

## **APPEALS PANEL**

Minutes of meeting held in the Council Offices, Hamilton on 29 November 2004

**Chair:**

Councillor William Ross

**Councillors Present:**

David Baillie

Davy Keirs

Brian McCaig

Cathie Condie

**Attending:**

**Corporate Resources**

P Forsyth, Personnel Officer; S McLeod, Administration Officer and J McLuckie, Personnel Assistant

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### **1 Declaration of Interests**

No interests were declared.

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### **2 Exclusion of Press and Public**

**The Panel decided:**

that, in terms of Section 50A(4) of the Local Government (Scotland) Act 1973, the press and public be excluded from the meeting for the next item of business on the grounds that it was likely that there would be disclosure of exempt information in terms of Paragraph 1 of Part I of Schedule 7A of the Act.

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### **3 Community Resources – Appeal Against Dismissal**

The Panel considered an appeal (14/04) by a former employee of Community Resources against his dismissal.

The appellant was present and represented by K Downie, General Municipal Boilermakers. The Council was represented by K McVeigh, Personnel Services Manager, Community Resources. Both sides called witnesses. All parties were heard in relation to the appeal and then withdrew from the meeting.

**The Panel decided:**

that the grounds of the appeal had been substantiated in part and the appeal be upheld to the extent that:-

- ◆ the dismissal be substituted by a period of unpaid suspension from the date of dismissal to 30 November 2004 inclusive
- ◆ the appellant be required to successfully complete the Employee Counselling Service assistance programme