



The following report is submitted with the agreement of the Mayor as an urgent matter pursuant to Section 100B (4) of the Local Government Act 1972.

REPORT OF THE GOVERNANCE COMMITTEE

ADJUDICATION & REVIEW – reinstatement as full Committee

In May 2010, the Council decided to change the then Adjudication & Review Committee into a Sub-Committee of the Governance Committee. Following the abolition of the Standards Committee, effective from 1 July this year, and the transfer of responsibility for dealing with complaints about Members' conduct to Adjudication & Review and the re-absorption by the Council of housing management responsibilities (and, therefore, the handling of complaints by tenants), it is expected that the workload of Adjudication & Review will grow sufficiently to justify being dealt with by a full Committee rather than a Sub-Committee.

The Governance Committee therefore RECOMMEND to the Council that:

- 1 The Adjudication & Review Sub-Committee be reinstated as a full Committee with effect from 1 October 2012, with the functions set out in the Appendix to this report.**
- 2 That the Chairman (Councillor Ted Eden) and Vice-Chairmen (Councillors Barbara Matthews and Frederick Thompson) of the current Sub-Committee be appointed as Chairman and Vice-Chairmen respectively of the new Committee, with effect from 1 October 2012.**

Amendments to the Constitution: Part 3: Responsibility for Functions

In section 1.2 Functions delegated to general council committees, Table of Committees, etc:

1. Before the entry for the Audit Committee, insert:

Council committee	Functions
Adjudication & Review	<p>Appeals and complaints</p> <p>To determine an appeal against any decision made by or on behalf of the authority, including in relation to housing services, except where statute provides for some other route of appeal (see Part 3, section 4: functions not to be the responsibility of an authority's Executive) (group B functions) and Part 3, section 5: local choice functions) – see Hearings Panels below</p> <p>Admission and exclusion of pupils</p> <ul style="list-style-type: none">• To make arrangements pursuant to Chapter I of Part III of the School Standards and Framework Act 1998 (admission appeals), including children to whom section 87 applies (appeals by governing bodies)• To make arrangements pursuant to Chapter 3 of Part 3 of Education Act 2002 (exclusion reviews) <p>These powers are exercisable in relation to maintained schools and, subject to appropriate contract, may be exercised in relation to Academies</p> <p>Governing bodies</p> <p>To hear appeals from teachers about early retirement decisions by governing bodies</p> <p>Members' conduct</p> <p>To consider allegations of breaches by Members of the Code of Conduct and the appropriate sanctions, if any, to be applied in consequence of a finding that the Code had been breached.</p>

2. In the Sub-Committees section, **omit**:

- (a) The entry for the Adjudication & Review Sub-Committee
- (b) The entry for the Sub-Committees of the former Standards Committee