

## APPEALS COMMITTEE

At a meeting of the Appeals Committee held within Committee Room 2, Council Offices, Garshake Road, Dumbarton on Thursday 19 June 1997

Present: Provost Patrick O'Neill (LAB), and Councillors Anthony Devine (LAB), Patricia Rice (LAB) and Duncan Mills (LAB).

Attending: Nigel Ettles, Principal Solicitor.

Apologies Apologies for absence were intimated on behalf of Councillors Andrew White (LAB),  
for absence: Ronnie McColl (SNP) and John McCutcheon (SNP).

Provost Patrick O'Neill 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 I of Part I 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 Denise McCardle of UNISON. The Authority was represented by Rhona Stannage, Solicitor. Ms. Stannage and Ms. McCardle lodged a number of Productions.

Ms. Stannage called as a witness Alex Thomson, Senior Personnel Officer. After giving evidence Mr. Thomson was questioned by Ms. McCardle and Members of the Committee.

Ms. Stannage then called as a witness Tim Rhead, Housing Strategy Manager. After giving evidence Mr. Rhead was questioned by Ms. McCardle and Members of the Committee. Mr. Rhead was then further questioned by Ms. Stannage.

Ms. McCardle declined to lead any evidence from witnesses but made a statement on behalf of the Appellant and was questioned by a Member of the Committee.

Ms. Stannage and then Ms. McCardle 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.