

**WELLINGTON TOWN COUNCIL**

# **Standing Orders And Chairmanship**



**May 2014**

# Standing Orders for Local Councils

## Index

1 Meetings	3
2 The Statutory Annual Meeting	3
4 Chairman of the Meeting	3
5 Proper Officer	3
6 Quorum of the Council	3
9 Voting	4
12 Order of Business	4
16 Urgent Business	5
17 Resolutions Moved On Notice	5
23 Resolutions Moved Without Notice	6
24 Questions	6
28 Rules of Debate	6
29 Resolutions and Amendments	6
33 Disorderly Conduct	8
34 Right of Reply	8
35 Alteration of Resolution	8
36 Rescission of Previous Resolution	8
37 Voting On Appointments	9
38 Discussions and Resolutions Affecting Employees of the Council	9
39 Resolutions on Expenditure	9
40 Expenditure	9
41 Committees and Sub-Committees	9
44 Special Meeting	10
47 Quorum of Committees and Sub-Committees	10
50 Voting in Committees	10
52 Presence of Non-Members of Committees at Committee Meetings	10
53 Accounts and Financial Statement	11
55 Estimates / Precepts	11
56 Interests	11
61 Canvassing of and Recommendations By Members	12
63 Inspection of Documents	12
65 Unauthorised Activities	12
66 Admission of The Public and Press to Meetings	12
71 Confidential Business	13
72 Liaison with Borough Councillors	13
74 Planning Applications	13
76 Financial Matters	13
77 Code of Conduct on Complaints	14
78 Variation, Revocation and Suspension of Standing Orders	14
80 Standing Orders to be Given to Members	14

## STANDING ORDERS

### 1. Meetings

- (a) Meetings of the Council shall be held in each year on such dates and times and at such place as the Council may direct.
- (b) Smoking is not permitted at any meeting of the Council.

### 2. The Statutory Annual Meeting

- (a) **In an election year the Annual Parish Council Meeting shall be held on or within 14 days following the day on which the councillors elected take office and**
- (b) **in a year which is not an election year the Annual Parish Council Meeting shall be held on such day in May as the Council may direct.**

### 3. **In addition to the Statutory Annual Parish Council Meeting at least three other statutory meetings shall be held in each year on such dates and times and at such place as the Council may direct.**

### 4. Chairman of the Meeting

**The person presiding at a meeting may exercise all the powers and duties of the Chairman in relation to the conduct of the meeting.**

### 5. Proper Officer

Where a statute, regulation or order confers function or duties on the proper officer of the Council in the following cases, they shall be the clerk or nominated officer:-

- To receive declarations of acceptance of office.
- To receive and record notices disclosing interests at meetings
- To receive and retain plans and documents
- To sign notices or other documents on behalf of the Council.
- To receive copies of by-laws made by another local authority.
- To certify copies of by-laws made by the Council.
- To sign and issue the summons to attend meetings of the Council.
- To keep proper records for all Council meetings.

### 6. Quorum of the Council

**Three members or one-third of the total membership, whichever is the greater, shall constitute a quorum at meetings of the Council.**

### 7. If a quorum is not present or if during a meeting the number of councillors present (not counting those debarred by reason of a declared interest) falls below the required quorum, the meeting shall be adjourned and business not transacted shall be transacted at the next meeting or on such other day as the Chairman may fix.

8. For a quorum relating to a committee or sub-committee, please refer to Standing Order 47.

9. Voting

Members shall vote by show of hands or, if at least two members so request, by signed ballot.

10. **If a Member so requires, the Clerk shall record the names of the members who voted on any question so as to show whether they voted for or against it. Such a request must be made before moving on to the next business.**

11. (a) **Subject to (b) and (c) below the Chairman may give an original vote on any matter put to the vote, and in any case of an equality of votes may give a casting vote whether or not they gave an original vote.**

(b) **If the person presiding at the annual meeting would have ceased to be a member of the council but for the statutory provisions which preserve the membership of the Chairman and Vice-Chairman until the end of their term of office they may not give an original vote in an election for Chairman.**

(c) **The person presiding must give a casting vote whenever there is an equality of votes in an election for Chairman.**

12. **Order of Business**

**At each Annual Parish Council the first business shall be:**

(a) **To elect a Chairman of the Council**

(b) **To receive the Chairman's declaration of acceptance of office or, if not then received, to decide when it shall be received.**

(c) **In the ordinary year of election of the Council to fill any vacancies left unfilled at the election by reason of insufficient nominations.**

(d) **To decide when any declarations of acceptance of office which have not been received as provided by law shall be received.**

(e) **To elect a Vice-chairman of the Council.**

(f) **To appoint representatives to outside bodies.**

(g) **To appoint committees and sub-committees.**

(h) **To consider the payment of any subscriptions falling to be paid annually.**

(i) **To inspect any deeds and trust investments in the custody of the Council as required;**

**and shall thereafter follow the order set out in Standing Order 15**

13. **At every meeting other than the Annual Parish Council Meeting the first business shall be to appoint a Chairman if the Chairman and Vice-Chairman be absent and to receive such declarations of acceptance of office (if any) and undertaking to observe the Council's code of conduct as are required by law to be made or, if not then received, to decide when they shall be received.**

14. In every year, not later than the meeting at which the estimates for next year are settled, the Council shall review the pay and conditions of service of existing employees. Standing Order 38 must be read in conjunction with this requirement.
15. After the first business has been completed, the order of business, unless the Council otherwise decides on the ground of urgency, shall be as follows:
  - (a) To read and consider the Minutes; provided that if a copy has been circulated to each member not later than the day of issue of the summons to attend the meeting, the Minutes may be taken as read.
  - (b) After consideration to approve the signature of the Minutes by the person presiding as a correct record.**
  - (c) To deal with business expressly required by statute to be done.**
  - (d) To dispose of business, if any, remaining from the last meeting.
  - (e) To receive such communications as the person presiding may wish to lay before the Council.
  - (f) To answer questions from Councillors.
  - (g) To receive and consider reports and minutes of committees.
  - (h) To receive and consider resolutions or recommendations in the order in which they have been notified
  - (i) To authorise the signing of documents.
  - (j) If necessary, to authorise the signing of orders for payment.

16. Urgent Business

A motion to vary the order of business on the grounds of urgency:

- (a) May be proposed by the Chairman or by any member and, if proposed by the Chairman, may be put to the vote without being seconded, and
- (b) Shall be put to the vote without discussion.

17. Resolutions Moved On Notice

Except as provided by these Standing Orders, no resolution/proposition may be moved unless the business to which it relates has been put on the Agenda by the Clerk or the mover has given notice in writing of its terms and has delivered the notice to the Clerk at least 4 clear days before the day upon which the agenda for the meeting goes out. Every resolution/proposition shall be seconded in writing before it can be considered by the Council.

18. The Clerk shall date every notice of resolution or recommendation when received by him, shall number each notice in the order in which it was received and shall enter it in a book which shall be open to the inspection of every Member of the Council.
19. The Clerk shall insert in the summons for every meeting all notices of motion or recommendation properly given in the order in which they have been received unless the member giving a notice of motion has stated in writing that they intend to move at some later meeting or that they withdraw it.

20. If a resolution or recommendation specified in the summons is not moved either by the member who gave notice of it or by any other member, it shall, unless postponed by the Council, be treated as withdrawn and shall not be moved without fresh notice.
21. If the subject matter of a resolution comes within the province of a committee of the Council, it shall, upon being moved and seconded, stand referred without discussion to such committee or to such other committee as the Council may determine for report; provided that the Chairman, if he considers it to be a matter of urgency, may allow it to be dealt with at the meeting at which it was moved.
22. Every resolution or recommendation shall be relevant to some subject over which the Council has power or duties, which affects its area.
23. Resolutions Moved Without Notice

Resolutions dealing with the following matters may be moved without notice:

- (a) To appoint a Chairman of the meeting.
  - (b) To correct the Minutes.
  - (c) To approve the Minutes.
  - (d) To alter the order of business.
  - (e) To proceed to the next business.
  - (f) To close or adjourn the debate.
  - (g) To refer a matter to a committee or sub-committee.
  - (h) To appoint a committee or any members thereof.
  - (i) To adopt a report.
  - (j) To authorise the signing or sealing of documents.
  - (k) To amend a motion.
  - (l) To give leave to withdraw a resolution or amendment.
  - (m) To extend the time limit for speeches.
  - (n) To exclude the press and public (see Standing Order 66 below).
  - (o) To silence or eject from the meeting a member named for misconduct (see Standing Order 33 below).
  - (p) To give the consent of the Council where such consent is required by these Standing Orders.
  - (q) To suspend any Standing Order (see Standing Order 78 below).
  - (r) To adjourn the meeting.
24. Questions  

A member may ask the Chairman of the Council or the Clerk any question concerning the business of the Council, provided four clear days notice of the question has been given to the person to whom it is addressed.
  25. No questions not connected with business under discussion shall be asked except during the part of the meeting set aside for questions.
  26. Every question shall be put and answered without discussion.
  27. A person to whom a question has been put may decline to answer.

## 28. Rules of Debate

No discussion of the Minutes shall take place except upon their accuracy. Corrections to the Minutes shall be made by resolution and must be initialled by the Chairman.

29. (a) A resolution or amendment shall not be discussed unless it has been proposed and seconded and, unless proper notice has already been given it shall if required by the Chairman be reduced to writing and handed to them before it is further discussed or put to the meeting.
- (b) A Member when seconding a resolution or amendment may if they then declare their intention to do so reserve their speech until a later period of the debate.
- (c) A Member shall direct their speech to the question under discussion or to a personal explanation or to a question of order.
- (d) No speech by a mover of a resolution shall exceed five minutes and no other speech shall exceed five minutes except by consent of the Council.
- (e) An amendment shall be either:-  
(i) to leave out words  
(ii) to leave out words and insert others  
(iii) to insert or add words
- (f) An amendment shall not have the effect of negating the proposition or resolution before the Council.
- (g) If an amendment be carried the resolution as amended shall take the place of the original proposition or resolution upon which any further amendment may be moved.
- (h) any further amendment shall not be moved until the Council has disposed of every amendment previously moved.
- (i) The mover of a proposition or resolution or an amendment shall have the right of reply, not exceeding 5 minutes.
- (j) A Member other than the mover of a proposition or resolution shall not without leave of the Council speak more than once on any proposition or resolution except to move an amendment or further amendment or on an amendment or on a point of order or in personal explanation or to move a closure.
- (k) A Member may speak on a point of order or a personal explanation. A Member speaking for these purposes shall be heard forthwith. A personal explanation shall be confined to some material part of a former speech by them which may have been misunderstood.
- (l) A motion or amendment may be withdrawn by the proposer with the consent of the Council, which shall be signified without discussion and no Member may speak upon it after permission has been asked for its withdrawal unless such

permission has been refused.

- (m) When a proposition or resolution is under debate no other proposition or resolution shall be moved except the following:-
- To amend the resolution
  - To proceed to the next business
  - To adjourn the debate
  - That the question be now put
  - That a Member named be not further heard
  - That a Member named leave the meeting.
  - That the proposition or resolution be referred to a Committee
  - To exclude the press and public
  - To adjourn the meeting

30. A member shall stand when speaking unless requested by the Chairman to sit.

31. (a) The ruling of the Chairman on a point of order or on the admissibility of a personal explanation shall not be discussed.

(b) Members shall address the Chairman. If two or more members wish to speak, the Chairman shall decide who to call upon.

(c) Whenever the Chairman speaks during a debate all other members shall be silent.

32 Closure

At the end of any speech a member may, without comment, move "that the question be now put", "that the debate be now adjourned" or "that the Council do now adjourn". If such motion is seconded, the Chairman shall put the motion but, in the case of a motion "that the question be now put", only if they are of the opinion that the question before the Council has been sufficiently debated. If the motion "that the question be now put" is carried, they shall call upon the mover to exercise or waive their right of reply and shall put the question immediately after that right has been exercised or waived. The adjournment of a debate or of the Council shall not prejudice the mover's right of reply at the resumption.

33. Disorderly Conduct

(a) **All members must observe the Code of Conduct which was adopted by the Council on 10th July 2012, a copy of which is annexed to these Standing Orders.**

(b) No member shall at a meeting persistently disregard the ruling of the Chairman, wilfully obstruct business, or behave irregularly, offensively, improperly or **in such a manner as to bring the Council into disrepute.**

(c) If, in the opinion of the Chairman, a member has broken the provisions of paragraph (b) of this Standing Order, the Chairman shall express that opinion to the Council and thereafter any member may move that the member named be no longer heard or that the member named do leave the meeting, and the motion, if seconded, shall be put forthwith and without discussion. **If a**

**member reasonably believes another member is in breach of the Code of Conduct, that member is under a duty to report the breach to the appropriate authority/authorities.**

- (d) If either of the motions mentioned in paragraph (c) is disobeyed, the Chairman may adjourn the meeting or take such further steps as may reasonably be necessary to enforce them.

34. Right of Reply

The mover of a proposition or resolution shall have a right to reply immediately proposition or before the resolution is put to the vote. If an amendment is proposed the mover of the amendment shall be entitled to reply immediately before the amendment is put to the vote. A member exercising a right of reply shall not introduce a new matter. After the right of reply has been exercised or waived, a vote shall be taken without further discussion.

35. Alteration of Proposition or Resolution

A member may, with the consent of their seconder, move amendments to their own proposition or resolution.

36. Rescission of Previous Resolution

- (a) A decision (whether affirmative or negative) of the Council shall not be reversed within six months except either by a special resolution, the written notice whereof bears the names of at least 2 members of the Council or by a resolution moved in pursuance of the report or recommendation of a committee
- (b) When a special resolution or any other resolution moved under the provisions of paragraph (a) of this Order has been disposed of, no similar resolution may be moved within a further six months.

37. Voting on Appointments

Where more than two persons have been nominated for any position to be filled by the Council and of the votes given there is not an absolute majority in favour of one person, the name of the person having the least number of votes shall be struck off the list and a fresh vote taken, and so on until a majority of votes is given in favour of one person.

38. Discussions and Resolutions Affecting Employees of the Council

If at a meeting there arises any question relating to the appointment, conduct, promotion, dismissal, salary or conditions of service, of any person employed by the Council, it shall not be considered until the Council or committee (as the case may be) has decided whether or not the press and public shall be excluded (see Standing Order 66).

39. Resolutions on Expenditure

Any resolution (which is moved otherwise than in pursuance of a recommendation of the Finance Committee or of another committee after recommendation by the Finance Committee) and which, if carried, would, in the opinion of the Chairman, substantially increase the expenditure upon any service which is under the management of the Council or reduce the revenue at the disposal of any committee, or which would involve capital expenditure, shall, when proposed and seconded, stand adjourned without discussion to the next ordinary meeting of the Council, and any committee affected by it shall consider whether it desires to report thereon.

40. Expenditure

- (i) **Orders for the payment of money shall be authorised by resolution of the Council and**
  - (i) **in the case of cheques shall be signed by two members**
  - (ii) **in the case of variable direct debit payments, Bankers Standing Order payments and BACS and CHAPS payments should be made only after instructions signed by two members have been given in accordance with Financial Regulation 6**
- (ii) **In the case of the use of the authorised Debit/Charge Card, such use should comply with the Debit/Charge Card protocol attached hereto at Annexe 2**

41. Committees and Sub Committees

The Council may at its Annual Meeting appoint standing committees and may at any other time appoint such other committees as are necessary, but subject to any statutory provision in that behalf:

- (a) Shall not appoint any member of a committee so as to hold office later than the next Annual Meeting.
- (b) May appoint persons other than members of the Council to any Committee; and
- (c) May, subject to the provisions of standing Order 36 above, at any time dissolve or alter the membership of any committee.

- 42. (a) The Chairman, ex officio, shall be a non-voting member of every committee
- (b) The Vice-Chairman, ex officio, shall be a non-voting member of every committee, except where the Town Council agree otherwise.

- 43. Every committee shall at its first meeting before proceeding to any other business, elect a Chairman and may elect a Vice-Chairman who shall hold office until the next Annual Meeting of the Council, and shall settle its programme of meetings for the year.

44. Special Meeting

The Chairman of a committee or the Chairman of the Council may summon an additional meeting of that committee at any time. An additional meeting shall also be summoned on the requisition in writing of not less than a quarter of the members of the committee. The summons shall set out the business to be considered at the special meeting and no other business shall be transacted at that meeting.

45. Sub-Committees

Every Committee may appoint sub-committees for purposes to be specified by the Committee.

46. The Chairman and Vice-Chairman of the Committee shall be Members of any sub-committee appointed by it unless they signify they do not wish to serve.

47. Except where ordered by the Council in the case of a Committee or by the Council or by the appropriate committee in the case of a sub-committee the quorum shall be one third of its Members.

48. The Standing Orders on rules for debate (except those parts relating to standing and to speaking more than once) and the Standing Order on interests of members in contracts and other matters shall apply to committee and sub-committee meetings.

49. Advisory Committees

(i) The Council may create advisory committees whose name and number of members and the bodies to be invited to nominate members shall be specified.

(ii) The Clerk shall inform the Members of each advisory committee of the terms of reference of the committee

(iii) An advisory committee may make recommendations and give notice thereof to the council

(iv) An advisory committee may consist wholly of persons who are not members of the Council.

50. Voting in Committees

Members of committees and sub-committees entitled to vote, shall vote by show of hands, or, if at least two members so request, by signed ballot.

**51. Chairmen of committees shall in the case of an equality of votes have a second or casting vote.**

52. Presence of Non-Members of Committees at Committee Meetings

A member who has proposed a resolution, which has been referred to any committee of which they are not a member, may explain their resolution to the

committee but shall not vote.

53. Accounts and Financial Statement

- (a) Except as provided in paragraph (b) and (c) of this Standing Order or by statute, all accounts for payment and claims upon the Council shall be laid before the appropriate committee.
- (b) Where it is necessary to make a payment before it has been authorised, such payment shall be certified as to its correctness and urgency by the appropriate officer.
- (c) All payments made under paragraph (b) of this Standing Order shall be separately included and ratified in the next schedule of payments by the appropriate committee

54. The Responsible Financial Officer (usually the Clerk) shall supply to each member as soon as practicable after 31 March in each year a statement of the receipts and payments of the Council for the completed financial year. A Financial Statement prepared on the appropriate accounting basis (receipts and payments, or income and expenditure) for a year to 31 March shall be presented to each member before the end of the following month of May. The Statement of Accounts of the Council (which is subject to external audit) shall be presented to Council for formal approval before the end of the following month of September.

55. Estimates/Precepts

- (a) The council shall approve written estimates for the coming financial year at its meeting before the end of the month of February.
- (b) Any committee desiring to incur expenditure shall give the Clerk a written estimate of the expenditure recommended for the coming year no later than the first day of November

56. Interests

**If a member has a disclosable pecuniary interest as defined by the Code of Conduct adopted by the Council on 10th July 2012 then they shall declare such interest as soon as it becomes apparent, disclosing the existence and nature of that interest as required.**

57. **If a member has declared a disclosable pecuniary interest then they must withdraw from the room or chamber during consideration of the item to which that interest relates.**

58. **The Clerk may be required to compile and hold a register of members' disclosable pecuniary interests in accordance with agreement reached with the Monitoring Officer of the Responsible Authority and/or as required by statute.**

59. If a candidate for any appointment under the Council is to their knowledge related to any member of or the holder of any office under the Council, they and the person to

whom they are related shall disclose the relationship in writing to the Clerk. A candidate who fails so to do shall be disqualified for such appointment, and, if appointed, may be dismissed without notice. The Clerk shall report to the Council or to the appropriate committee any such disclosure. Where a relationship to a member is disclosed, Standing Orders 56, 57 & 58 shall apply as appropriate.

60. The Clerk shall make known the purpose of Standing Order 59 to every candidate.

61. Canvassing of and Recommendations by Members

(a) Canvassing of members of the Council or of any committee, directly or indirectly, for any appointment under the Council shall disqualify the candidate for such appointment. The Clerk shall make known the purport of this subparagraph of this Standing Order to every candidate.

(b) A member of the Council or of any committee shall not solicit for any person any appointment under the Council or recommend any person for such appointment or for promotion; but, nevertheless, any such member may give a written testimonial of a candidate's ability, experience or character for submission to the Council with an application for appointment.

62. Standing Orders 59 & 61 shall apply to tenders as if the person making the tender were a candidate for appointment.

63. Inspection of Documents

A member may for the purpose of his duty as such (but not otherwise), inspect any document in possession of the Council or a committee, and if copies are available shall, on request, be supplied for the like purpose with a copy.

**64. All minutes kept by the Council and by any committee shall be open for the inspection of any member of the Council.**

65. Unauthorised Activities

No member of the Council or of any committee or sub-committee shall in the name of or on behalf of the Council:-

(a) inspect any lands or premises which the Council has a right or duty to inspect;  
or

(b) issue orders, instructions or directions

66. Admission of the Public and Press to Meetings

**Subject to 68 (a) and (b) below the public and press shall be admitted to all meetings of the Council and its committees and sub-committees, which may, however, temporarily exclude** the press and public by means of the following resolutions:

That in view of the [special] [confidential] nature of the business about to be transacted, it is advisable in the public interest that the press and public be temporarily excluded and they are instructed to withdraw.

67. The Council shall state the special reason for exclusion.
68. (a) At all meetings of the Council the Chairman may at their discretion and at a convenient time in the transaction of business, adjourn the meeting so as to allow any members of the public to address the meeting in relation to the business to be transacted at that meeting.
- (b) Attendance at the public session at Council meetings shall be subject as below:-
- Town Council meetings shall commence at 7.05pm and when there is a visiting speaker that person shall address the Council early in the meeting.
  - Any member of the public who wishes to speak shall be allowed to do so in the early part of the meeting provided only they have given written notice to the Clerk prior to the Council agenda being despatched to members.
  - If no member of the public has given notice to the Clerk to that effect there be no provision included in the agenda to allow a public session.
69. The Clerk shall afford to the press reasonable facilities for the taking of their report of any proceedings at which they are entitled to be present. There shall be no audio or video recording or photographs of the meeting without the express approval of the Council.
70. If a member of the public interrupts the proceedings at any meeting, the Chairman may, after warning, order that they be removed from the meeting and may adjourn the meeting for such period as is necessary to restore order.
71. Confidential Business
- (a) No member of the Council or of any committee shall disclose to any person not a member of the Council any business declared to be confidential by the Council or the committee, as the case may be.
- (b) Any member in breach of the provisions of paragraph (a) of this Standing Order shall be removed from any committee of the Council by the Council.
72. Liaison with Borough Councillors
- A summons and Agenda for each meeting shall be sent, together with an invitation to attend, to the County, Borough, Unitary or District Councillor for the appropriate division or ward.
73. If the Council directs or orders, a copy of each letter to be sent to the Borough Council shall be transmitted to the Borough Councillor for the ward.
74. Planning Applications
- The Clerk shall, as soon as it is received, keep the following particulars of every planning application notified to the Council:

- (a) the date on which it was received;
- (b) the name of the applicant;
- (c) the place to which it relates.

75. The Clerk shall refer every planning application received to the Planning Committee within three weeks of receipt.

## 76 Financial Matters

The Council shall consider and approve Financial Regulations drawn up by the Responsible Financial Officer

- (1) Such Regulations shall include detailed arrangements for the following:
  - (a) the accounting records and systems of internal control;
  - (b) the assessment and management of risks faced by the Council;
  - (c) the work of the Internal Auditor and the receipt of regular reports from the Internal Auditor which shall be required at least annually;
  - (d) the financial reporting requirements of members and local electors and
  - (e) procurement policies (subject to (2) below) including the setting of values for different procedures where the contract has an estimated value less than £50,000.
- (2) Any proposed contract for the supply of goods, materials, services and the execution of works with an estimated value in excess the limit specified in the financial regulations shall be procured on the basis of a formal tender as summarised in (3) below.
- (3) Any formal tender process shall comprise the following steps:
  - (a) a public notice of intention to place a contract to be placed in a local newspaper;
  - (b) a specification of the goods, materials, services and the execution of works shall be drawn up;
  - (c) tenders are to be sent, in a sealed marked envelope, to the Clerk by a stated date and time;
  - (d) tenders submitted are to be opened, after the stated closing date and time, by the Clerk and at least one member of Council;
  - (e) tenders are then to be assessed and reported to the appropriate meeting of Council or Committee.
- (4) The Council, nor any Committee, is not bound to accept the lowest tender, estimate or quote. Any tender notice shall contain a reference to the Standing Orders 59, 61 (a) & 61 (b) regarding improper activity.
- (5) The Financial Regulations of the Council shall be subject to regular review, at least once every four years.

77. Code of Conduct on Complaints

The Council shall deal with complaints of maladministration allegedly committed by the Council or by any officer or member in such manner as adopted by the Council except for those complaints which should be properly directed to the appropriate authority/authorities for consideration.

78. Variation, Revocation and Suspension of Standing Orders

Any or every part of the Standing Orders except those printed in **bold type** may be suspended by resolution in relation to any specific item of business.

79. A resolution permanently to add, vary or revoke a Standing Order shall when proposed and seconded, stand adjourned without discussion to the next ordinary meeting of the Council.

80. Standing Orders to be given to Members

A copy of these Standing Orders shall be given to each member by the Clerk upon delivery to them of the member's declaration of acceptance of office and written undertaking to observe the Code of Conduct adopted by the Council.

## Members' Code of Conduct – ANNEXE1

### Standards of Conduct

Members (including all voting co-opted members) of Wellington Town Council will at all times promote and maintain high standards of conduct when they are acting in that capacity. To do this they will:-

<ul style="list-style-type: none"> <li>✓ Members should serve only the public interest and should treat everyone that they deal with equally and with respect.</li> </ul>	<b>Selflessness</b>
<ul style="list-style-type: none"> <li>✓ Members should not place themselves in a position where they either are or give the appearance that they are under any financial or other obligation to anyone that might seek to influence them in the performance of their duties as a Member.</li> <li>✓ Members should only use the resources of the Authority in accordance with reasonable requirements set out for their use from time to time</li> <li>✓ Members should declare their interests in accordance with the law and with the provisions of this Code of Conduct</li> <li>✓ Members should declare gifts and hospitality that they receive in accordance with the Council's Rules on Gifts and Hospitality</li> </ul>	<b>Integrity</b>
<ul style="list-style-type: none"> <li>✓ Members should make decisions on merit and in the public interest, including when making appointments, awarding contracts, or recommending individuals for rewards or benefits.</li> </ul>	<b>Objectivity</b>
<ul style="list-style-type: none"> <li>✓ Members should be accountable to the public for their decisions and actions and should co-operate fully with any scrutiny appropriate to their particular role or office.</li> </ul>	<b>Accountability</b>
<ul style="list-style-type: none"> <li>✓ Members should be as open as possible about their decisions and actions and should give reasons for their decisions and actions. They should not disclose information given to them which they can reasonably be expected to know was either exempt or confidential and is not to be disclosed to protect the wider public interest.</li> </ul>	<b>Openness</b>
<ul style="list-style-type: none"> <li>✓ Members have a duty to declare any private interests that relate to their duties as a Member and do whatever is necessary to resolve any such conflict in a way that protects the public interest</li> </ul>	<b>Honesty</b>
<ul style="list-style-type: none"> <li>✓ Members should promote and support these principles by leadership, and by example, and should act in a way that secures or preserves public confidence</li> </ul>	<b>Leadership</b>

## Members' Code of Conduct

### Disclosable Pecuniary Interests

The Monitoring Officer of Telford & Wrekin Council will maintain a Register of Disclosable Pecuniary Interests which can be found at *[insert link to Council web-site]* or viewed by appointment with the Monitoring Officer *[insert contact details]*

What	When	How	Impact on Meetings
Disclosable Pecuniary Interests	Within 28 days of election or re-election (if not already entered)	In writing to the Monitoring Officer detailing the existence and nature of the interest	Member cannot participate in or vote on the matter
Previously undeclared Disclosable Pecuniary Interest			
Outside a meeting	Within 28 days of the date of disclosure of a Disclosable Pecuniary Interest at a meeting	In writing to the Monitoring Officer detailing the existence and nature of the interest	Member cannot participate in or vote on the matter
During a meeting	As soon as the Member is aware that they have a Disclosable Pecuniary Interest	Verbally to the meeting detailing the existence and nature of the interest	Member cannot participate, participate further, vote or further vote on the matter
Sensitive Interests – ie where the Monitoring Officer agrees that the disclosure of the interest could lead the Member being subject to violence or intimidation	As above – depending upon the circumstances	As above but detailing the existence but not the nature of the interest	As above

### Dispensations

Dispensations can be granted by the Monitoring Officer, if, after considering the relevant circumstances:-

1. The number of Members precluded from transacting the business is so great that it would impede the business of the Town Council or committee
2. The dispensation is in the interests of persons living in the Wellington Town Council area
3. It is otherwise appropriate to grant a dispensation

## Members' Code of Conduct

### Disclosable Pecuniary Interests

S.30(3) of the Localism Act 2011 confirms that disclosable pecuniary interests **relate to certain interests of a member or co-opted member or the interests of his/her spouse or civil partner or the person with whom he/she lives as if they were a spouse or civil partner.**

The Schedule to the 2012 Regulations sets out the prescribed disclosable pecuniary interests for the purpose of the 2011 Act and this is contained in the table below. References to members and members of authorities in the table refer to members and co-opted members of parish and town councils.

Disclosable Pecuniary Interests may be amended from time to time by regulation but at 1<sup>st</sup> July 2012 they were:-

<b>Employment, office, trade or profession</b>	Any employment, office, trade, profession or vocation carried out for profit or gain
<b>Sponsorship</b>	Any payment or provision of any other financial benefit (other than from the relevant authority) made or provided within the relevant period in respect of any expenses incurred by a person in carrying out duties as a member, or towards the election expenses of that person
<b>Contracts</b>	Any contract which is made between the relevant person( or 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
<b>Land</b>	Any beneficial interest in land which is within the area of the relevant authority
<b>Licenses</b>	Any licence (alone or jointly with others) to occupy land in the area of the relevant authority for a month or longer
<b>Corporate tenancies</b>	Any tenancy where ( to the persons knowledge)- (a) The landlord is the relevant authority; and (b) The tenant is a body in which the relevant person has a beneficial interest
<b>Securities</b>	Any beneficial interest in securities of a body where- (a) That body (to the persons knowledge) has a place of business or land in the area of the relevant authority; 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 in any one class in which the relevant person has a beneficial interest that exceeds one hundredth of the total issued share capital of that class