

## APPEALS COMMITTEE

At a meeting of the Appeals Committee held in the Council Chambers, Municipal Buildings, Station Road, Dumbarton on Thursday 2 March 2006 at 9.30 a.m.

**Present:** Councillors Joe Pilkington, George Black, James McCallum and Martin Rooney.

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

**Apologies:** Apologies for absence were intimated on behalf of Councillors James Bollan, Margaret Bootland and Jackie Maceira.

### Councillor Joe Pilkington in the Chair

#### EXCLUSION OF PRESS AND PUBLIC

8460 The Committee approved the following resolution:-

8461 "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 (REF: APP/04/06)

8462 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.

8463 The Appellants were represented by Charlie McDonald of the TGWU. The Department in which the Appellants were employed was represented by Raymond Lynch, Solicitor.

8464 Mr. McDonald presented the case for the Appellants and was then questioned by Mr. Lynch and Members of the Committee.

8465 Mr. Lynch called Ronald Dinnie, Head of Land Services, as a witness. Mr. Dinnie was questioned by Mr. Lynch, Mr. McDonald and Members of the Committee.

Note: Councillor Rooney left the meeting at this point in the proceedings.

- 8466 Mr. Lynch called Tricia O'Neill, Head of Personnel, as a witness. Ms. O'Neill was questioned by Mr. Lynch, Mr. McDonald and Members of the Committee.
- 8467 Mr. Lynch 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 Committee found that the Appellants had no entitlement to the bonus in question and therefore recommended that no action be taken by Management in relation to the grievance.

The meeting closed at 11.45 a.m.