

Appeals Committee
23 January 2009

IRVINE, 23 January 2009 - At a meeting of the Appeals Committee of North Ayrshire at 2.15 p.m.

Present

Ronnie McNicol, John Moffat, David Munn, Robert Rae and Joan Sturgeon.

In Attendance

A. Craig, Senior Solicitor (Litigation) (Legal and Protective); and L Morrison, H. R. Manager (Personnel).

Also In Attendance

T. Orr, Corporate Director (Services Representative); and S. Herd, Unison, and the appellant.

Chair

Councillor McNicoll in the Chair.

Apologies for Absence

Robert Barr, Tom Barr, Anthony Gurney, Ruby Kirkwood and John Reid.

1. Exclusion of the Public

The Committee resolved, in terms of Section 50(A)4 of the Local Government (Scotland) Act 1973, to exclude from the Meeting the press and the public for the following item of business on the grounds indicated in terms of Paragraph 1 of Part I of Schedule 7A of the Act.

2. Appeal Against Dismissal

At the outset of proceedings the appellant's representative, on behalf of the appellant, intimated to the Committee that she wished to lodge an additional statement which she considered to be material to the appellant's case. She advised however that she did not have a letter of authority from the author of the statement confirming that it could be lodged. On that basis, an adjournment of proceedings was sought to enable the statement to be lodged along with a letter of authority for its use. The Corporate Director (Property Services), representing the Service, objected to the lodging of the statement.

The Committee, following an adjournment to consider the submissions made and to seek advice on the procedure in relation to the late lodging of statements, agreed (a) to adjourn the proceedings to a future meeting to enable the appellant to lodge an additional statement with a letter of authority from the author of the statement consenting to its use; and (b) that the statement along with the letter of authority be lodged with Legal Services within 7 days.

The Meeting ended at 2.37 p.m.