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Blackpool Council

26 August 2016

To: Councillors G Coleman, Galley, Ryan, Elmes, Humphreys, I Coleman and T Williams

The above members are requested to attend the:

APPEALS COMMITTEE

Monday, 5 September 2016 at 10.00 am
in Committee Room B, Town Hall, Blackpool FY1 1GB

A G E N D A

ADMISSION OF THE PUBLIC TO COMMITTEE MEETINGS

The Head of Democratic Governance has marked with an asterisk (*) those items where the Committee may need to consider whether the public should be excluded from the meeting as the items are likely to disclose exempt information.

The nature of the exempt information is shown in brackets after the item.

1 DECLARATIONS OF INTEREST

Members are asked to declare any interests in the items under consideration and in doing so state:

(1) the type of interest concerned; and

(2) the nature of the interest concerned

If any member requires advice on declarations of interests, they are advised to contact the Head of Democratic Governance in advance of the meeting.

2 MINUTES OF THE LAST MEETING HELD ON 25 JULY 2016 (Pages 1 - 2)

To agree the minutes of the last meeting held on 25 July 2016 as a true and correct record.

*** 3 APPEAL AGAINST DISMISSAL** (Pages 3 - 640)

The Committee to consider and determine a request for a review of a decision of the Council to dismiss an employee.

(This item contains personal information regarding the appellant which is exempt from publication by virtue of Paragraph 1 of Part 1 of Schedule 12A of the Local Government Act 1972).

4 DATE OF NEXT MEETING

To note the date of the next meeting as 17 October 2016.

Venue information:

First floor meeting room (lift available), accessible toilets (ground floor), no-smoking building.

Other information:

For queries regarding this agenda please contact Yvonne Burnett, Senior Democratic Services Adviser, Tel: (01253) 477034, e-mail yvonne.burnett@blackpool.gov.uk

Copies of agendas and minutes of Council and committee meetings are available on the Council's website at www.blackpool.gov.uk.

Public Document Pack Agenda Item 2

MINUTES OF APPEALS COMMITTEE MEETING - MONDAY, 25 JULY 2016

Present:

Councillor Ryan (in the Chair)

Councillors

Mrs Callow JP
Elmes

G Coleman
Galley

I Coleman
Humphreys

In Attendance:

Mrs Carmel White, Chief Corporate Solicitor
Mr Lennox Beattie, Executive and Regulatory Manager

1 DECLARATIONS OF INTEREST

There were no declarations of interest on this occasion.

2 MINUTES OF THE LAST MEETING HELD ON 25 JANUARY 2016

The Committee considered the minutes of the last meeting held on 25 January 2016.

Resolved: That the minutes of the meeting held on 25 January 2016 be approved and signed by the Chairman as a correct record.

3 EXCLUSION OF THE PUBLIC

Resolved: That under Section 100 (A) of the Local Government Act 1972, the public be excluded from the meeting during consideration of the whole item, including the decisions referred to at Agenda item 4 on the grounds that it would involve the likely disclosure of exempt information as defined in paragraph 1 of Part 1 of Schedule 12A of the Act.

4 GRIEVANCE REVIEW

The Committee considered a request to review of the decision of the Council not to uphold a grievance submitted by an employee.

The Committee noted that since the agenda had been published, written notification had been received from the employee confirming the withdrawal of the request.

Resolved:

To note the withdrawal, at the request of the appellant, the request to review the decision of the Council not to uphold a grievance submitted by an employee.

MINUTES OF APPEALS COMMITTEE MEETING - MONDAY, 25 JULY 2016

5 DATE OF NEXT MEETING - 5 SEPTEMBER 2016

Resolved:

To note the date of next meeting as 5 September 2016.

Chairman

(The meeting ended at 10.10 am)

Any queries regarding these minutes, please contact:
Lennox Beattie Executive and Regulatory Manager
Tel: 01253 477157
E-mail: lennox.beattie@blackpool.gov.uk

Report to:	APPEALS COMMITTEE
Relevant Officer:	Neil Jack, Chief Executive
Date of Meeting:	5 September 2016

APPEAL AGAINST DISMISSAL

1.0 Purpose of the report:

1.1 The Committee to consider and determine a request for a review of a decision of the Council to dismiss an employee.

2.0 Recommendation(s):

2.1 To determine the request for a review.

3.0 Reasons for recommendation(s):

3.1 Once an application for a review has been received the application and any relevant representation must be considered by the Appeals Committee.

3.2a Is the recommendation contrary to a plan or strategy adopted or approved by the Council? No

3.2b Is the recommendation in accordance with the Council's approved budget? Yes

3.3 Other alternative options to be considered:

There are no alternative options as the review must be considered by the Appeals Committee.

4.0 Council Priority:

4.1 The relevant Council Priorities are:

- "The economy: Maximising growth and opportunity across Blackpool"
- "Communities: Creating stronger communities and increasing resilience"

5.0 Background Information

5.1 A request for a review has been received from an employee in respect of dismissal from the Council.

5.2 Details of the Management’s statement of case and the employee’s appeal case are attached at Appendix 3(a).

5.3 The employee has been invited to attend the meeting and an officer of the Council will be in attendance to present the case on behalf of the Management.

5.4 Does the information submitted include any exempt information? Yes

5.5 List of Appendices:

Appendix 3(a): Details of Case (Not for Publication).

6.0 Legal considerations:

6.1 The Chief Corporate Solicitor will be represented at the meeting to advise the Committee on policy and procedure only and will not have been involved with any of the decisions previously taken.

7.0 Human Resources considerations:

7.1 The Chief Executive will be represented at the meeting to advise the Committee on policy and procedure only and will not have been involved with any of the decisions previously taken.

8.0 Equalities considerations:

8.1 None

9.0 Financial considerations:

9.1 None

10.0 Risk management considerations:

10.1 None

11.0 Ethical considerations:

11.1 None

12.0 Internal/ External Consultation undertaken:

12.1 None

13.0 Background papers:

13.1 Exempt

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of the Local Government Act 1972.

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