

APPEALS COMMITTEE

At a meeting of the Appeals Committee held in the Council Offices, Rosebery Place, Clydebank on Tuesday 17 December 2002 at 2.00 p.m.

Present: Councillors Ronnie McColl, James Bollan, James McCallum and Ian McDonald.

Attending: Nigel Ettles, Principal Solicitor.

Apologies: Apologies for absence were intimated on behalf of Councillors Mary Campbell and Geoffrey Calvert.

Councillor Ronnie McColl 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".

GRIEVANCE APPEAL

There were submitted background papers relating to an Appeal which had been submitted to the Council in relation to a grievance. There was also submitted a Note of the procedure to be followed at the Hearing of the Appeal.

The Appellants were present and were represented by Tom Rainey of Unison. The Department in which the Appellants were employed was represented by Gerry McNerney, Head of Personnel.

Mr. Rainey called the Appellants as witnesses. The Appellants were questioned by Mr. Rainey, Mr. McNerney, Members of the Committee and again by Mr. Rainey.

Mr. McNerney called as a witness John McKerracher, Head of Leisure, Property, Catering and Cleaning Services. Mr. McKerracher was questioned by Mr. McNerney, Mr Rainey and Members of the Committee.

Mr. McNerney and then Mr. Rainey summed up their respective cases and thereafter 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 been substantiated and the Appeal had been upheld. The temporary additional payments made to the Appellants were to be reinstated and backdated to the date on which they had ceased. Management and Unison were, as a

matter of urgency, to resolve the question of a job description for the post held by the Appellants.

The meeting concluded at 4.05 p.m.