

**EAST AYRSHIRE COUNCIL**

**APPEALS PANEL**

**MINUTES OF MEETING HELD ON WEDNESDAY 23 JUNE 2010 AT 1330 HOURS  
IN MEETING ROOM 2, COUNCIL HEADQUARTERS, LONDON ROAD,  
KILMARNOCK**

**PRESENT:** Councillors Kathy Morrice, Tom Cook, Robert Keohone and Stuart Finlayson.

**ATTENDING:** John Sheridan, Human Resources Manager (Corporate)/Legal Advisor to the Panel; and Jennifer Morrison, Administrative Officer.

**APOLOGY:** Councillor Robert McDill.

**CHAIR:** Councillor Kathy Morrice, Chair.

**APPOINTMENT OF CHAIR**

1. The Administrative Officer invited nominations for the Chair and Councillor Kathy Morrice was appointed and took the Chair.

**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 involve the likely disclosure of exempt information as defined in Paragraph 1 of Schedule 7A of the Act.

**HEARING PROCEDURE**

3. The Panel noted the Appeals Hearing Procedure (Non Disciplinary) (circulated).

**PRELIMINARY MATTER**

4. The Administrative Officer reported that as a preliminary matter, the appellant's representative requested that an additional submission be tabled. In respect of this preliminary matter, the Panel agreed not to accept the additional submission.

**CONSIDERATION OF NON DISCIPLINARY APPEAL AGAINST  
DISMISSAL NO D5/10**

5. There was submitted productions and a list of witnesses by the Executive Director of Educational and Social Services as the management representative and productions and a list of witnesses by the appellant (all circulated).

The Panel heard evidence from the management representative, his witnesses and the appellant and his representative and their witnesses, who spoke to all matters raised, all in accordance with the Hearing Procedure.

**ADJOURNMENT/RECONVENTION**

6. The Panel adjourned at 1500 hours and reconvened at 1515 hours with the same Members and Officers present and in attendance.

**OUTCOME OF APPEAL**

7. Having heard both parties, the Panel unanimously agreed that the grounds of the appeal had not been substantiated and the appeal was not upheld.

The meeting terminated at 1600 hours.