

APPEALS COMMITTEE

At a Meeting of the Appeals Committee held in Meeting Room 2, Council Offices, Garshake Road, Dumbarton on Monday 29 November 2004 at 2.00 p.m.

Present: Councillors Margaret Bootland and Jackie Maceira.

Attending: Nigel Ettles, Principal Solicitor.

Apologies: Apologies for absence were intimated on behalf of Councillors Denis Agnew, Connie O'Sullivan, James McCallum and James Bollan.

Councillor Margaret Bootland in the Chair

EXCLUSION OF PRESS AND PUBLIC

4381 The Committee approved the following resolution:-

4382 "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/04/02)

4383 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.

4384 The Appellant was present and was represented by Brian Courtney of the Transport and General Workers Union. The Department in which the Appellant was employed was represented by Raymond Lynch, Solicitor.

4385 Mr Courtney presented the case for the Appellant and was then questioned by Mr Lynch and Members of the Committee.

4386 Mr Lynch called as a witness Bob Davidson, Section Head - Catering and Cleaning. Mr Davidson was questioned by Mr Lynch, Mr Courtney and Members of the Committee.

4387 Mr Lynch and then Mr Courtney 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 2.42 p.m.