

EAST AYRSHIRE COUNCIL

APPEALS PANEL

MINUTES OF MEETING HELD ON WEDNESDAY 26 AUGUST 2009 AT 1120 HOURS IN THE GLENCAIRN ROOM, DOWER HOUSE, DEAN CASTLE COUNTRY PARK, KILMARNOCK

PRESENT: Councillors Robert McDill, Tom Cook, Robert Keohone, Stuart Finlayson and Jim Roberts.

ATTENDING: Craig Young, Team Leader, Litigation and Advice/Legal Adviser to the Panel; and Christine Baillie, Senior Administrative Officer.

CHAIR: Councillor Robert McDill, Chair.

EXCLUSION OF PRESS AND PUBLIC

1. 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.

APPEAL AGAINST DISMISSAL D2/09

2. There was submitted a copy of the Appeals Hearing Procedure (Grievance & Dispute) together with submissions by the appellant's representative and the Depute Chief Executive/Executive Director of Corporate Support (all circulated).

ADJOURNMENT/RECONVENTION OF MEETING

3. The Panel adjourned at 1130 hours to allow them to consider the preliminary matter raised by the Legal Adviser to the Panel regarding the submission made by the appellant's representative which included information relating to matters concerning redeployment and selection which were subject to a separate, ongoing issue.

The Panel reconvened at 1210 hours with the same Members and Officers present and in attendance.

FURTHER CONSIDERATION OF APPEAL D2/09

4. The Panel agreed, by majority, to continue consideration of the appeal to a future date to allow for a fresh set of papers to be produced dealing exclusively with determination of the appellant's appeal against her termination of employment with the Council. The Panel also agreed, by majority, that, in the interim, Management discuss with the appellant's representative, whether or not it would be possible for the appellant's employment to continue on a temporary basis after the termination date of her employment with the Council, pending determination of the appeal.

The meeting terminated at 1212 hours.

Administrative Note

The appellant subsequently notified the Administrative Officer by e-mail on 1 October 2009 that she did not wish to proceed with her appeal.