

APPEALS PANEL

Minutes of meeting held in Committee Room 2, Council Offices, Almada Street, Hamilton on 1 February 2012

Chair:

Councillor Hugh Dunsmuir

Councillors Present:

Eileen Logan, Davie McLachlan, Anne Maggs, John Murray

Councillor's Apology:

Bev Gauld

Attending:

Finance and Corporate Resources

S Brown, Personnel Adviser; 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 Appeal Against Suspension Without Pay

The Panel considered an appeal (Ref 18/11) by an employee against her suspension without pay.

The appellant was present and was represented by S Smellie, Unison. The Council was represented by a Personnel Adviser of the appellant's Resource. Both sides called witnesses. All parties were heard in relation to the appeal and then withdrew from the meeting.

Councillor Murray, seconded by Councillor Dunsmuir, moved that the grounds of the appeal had not been substantiated and the appeal be not upheld. Councillor McLachlan, seconded by Councillor Maggs, moved as an amendment that the appeal had been substantiated and the appeal be upheld. On a vote being taken by a show of hands, 2 members voted for the motion and 3 for the amendment which was declared carried.

The Panel decided:

that the grounds of the appeal had been substantiated and the appeal be upheld.

4 Urgent Business

There were no items of urgent business.

