

APPEALS PANEL

Minutes of meeting held in the Council Offices, Hamilton on 15 October 2004

Chair:

Councillor William Ross

Councillors Present:

Rev Bev Gauld

Alex McInnes

John Ormiston

Billy McCaig

Attending:

Corporate Resources

P Forsyth, Personnel Adviser and S McLeod, Administration Officer

1 Declaration of Interests

No interests were declared.

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.

3 Housing and Technical Resources – Appeal Against Dismissal

The Panel considered an appeal (11/04) by a former employee of Housing and Technical Resources against her dismissal.

The appellant was present and represented by B McDonald, AMICUS. The Council was represented by M McGuinness, Personnel Adviser, Housing and Technical 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 absence from the date of dismissal to 17 October 2004 inclusive
- ◆ if the appellant was unfit to return to work on 18 October 2004, the matter be progressed by way of the Maximising Attendance Policy