

## **APPEALS COMMITTEE**

At a Meeting of the Appeals Committee held in the Council Chambers, Municipal Buildings, Station Road, Dumbarton on Thursday 23 April 2009 at 9.30 a.m.

**Present:** Councillors George Black, Jim Brown, Gail Casey, Jonathan McColl and Ronnie McColl.

**Attending:** Nigel Ettles, Principal Solicitor.

**Apologies:** Apologies for absence were intimated on behalf of Councillors James Bollan, David McBride, John Millar and Jim Finn.

### **Councillor George Black 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 items of business on the grounds that they 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 MEETING**

The Minutes of Meeting of the Committee held on 16 April 2009 were submitted and approved as a correct record.

#### **GRIEVANCE APPEAL (REF: APP/08/09)**

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 Appellant was present and was represented by Michael Conroy of the GMB. The Department in which the Appellant was employed was represented by Raymond Lynch, Solicitor.

Mr Conroy called the Appellant as a witness. The Appellant was questioned by Mr Conroy, Mr Lynch and Members of the Committee.

Mr Lynch called as witnesses Julie Hughes, Assistant HR Officer; and Sandra Love, Head of Service (Quality). Ms Hughes and Ms Love were questioned by Mr Lynch, Mr Conroy and Members of the Committee.

Mr Lynch and then Mr Conroy 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 readmitted to the meeting and advised that the Committee found that one day's Special Leave had been granted by Management on an unpaid basis. The Committee endorsed that decision of Management and the Appeal was therefore not upheld.

The meeting closed at 11.15 am.