

APPENDIX 2

MAIN CHANGES IN THE CODE OF CONDUCT

Section	Current Provision	Proposed Change
Part 1. Introduction	Sets out the Nolan Principles	Nolan Principles have been specifically adapted for the role of a councillor (General Principles)
1(3)	Definition of Disclosable Pecuniary Interest	None
1(3)	Non-Pecuniary Interests	The Model Code prescribes a category known as 'other registerable interests'. This is the same as the GBC Non-Pecuniary Interests apart from unpaid directorships, and all interests should be registered.
2(1)	You must treat others with respect	This is wider in the Model Code and provides a full explanation of respect. It also includes councillors, members of the public and employees.
2(2)	You must not bully or harass any person. GBC give numerous examples of this behaviour.	This also includes promoting equalities and non-discrimination. Examples are supported by legislation.
3	You must not disclose information given to you in confidence	None. (4.1) The Model Code is wider as there is no improper use of knowledge gained as a Councillor. (4.2)
4	Bringing your office or Council into disrepute.	None (5.1)
5(a)	Using position to secure an advantage	None (6.1)
5(b)	Using resources in accordance with requirements and not using resources improperly for political purposes	The Model Code allows the use of resources for political purposes in limited circumstances 7.2.(b)
6	Have regard to advice from statutory officers and give reasons for all decisions	Not included
7	Co-operating with any complaint investigation	The Model Code is wider and includes undertaking Code of Conduct training, and complying with any sanction (8)
8	Not to make trivial, politically motivated or malicious allegations against other councillors	Not covered in model code but is an assessment criterion against which complaint will not be accepted.
9	You should comply with the Council's protocols and requests to complete related party transaction disclosures	Not included.

Section	Current Provision	Proposed Change
Part 2 10	Predetermination	Not included. This is not a Code of Conduct matter.
11 - 13	Registration of Disclosable Pecuniary Interests (DPI)	Included (9)
15	Not to take part in a decision or consultation where you have a DPI	You must notify the MO if you have decision making powers delegated to you (App B - 5).
16	You may participate in business in certain circumstances	Not specifically included, however you can still participate in given circumstances (App B. 9).
17	Criminal Offence for failing to disclose DPI	Criminal offence for failing to <b>register</b> or disclose (9)
18	Non-Pecuniary Interests.	The model Code defines these as 'Other Registerable Interests'.
18	Appointment by the Council to offices	Included. (Table 2(b))
19	Registration of non-pecuniary interests	Included (Table 2)
20	Disclosing non-pecuniary interests	Included (8(c)).
21	Participation after advice from MO	Model Code sets out a test for members to consider (App.B, 7, 8 & 9)
22	Decision making or consultation where member has an interest	Included for decision making (App. B, 10). Member interests on consultation are already recorded on Officer Decision Making records.
23	Advice from MO	Included in 'Application of the Code'
24	Gifts & Hospitality – registration between £25-£50	Registration at £50+ <b>and</b> significant gifts & hospitality which has been refused. (10.2 & 10.3)
25	Sets out gifts & hospitality which does not need to be registered	Appropriate to accept normal expenses and hospitality associated with role as a Cllr. (10)
26	Gifts to be given to Mayor's Charity where they can't be returned	Not included but they must be registered.
27	Gifts for favours should be reported to the MO	Contact MO for advice (10)
28	Participating in decision making when you have accepted a gift	Included (App.B 9)
29-32	Request for dispensations	Not included
33	Sensitive Information	Included (App.B 2)
34	Removal of interests	Not included. Members would advise the MO that their register needs changing.
35	Code to be reviewed every 4 years after consultation with Parish Councils	Code is reviewed by LGA on an annual basis