

LEGAL JURISDICTION TEST

1. Legal Jurisdiction Criteria Test:
 - (a) Did the alleged conduct occur before the adoption of the Code of Conduct?
 - (b) Was the person complained of a member of the District Council or Parish Council at the time of the alleged conduct?
 - (c) Was the person complained of acting in an official capacity at the time of the alleged conduct?
 - (d) Did the alleged conduct occur when the person complained of was acting as a member of another authority?
 - (e) If the facts could be established as a matter of evidence, could the alleged conduct be capable of a breach of the Code of Conduct?
 - (f) The complaint is about dissatisfaction with the District Council's or Parish Council's decisions, policies and priorities, etc.

2. If the complaint fails one or more of the jurisdiction tests, no further action will be taken by the Monitoring Officer and the complaint will be rejected. The Complainant will be notified accordingly with reasons, normally within 30 working days of receipt of the complaint by the Monitoring Officer.

Approved by Council 22 February 2017