

APPEALS SUB-COMMITTEE

Wednesday, 5 October 2011

Present:

Councillors

G Ellis

B Mooney

M Johnston

16 APPOINTMENT OF CHAIR

On a motion by Councillor Johnston, seconded by Councillor Mooney, it was –

Resolved – That Councillor G Ellis take the Chair for this meeting.

17 EXEMPT INFORMATION - EXCLUSION OF MEMBERS OF THE PUBLIC

Resolved - That, under section 100(A)(4) of the Local Government Act 1972, the public be excluded from the meeting during consideration of the following item of business on the grounds that it involves the likely disclosure of exempt information as defined by paragraph 1 of Part I of Schedule 12A (as amended) to that Act. The public interest test has been applied and favours exclusion.

18 DISMISSAL APPEAL

The Sub-Committee convened to consider the appeal by an employee in the Finance Department against the decision of the Director of Finance to dismiss him from his current post.

Resolved - That, having considered carefully all the evidence, the Appeals Sub-Committee upholds the appeal and,

(i) the appellant be reinstated in his post with arrears of pay but subject to a final written warning as an alternative to dismissal in terms that if he commits any further act of misconduct or indiscipline he is likely to be dismissed;

(ii) the final written warning shall remain in force without a time limit.