

Employment Committee

The Employment Committee is authorised to discharge the following Council (non-executive)¹ functions².

1. to make recommendations to Council to appoint ~~or dismiss~~ the ~~Chief Executive~~ **Head of Paid Service**.
2. ~~to make recommendations to Council as to the dismissal of the Head of Paid Service, the Monitoring Officer or the Chief Finance Officer.~~
3. to take disciplinary action³ short of dismissal against the ~~Head of Paid Service~~ **Chief Executive**, the Monitoring Officer or the Chief Finance Officer.
4. to hear any grievance submitted by the ~~Head of Paid Service~~ **Chief Executive** and referred to it by the Chief Officer Human Resources.
5. to hear any appeal referred to it by the Chief Officer Human Resources against the outcome of the first formal stage of a grievance against the ~~Head of Paid Service~~ **Chief Executive**.
6. ~~to appoint the Monitoring Officer and the Chief Finance Officer.~~
7. to suspend, ~~and keep under review the suspension of, the Head of Paid Service~~ **Chief Executive**, the Monitoring Officer or the Chief Finance Officer ~~Deputy Chief Executive pending completion of the disciplinary process. Any such suspension must not last longer than two months (unless extended by the Designated Independent Person⁴).~~
8. to appoint or dismiss or take disciplinary action ~~short of dismissal~~⁵ against Directors⁶.

¹ Item 37 of paragraph I of Schedule 1 to the Local Authorities (Functions and Responsibilities) (England) Regulations 2000 (as amended)

² 'Functions' for these purposes shall be construed in a broad and inclusive fashion and shall include the doing of anything which is calculated to facilitate or is conducive or incidental to the discharge of any of the specified functions

³ 'Disciplinary action' has the meaning set out in the Local Authorities (Standing Orders) (England) Regulations 2001 (as amended)

⁴ ~~Regulation 6 and Schedule 3 of the Local Authorities (Standing Orders) (England) Regulations 2001~~

⁵ Provided that Directors shall retain their delegated authority in accordance with proper processes and procedures to take disciplinary action short of dismissal and to deal with appeals as appropriate

⁶ 'Directors' in this context is to be construed as any officer referred to in sub-paragraph (b), (c), or (d) of paragraph 3 of Part II of Schedule 1 of the Local Authorities (Standing Orders) (England) Regulations 2001, namely:

- the Deputy Chief Executive, ~~the Assistant Chief Executive~~, those named as Directors in the Council structure and any other officers who are required to report directly to, or who are directly accountable to, the ~~Chief Executive~~ **Head of Paid Service** in relation to most or all of the duties of their posts; and
- any officer who is required to report directly to, or is directly accountable to, any officer included within the immediately preceding paragraph in relation to all or most of the duties of their post.

9. to deal with appeals⁷ relating to grading, grievance and disciplinary action short of dismissal in respect of the ~~Head of Paid Service~~ **Chief Executive, the Monitoring Officer and the Chief Finance Officer.**
10. to deal with appeals⁵ relating to grading, grievance, **dismissal** and disciplinary action **short of dismissal** ~~(including dismissal)~~ in respect of Directors⁶.

⁷ Any such appeals shall be heard by a differently constituted Employment Committee from that which heard the original grievance or dealt with the original disciplinary proceedings, as the case may be