

## **APPRAISALS AND DISCIPLINARY COMMITTEE**

(Devon & Somerset Fire & Rescue Authority)

2 August 2019

Present:-

Councillors Randall Johnson (Chair), Best, Hannaford and Vijeh (Vice-Chair).

\* **ADC/1**

### **Minutes**

**RESOLVED** that the Minutes of the meeting of the Chief Fire Officer's Appraisals Panel held on 14 May 2019 be signed as a correct record.

\* **ADC/2**

### **Exclusion of the Press and Public**

**RESOLVED** that, in accordance with Section 100A(4) of the Local Government Act 1972, the press and 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 the following Paragraph(s) of Part 1 of Schedule 12A (as amended) to the Act:

- Paragraph 1 (information relating to an individual);
- Paragraph 2 (information likely to reveal the identity of an individual); and
- Paragraph 3 (information relating to the financial and business affairs of any particular person – including the authority holding that information).

\* **ADC/3**

### **Complaint Against a Statutory Officer**

(An item taken in accordance with Section 100A(4) of the Local Government Act 1972 during which the press and public were excluded from the meeting).

The Committee considered a report of the Deputy Chief Fire Officer (ADC/19/1) on a complaint received about a statutory officer of the Authority. The report:

- set out the complaint together with supporting evidence submitted by the complainant; and
- the outcome of preliminary background work into the context and substance of the complaint undertaken to assist the Committee in determining whether there was prima facie case for referring the complaint for independent investigation.

### **RESOLVED**

- (a) that, having considering all the evidence before it, the view of the Committee that:
- the complaint appeared to be based on assumption and uncorroborated hearsay; whereas
  - the evidence from the preliminary background work strongly supported that the events complained of had not, in actuality, happened;
- be recorded; and

- (b). that, having applied the balance of probability to the complaint and other materials before it, the Committee determined that no prima facie case for referring the complaint for independent investigation had been established and that given this it would not be appropriate to expend the Authority's resources on so referring the complaint.

**\* DENOTES DELEGATED MATTER WITH POWER TO ACT**

The Meeting started at 10.00 am and finished at 11.00 am