



Please ask for Brian Offiler
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The Chair and Members of Appeals
and Regulatory Committee - Group 2

Councillors Bellamy, Avis Murphy,
Derbyshire, Peter Innes,
Tom Murphy, Niblock

4 October, 2017

Dear Councillor,

Please attend a meeting of the APPEALS AND REGULATORY COMMITTEE - GROUP 2 to be held on WEDNESDAY, 11 OCTOBER 2017 at 10.00 am in Committee Room 3, Town Hall, Chesterfield, S40 1LP, the agenda for which is set out below.

AGENDA

Part 1 (Public Information)

1. Declarations of Members' and Officers' Interests relating to items on the agenda
2. Apologies for Absence
3. Minutes (Pages 3 - 6)

Minutes of the Meetings of the Appeals and Regulatory Committee held on 19 July and 9 August, 2017.

4. Local Government Act 1972 - Exclusion of Public

To move "That under Section 100(A)(4) of the Local Government Act 1972 the public be excluded from the meeting for the following item of business

on the grounds that it involves the likely disclosure of exempt information as defined in Paragraph 1 of Part 1 of Schedule 12A of the Act".

Part 2 (Non-Public Information)

5. Review of Decision to Terminate an Introductory Tenancy (8 - 17/18)
(A090) (Pages 7 - 52)

Yours sincerely,

A handwritten signature in black ink, appearing to be 'D. Smith', written in a cursive style.

Local Government and Regulatory Law Manager and Monitoring Officer

APPEALS AND REGULATORY COMMITTEE

Wednesday, 19th July, 2017

Present:-

Councillor Bellamy (Chair)

Councillors A Murphy
Derbyshire
P Innes

Councillors T Murphy
Niblock

*Matters dealt with under the Delegation Scheme

51 **DECLARATIONS OF MEMBERS' AND OFFICERS' INTERESTS
RELATING TO ITEMS ON THE AGENDA**

No declarations of interest were received.

52 **APOLOGIES FOR ABSENCE**

No apologies for absence were received.

53 **MINUTES**

That the minutes of the meetings of the Appeals and Regulatory Committee held on 7 June, 2017 and 28 June, 2017 be approved as a correct record and signed by the Chair.

54 **LOCAL GOVERNMENT ACT 1972 - EXCLUSION OF PUBLIC**

That under Section 100(A)(4) of the Local Government Act 1972 the public be excluded from the meeting for the following item of business on the grounds that it involved the likely disclosure of exempt information as defined in Paragraph 1 of Part 1 of Schedule 12A of the Act.

55 **REVIEW OF DECISION TO TERMINATE AN INTRODUCTORY TENANCY (5 - 17/18) (A090)**

Pursuant to Minute No. 48 (Appeals and Regulatory Committee 2017/18) the Committee considered a request from a tenant for a review of the Council's decision to terminate an introductory tenancy.

The appeal was heard in accordance with the Council's Introductory Tenant's Procedure. The tenant did not attend the meeting.

***RESOLVED –**

That the officers' decision be upheld, suspended on payment of the current rent plus an amount of £5 per week off the arrears, including during rent free weeks, until the arrears were cleared.

APPEALS AND REGULATORY COMMITTEE

Wednesday, 9th August, 2017

Present:-

Councillor Bellamy (Chair)

Councillors A Murphy
P Innes

Councillors T Murphy
Niblock

*Matters dealt with under the Delegation Scheme

56 **DECLARATIONS OF MEMBERS' AND OFFICERS' INTERESTS
RELATING TO ITEMS ON THE AGENDA**

No declarations of interest were received.

57 **APOLOGIES FOR ABSENCE**

No apologies for absence were received.

58 **LOCAL GOVERNMENT ACT 1972 - EXCLUSION OF PUBLIC**

RESOLVED -

That under Section 100(A)(4) of the Local Government Act 1972 the public be excluded from the meeting for the following item of business on the grounds that it involved the likely disclosure of exempt information as defined in Paragraph 1 of Part 1 of Schedule 12A of the Act.

59 **APPEAL AGAINST A GRIEVANCE DECISION (A190)**

The Democratic and Scrutiny Officer submitted a report for Members to determine an appeal against a grievance decision registered by a member of staff in Venues.

The appeal was heard in accordance with the Council's Grievance Policy. The appellant attended the meeting. The Arts and Venues Manager attended to present the investigating officer case.

***RESOLVED –**

- (1) That on balance the appeal against the grievance decision be upheld.
- (2) That it be recommended that the separate investigation of the matter under the Council's Anti-Harassment and Bullying Policy continue.

Agenda Item 5

By virtue of paragraph(s) 1 of Part 1 of Schedule 12A
of the Local Government Act 1972.

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