

APPEALS COMMITTEE

At a Meeting of the Appeals Committee held in Committee Room 2, Council Offices, Garshake Road, Dumbarton on Thursday, 28 April 2016 at 9.37 a.m.

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

Attending: Vicki Rogers, Strategic Lead – People & Technology; Nigel Ettles, Section Head - Litigation and Nuala Quinn-Ross, Committee Officer.

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 MEETING

The Minutes of Meeting of the Appeals Committee held on 27 August 2015 were submitted and approved as a correct record.

PROCEDURE

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

APPEAL AGAINST DISMISSAL (REF: APP/16/01)

There were submitted background papers relating to an Appeal which had been submitted to the Council in relation to a Dismissal.

The Appellant was in attendance and was represented by Mr Charlie McDonald of Unite. Mr Ian Bain, Greenspace 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 Bain.

Mr Bain presented the case for Management and was heard in answer to questions from Mr McDonald and Members of the Committee.

Mr McDonald presented the case for the Appellant and the Appellant and Mr McDonald were heard in answer to questions from Mr Bain and Members of the Committee.

Mr Bain and then Mr McDonald 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.

The meeting closed at 11.44 a.m.