

APPEALS COMMITTEE

At a meeting of the Appeals Committee held in The Brock Meeting Room, Council Offices, 16 Church Street, Dumbarton on Thursday, 26 September 2019 at 10.05 a.m.

Present: Councillors Karen Conaghan, Caroline McAllister and Brian Walker.

Attending: Victoria Rogers, Strategic Lead – People & Technology; Nigel Ettles, Principal Solicitor; Craig Stewart and Gabriella Gonda, Committee Officers.

Councillor Karen Conaghan in the Chair

DECLARATIONS OF INTEREST

It was noted that there were no declarations of interest in the item of business on the agenda.

EXCLUSION OF PRESS AND PUBLIC

The Committee approved the following resolution:-

“That under Section 50A(4) of the Local Government (Scotland) Act 1973, the press and public be excluded from the meeting for the following item of business on the grounds that it may involve the likely disclosure of exempt information as defined in Paragraph 1 of Part I of Schedule 7A to the Act”.

PROCEDURE

The Committee agreed to note that the Appeals Committee Hearings – Dismissal Appeals Process would be followed at this Hearing of Appeal.

APPEAL AGAINST DISMISSAL (REF: APP/19/07)

There were submitted background papers relating to an appeal which had been submitted to the Council in relation to a dismissal.

The Appellant was not present, despite having been invited to attend the meeting. In his absence, it was agreed that the Committee would proceed to hear the Appeal. Mr Martin Feeney, Building Services Manager was in attendance to present the case on behalf of Management. Ms Anne Marie Cosh, HR Business Partner, was in attendance as an Adviser to Mr Feeney.

Mr Feeney presented the case for Management. Thereafter, he answered questions from Members of the Committee.

Mr Feeney called JF as a witness. The witness was questioned by Mr Feeney and Members of the Committee.

Mr Feeney then summed up the management case and thereafter, along with Adviser Anne Marie Cosh, withdrew from the meeting.

After the Committee had deliberated the matter in private, Mr Feeney, and Adviser, were re-admitted to the meeting and advised that the grounds of the appeal had not been substantiated and the appeal was not upheld.

The meeting closed at 10.55 a.m.