

Appeals Committee
27 November 2009

Irvine, 27 November 2009 - At a Meeting of the Appeals Committee of North Ayrshire Council at 1.30 p.m.

Present

Robert Barr, Ronnie McNicol, Tom Barr, Ruby Kirkwood, Margaret McDougall and David Munn.

In Attendance

J. M. Macfarlane, Assistant Chief Executive (Human Resources); D. Green, Chief Legal Officer (Litigation) (Legal and Protective); and B. Gardner, Head of Educational Resources (Educational Services).

Chair

Councillor R. Barr in the Chair.

Apologies for Absence

John Ferguson, Elizabeth McLardy, John Moffat, Robert Rae and Joan Sturgeon.

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. Declarations of Interest

There were no declarations of interest by Members in terms of Standing Order 16.

3. Stage 3 Grievance Appeal: Educational Services

Submitted report by the Assistant Chief Executive (Personnel) on the background to a stage 3 grievance appeal by an employee within Educational Services in relation to the alleged actions of a Principal Teacher towards the appellant on 23 March 2008. The report summarised the respective positions of Educational Services and that of the appellant.

The appellant and her representative addressed the Committee on the terms of the grievance. The Service representative and Members of the Committee were then given the opportunity to ask questions of the appellant.

The Service representative then presented the Service's position in relation to the alleged actions of the Principal Teacher towards the appellant. The appellant and Members of the Committee were given the opportunity to ask questions of the Service representative.

After summing up their respective positions, the Service representative together with the appellant and her representative, withdrew from the hearing to allow the Committee to deliberate.

The Committee, after considering the submissions made by both parties, agreed that all allegations against the appellant were unsubstantiated and the appeal was therefore upheld.

The Meeting ended at 3.50 p.m.