



Kimberley Town Council

Public Participation at Council Meetings

Adopted by Full Council on 27th April 2023 TC/23/472

Meetings of Kimberley Town Council are not public meetings, but members of the public have a statutory right to attend meetings of the council as observers.

They have no legal right to speak unless the Chair authorises them to do so. However, as part of its community engagement, Town Councils can set out a time for public participation at an agreed time when members of the public are invited to speak.

Members of the public should not be involved in the decision-making of the Council.

The Council should not make any instant decisions at the behest of members of the public on items that are not included in the agenda.

As a matter of best practice, the public forum will be kept separate from the debate of the Councillors.

If matters raised are not on the agenda for the meeting these can be used to form part of the agenda for a future meeting at the discretion of the Council.

Members of the public are welcome to stay for the Council meeting after the public session as observers but will not be able to join in the discussion unless invited to do so by the Chair.

Members of the public staying to observe the Council meeting are encouraged not to hold discussions between themselves in the public gallery-doing so may result in them being asked to leave should their discussions prove distracting to the Council.

Members of the public may be excluded by a resolution of the meeting for specific items which need to be discussed in confidence (e.g., staffing matters, tenders for contracts, some legal issues).

RULES

- This session will be limited to a maximum time as set by Council (15 minutes).
- The time for each member of the public to speak is limited to three minutes.
- If more than one member of the public wishes to speak on the same topic, then they should nominate one person to speak on their behalf. This will avoid duplication and make the best use of the public participation period.
- Written statements must be received by the Clerk at least 3 days prior to the meeting.

- Public Forum is an opportunity for members of the public to (a) make representations, (b) answer questions or (c) give evidence relating to the business to be transacted.
- The Chair has the right to say that any question or statement is inappropriate and will not be accepted.
- Neither Councillors nor the Clerk should be put under pressure to respond immediately to comments made under public participation. Members of the public do not have a right to force items onto the Council agenda nor to insist on how matters are recorded in the minutes.
- A question raised by a member of the public during a public speaking session **shall not** require a response* and there **should be no** debate or discussion between the Council and the public. *Unless deemed appropriate by the Chair of the Council, who **may** invite a Councillor/Clerk best placed to respond to do so.
- A brief record of topics raised at public participation will be included in the minutes of that meeting. But libellous, offensive, and discriminatory comments will not be minuted.
- If the issue is on the agenda, then it will be discussed under the appropriate item. Members of the public are therefore requested to leave their contact details with the Clerk before leaving the Council meeting if they wish to receive a reply to their query.
- All persons present will act respectfully towards every other person present and will not act in a manner that demeans, insults, threatens or intimidates him or her. All statements, questions and responses, challenges to statements, complaints or criticisms must be made politely.
- All statements, questions and responses must be related to the facts of the matter and not be personal in nature. There should be no reference to personal views on any person.
- Please note that offensive or threatening behaviour will not be tolerated. If a member of the public interrupts the proceedings of any meeting the Council reserves the right to curtail the contribution of that person and exclude a disorderly person