

## **APPEALS COMMITTEE**

At a meeting of the Appeals Committee held within the Council Offices, Rosebery Place, Clydebank on Thursday 16 December 1999.

- Present:** Councillors Anthony Devine (LAB), John Trainer (LAB) and Duncan McDonald (LAB).
- Attending:** Nigel Ettles, Principal Solicitor.
- Apology for  
Absence:** An apology for absence was intimated on behalf of Councillor Mary Campbell (LAB).

**Councillor Anthony 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 1 of Schedule 7A to the Act".

### **APPEAL AGAINST DISMISSAL**

There were submitted background papers relating to an Appeal which had been submitted to the council in relation to a dismissal. There was also submitted a Note of Interim Procedures which it was agreed would be adopted at the Appeal Hearing.

The Appellant was present and was represented by Brian Docherty, Regional Officer, Amalgamated Engineering and Electrical Union. The Authority was represented by Morag Dalziel, Solicitor. Ms Dalziel called as a witness John McKerracher, Maintenance Manager, Department of Contract Services. After giving evidence Mr McKerracher was questioned by members of the Committee.

Mr Docherty made a statement on behalf of the Appellant after which Mr McKerracher was recalled to give further evidence. Mr Docherty and the Appellant were questioned by members of the Committee.

Ms Dalziel and then Mr Docherty 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 not been substantiated and the Appeal had not been upheld.