

Paper R3

Section O: New Appendix C Assembly Mandated Matters

Ministries Committee and Complaints and
Disciplinary Advisory Group

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4. Referral to the Assembly Commission for Discipline

4.1 If the matter is referred to the Assembly Commission for Discipline (ACD), the Commission Panel will be set up and proceed in the normal way, save that if several ministers are referred at the same time to the ACD it is preferable that the same Commission hear all the cases.

4.2 Prehearing submissions in writing will include:

4.2.1 The Secretary of Ministries' case against the Minister

4.2.2 The Minister's response which might contain rebuttal or mitigation

4.2.3 Advice from a Safeguarding officer.

4.3 At the hearing the case against the Minister shall be presented by the Secretary for Ministries. The Minister may be assisted by a colleague, legal counsel or a Trade Union Representative.

4.4 The Assembly Commission for Discipline will have the usual sanctions outlined in Appendix S at its disposal if matters are proved.

5. Appeals

Appeals proceed in the normal way, save that the Secretary of Ministries, rather than the Investigation team, will either be the appellant or respondent as the case may be.