

AMENDED RECOMMENDATION OF MR GAVIN MILES – external Deputy Monitoring Officer (based on a timetable that is agreeable to the Subject Member and Deputy Monitoring Officer/ Investigator)

That the Hearings Sub-Committee resolve that::

- 2.1 The Sub-Committee hearing is fixed for a 3 days hearing in February – between 8th and 29th.
- 2.2 Cllr Leal-Bennett/ his representative serve details of his witnesses by **midday on Friday 4th December 2015**.
- 2.3 Cllr Leal-Bennett/ his representative to serve any witness evidence and documents that he intends to rely upon, and identify areas of what evidence or areas of the Investigator's report are disputed by **midday Monday 4th January 2016**.
- 2.4 Cllr Leal-Bennett/ his representative to serve any legal argument they intend to rely upon by midday on **Monday 4th January 2016**.
- 2.5 The Investigator external Deputy Monitoring Officer to serve any response as to the relevance of Cllr Leal-Bennett evidence and documents to the complaints, and any response to legal argument by **midday Monday 18th January 2016**.
- 2.6 All evidence served either as part of the Investigator's Report or in compliance with the resolutions 2.3 and 2.5 to stand as 'evidence in chief' at the Sub-Committee Hearing.

[Such resolutions do not imply relevance or weight to be given to such evidence].
- 2.7 The cover report and appendices bundle to be finalised by **22 January 2016**. In the absence of agreement between the parties, this shall be delegated to the external Deputy Monitoring/ Deputy Monitoring Officers' to finalise.
- 2.8 Consideration and a direction given as to whether the final hearing be held in public or private session.

The Sub-Committee may seek the views of the Independent Person and take these into account before making its decision on the resolutions above in accordance with Section 28(7)(b)(i) Localism Act 2011.