

APPEALS PANEL

Minutes of meeting held in Committee Room 2, Council Offices, Almada Street, Hamilton at 9.00am on 18 February 2009

Chair:

Councillor Denis McKenna

Councillors Present:

Alex Allison, Bev Gauld, Davie McLachlan, Chris Thompson, Sheena Wardhaugh

Attending:

Corporate Resources

S Brown, Personnel Adviser; S McLeod, Administration Officer; E McPake, Personnel 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 Enterprise Resources - Appeal Against Dismissal

The Panel considered an appeal (30/08) by an employee of Enterprise Resources against his dismissal.

The appellant was present and represented by A Finlayson, Unite the Union. The Council was represented by K Bain, Personnel and Improvement Manager, Enterprise 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 until reinstatement on 19 February 2009
- ♦ the appellant be issued with a final written warning

4 Urgent Business

There were no items of urgent business.