

APPEALS COMMITTEE

The Meeting of the Appeals Committee adjourned from 11 August 2006 and reconvened on and then adjourned from 7 November 2006 was reconvened in the Council Chambers, Municipal Buildings, Station Road, Dumbarton on Thursday 18 January 2007 at 10.00 am.

Present: Councillors Tony Devine and Jackie Maceira.

Attending: Nigel Ettles, Principal Solicitor.

Councillor Tony Devine in the Chair

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”.

APPEAL AGAINST DISMISSAL (REF: APP/06/09)

The Appellant was present and was represented by Peter Veldon of Unison. The department in which the Appellant had been employed was represented by Raymond Lynch, Solicitor.

It was noted that further documentation had been produced by both parties and that various aspects of the Appeal had been clarified by the Principal Solicitor and agreed by the parties.

The Appellant gave evidence and was questioned by Mr Lynch and Members of the Committee. The Appellant then called Tom Rainey, Branch Secretary, Unison, as a witness. Mr Rainey was questioned by the Appellant, Mr Lynch, Members of the Committee and again by the Appellant.

The meeting adjourned at 3.40 pm.

RECONVENED MEETING

The Meeting of the Appeals Committee was reconvened in the Council Chambers, Municipal Buildings, Station Road, Dumbarton on Friday 19 January 2007 at 9.30 am. The Members present were those who had attended the Meeting on 18 January 2007. Mr Ettles was in attendance and Councillor Devine was in the Chair. The representatives of the parties were those who had attended the Meeting on 18 January 2007.

Mr Lynch again called Angela Clements, Head of ICT and Business Development, as a witness. Ms Clements was questioned by Mr Lynch, the Appellant and Members of the Committee.

The Appellant then gave evidence. During the Appellant's evidence a question arose as to whether a document submitted by the Appellant should be admitted as evidence. The Committee decided to adjourn the Meeting to allow the parties to produce legal submissions in relation to the admissibility of the document and to allow the Principal Solicitor to consider those submissions.

The meeting adjourned at 2.33 pm.