

## APPEALS PANEL

Minutes of meeting held in Committee Room 5, Council Offices, Almada Street, Hamilton on 7 February 2011

**Chair:**

Councillor Hugh Dunsmuir

**Councillors Present:**

Alex Allison, Bill Holman, Alex McInnes, Davie McLachlan, Sheena Wardhaugh

**Attending:**

**Corporate Resources**

S McLeod, Administration Officer; E Melrose, Personnel Officer

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### 1 Declaration of Interests

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No interests were declared.

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### 2 Exclusion of Press and Public

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**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 Appeal Against Dismissal

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The Panel considered an appeal (Ref 8/10) by a former employee against her dismissal.

The appellant was present and represented by A McLuckie, General Municipal Boiler Makers and Allied Trade Unions (GMB). The Council was represented by the Personnel Adviser of the appellant's former Resource.

The appellant's representative objected to the inclusion of management submission 1 and requested that it be not considered by the Panel as the warning had not been live at the time of the dismissal.

Both sides withdrew. Following discussion, the Panel agreed that the submission be included in the consideration of the appeal. Both sides re-entered the meeting and were advised of the position.

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 not been substantiated and the appeal be not upheld.

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#### **4 Urgent Business**

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There were no items of urgent business.