MINUTES of MEETING of APPEALS COMMITTEE held in the COUNCIL CHAMBER, KILMORY, LOCHGILPHEAD on WEDNESDAY, 30 APRIL 2008

Present: Councillor Daniel Kelly, Councillor Roderick McCuish, Councillor Neil MacKay, Councillor Alex McNaughton

Attending: Iain Jackson, Governance & Risk Manager
Danny Longwill, Head of Personnel Services
Stewart Turner, Head of Roads & Amenity Services
Mike Conroy, GMB Union Representative
Appellant

Apologies: Councillor Gordon Chalmers

The Committee resolved in terms of Section 50A(4) of the Local Government (Scotland) Act 1863, to exclude the public from the following item of business on the grounds that it was likely to involve the disclosure of exempt information as defined in Paragraph 1 of Part 1 of Schedule 7A to the Local Government (Scotland) Act 1973.

1. CONSIDER GRIEVANCE APPEAL 1

There was submitted statements on behalf of the employer and the employee and evidence was led in support thereof.

Decision

That the grounds of the Appeal have been substantiated in part and the Appeal will be upheld to the extent that management has the authority to make a decision on such matters, however, on this particular occasion they should have exercised a greater degree of discretion by taking account of all the circumstances of the case.

2. CONSIDER GRIEVANCE APPEAL 2

There was submitted statements on behalf of the employer and employee and the evidence was led in support thereof.

Decision

That the grounds of the Appeal had not been substantiated and the Appeal be therefore not upheld.