

EAST AYRSHIRE COUNCIL

APPEALS PANEL

**MINUTES OF MEETING HELD ON TUESDAY 7 APRIL 2009 AT 1000 HOURS IN
THE MEETING ROOM, COUNCIL HEADQUARTERS, LONDON ROAD,
KILMARNOCK**

PRESENT: Councillors Robert McDill, Rose-Ann Cuninghame, John McGhee, Neil McGhee and Jim Roberts.

ATTENDING: Julie McKinlay, Solicitor; and Sharon McHarg, Administrative Officer.

CHAIR: Councillor Robert McDill, Chair.

CHAIR'S REMARKS

1. The Chair referred to the tragic death of Robert McGill, who was employed within Building and Works Service and offered condolences to his family at this sad time.

EXCLUSION OF PRESS AND PUBLIC

2. The Panel resolved that under Section 50A(4) of the Local Government (Scotland) Act 1973, as amended, the Press and public be excluded from the meeting for the following items of business on the grounds that they involved the likely disclosure of exempt information as defined in Paragraph 1 of Schedule 7A of the Act.

GRIEVANCE/DISPUTES APPEAL NO G4/09

3. There was submitted a copy of the Appeals Hearing Procedure (Grievance and Disputes) together with submissions by the appellant and the Depute Chief Executive/Executive Director of Corporate Support (all circulated).

The Appeals Panel heard evidence from the appellant's representative and from the management representative, who spoke to all matters raised, all in accordance with the agreed Hearing Procedure.

ADJOURNMENT/RECONVENTION

4. The Panel adjourned at 1055 hours to take legal advice and reconvened at 1105 hours with the same Members and Officers present and in attendance.

OUTCOME OF APPEAL

5. Having heard both parties, the Panel agreed by majority that the grounds of the appeal had been substantiated and the appeal was upheld.

The meeting terminated at 1200 hours.