

APPEALS COMMITTEE

At a Meeting of the Appeals Committee held in the Council Chambers, Municipal Buildings, Station Road, Dumbarton on Thursday 23 October 2008 at 9.30 am.

Present: Councillors George Black, James Bollan, Jim Brown, Gail Casey and Jim Finn.

Attending: Nigel Ettles, Principal Solicitor.

Apologies: Apologies for absence were intimated on behalf of Councillors David McBride, Margaret Bootland, Jonathan McColl and John Millar.

Councillor George Black 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 1 of Part I of Schedule 7A to the Act”.

GRIEVANCE APPEAL (REF: APP/07/19)

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.

The Appellant was present and was represented by Brian Hamlyn of the T&G . The department in which the Appellant was employed was represented by Raymond Lynch, Solicitor.

Mr Hamlyn and the Appellant presented the case for the Appellant. They were then questioned by Members of the Committee.

Mr Lynch presented the case for the department. He was then questioned by Mr Hamlyn and the Appellant.

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 Appeal had been upheld and the CCTV tape should be viewed, and checked for any interference, by an outside body in the presence of the Appellant, his representative and a representative of Management. The outside body should be Strathclyde Police, failing which one of the local universities, failing which a body agreed by the Appellant and Management.

The meeting closed at 10.53 am.