman sign as a true record a copy of the Decision Notice and Minutes in relation to ESC.97.10, Councillor Paul Morris.

CHAIRMAN