

APPEALS COMMITTEE

At a Meeting of the Appeals Committee held in Committee Room 2, Council Offices, Garshake Road, Dumbarton on Thursday, 20 April 2017 at 9.35 a.m.

Present: Councillors Jim Brown, John Mooney, Tommy Rainey and Hazel Sorrell.

Attending: Vicki Rogers, Strategic Lead – People & Technology; Darren Paterson, Strategic HR Manager; Nigel Ettles, Principal Solicitor and Craig Stewart, Committee Officer, Regulatory Services.

Councillor Tommy Rainey in the Chair

DECLARATIONS OF INTEREST

It was noted that there were no declarations of interest.

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”.

MINUTES OF PREVIOUS MEETINGS

The Minutes of Meetings of the Appeals Committee held on 17 November 2016, 5 December 2016 and 12 January 2017 were submitted and approved as correct records.

PROCEDURE

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

APPEAL AGAINST DISMISSAL (REF: APP/17/01)

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 in attendance but Charlie McDonald of Unite was in attendance on behalf of the Appellant. Rodney Thornton, Fleet & Waste Services manager was in attendance to present the case on behalf of Management. Anne Marie Cosh, HR Business Partner, was in attendance as an Adviser to Mr Thornton.

Mr McDonald did not have instructions to present the case for the Appellant, as the Appellant had failed to engage with him. Instead, Mr McDonald was present to ensure correct procedures were followed.

Mr Thornton presented the case for Management and was questioned by a Member of the Committee. Both parties withdrew from the meeting.

After the Committee had deliberated the matter in private, both parties were re-admitted to the meeting and advised that the grounds of the appeal had not been substantiated and the Appeal had not been upheld.

The meeting closed at 10.25 a.m.