

## **APPEALS COMMITTEE**

At a Meeting of the Appeals Committee held in the Council Chambers, Municipal Buildings, Station Road, Dumbarton on Thursday, 25 March 2010 at 11.50 a.m.

**Present:** Councillors George Black, Jim Brown, Jonathan McColl, Ronnie McColl and John Millar.

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

**Apologies:** Apologies for absence were intimated on behalf of Councillors James Bolland, Iain Robertson, Gail Casey and David McBride.

### **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 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”.

#### **APPEAL AGAINST DISMISSAL (REF: APP/09/15)**

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 the procedure to be followed at the Hearing of the Appeal.

The Appellant was neither present nor represented. The department in which the Appellant had been employed was represented by Gavin Walsh, Solicitor.

The Committee noted that on 21 January 2010 the Appellant had failed to attend or be represented at a meeting of the Committee which had been arranged for the hearing of her Appeal.

The Committee decided that the Appeal was not upheld. As her dismissal related to incapability and not to any disciplinary matter, the Appellant could apply for a post with the Council if her health improved.

The meeting closed at 11.55 a.m.