

EAST AYRSHIRE COUNCIL

EDUCATION APPEALS PANEL

MINUTES OF MEETING HELD ON WEDNESDAY 8 OCTOBER 2008 AT 1000 HOURS IN THE MEETING ROOM, COUNCIL HEADQUARTERS, LONDON ROAD, KILMARNOCK

PRESENT: Councillors Jim Todd, Hugh Ross, Barney Menzies and Jim Sutherland.

ATTENDING: Peter Hessett, Team Leader, Litigation and Advice; and Christine Baillie, Administrative Officer.

APOLOGY: Councillor Jimmy Kelly.

CHAIR: Councillor Jim Todd, Chair.

APPOINTMENT OF CHAIR

1. The Panel unanimously agreed that Councillor Jim Todd be appointed as 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 item of business on the grounds that it involved the likely disclosure of exempt information as defined in Paragraph 1 of Schedule 7A of the Act.

GRIEVANCE/DISPUTE APPEAL NO EA/01/08

3. There was submitted a copy of the Grievance/Disputes Appeal Procedure together with submissions by the appellant and Notification of Appeal and submissions by the Department of Educational and Social Services (all circulated).

OUTCOME OF APPEAL

4. Having heard both parties, the Panel unanimously agreed that the grounds of the appeal had been substantiated in part and the appeal was upheld to the extent that the applicant was entitled to Occupational Maternity Pay only, the qualification period for Statutory Maternity Pay, not in the Panel's view, having been met. The Panel also made it clear that this case should not be taken as a precedent applying to other employees and the decision had been taken solely on the basis of the facts of this case.

The meeting terminated at 1305 hours.