

SOUTHEND-ON-SEA BOROUGH COUNCIL

Meeting of Appeals Committee B

Date: Wednesday, 28th October, 2015

Place: Committee Room 5 - Civic Suite

Present: Councillor Stafford (Chair)
Councillors Kenyon (Vice-Chair), Hadley, Jarvis, Nevin, Walker and
*McGlone

*Substitute in accordance with Council Procedure Rule 31.

In Attendance: R Harris and J Gray

Start/End Time: 9.30 am - 8.15 pm

378 Apologies for Absence

Apologies for absence were received from Councillor Waterworth (substitute: Cllr McGlone).

*During the course of the hearing Councillor Kenyon was called away and therefore took no further part in the proceedings.

379 Declarations of Interest

There were no declarations of interest at this meeting.

380 Minutes of the previous meeting

Resolved:

That the minutes of the meeting held on 5th February 2015 be confirmed and signed as a correct record.

381 Exclusion of the Public

Resolved:-

That, under Section 100(A)(4) of the Local Government Act 1972, the public be excluded from the meeting for the items of business set out below, on the grounds that they would involve the likely disclosure of exempt information as defined in Part 1 of Schedule 12A to the Act and that the public interest in maintaining the exemption outweighs the public interest in disclosing the information.

382 Secondary School Transport Appeal - Pupil AM

The Committee considered a report of the Corporate Director for People, together with supporting correspondence from the parent of pupil AM, in connection with an application for home to school transport assistance.

Resolved:

That there being no circumstances reported which would justify a departure from the Council's policy, the appeal be dismissed.

383 Secondary School Transport Appeal - Pupil CC

The Committee considered a report of the Corporate Director for People, together with supporting correspondence from the parent of pupil CC, in connection with an application for home to school transport assistance.

Resolved:

That there being no circumstances reported which would justify a departure from the Council's policy, the appeal be dismissed.

384 Secondary School Transport Appeal - Pupil MKK

The Committee considered a report of the Corporate Director for People, together with supporting correspondence from the parent of pupil MKK, in connection with an application for home to school transport assistance.

Resolved:

That there being no circumstances reported which would justify a departure from the Council's policy, the appeal be dismissed.

385 Secondary School Transport Appeal - Pupil ZS

The Committee considered a report of the Corporate Director for People, together with supporting correspondence from the parent of pupil ZS, in connection with an application for home to school transport assistance.

Resolved:

That there being no circumstances reported which would justify a departure from the Council's policy, the appeal be dismissed.

386 Appeal Against Dismissal - Employee JC

The Committee considered an appeal against dismissal submitted by employee JC. The Council's case was presented by JO, supported by SP. The Council called 4 witnesses who responded to questions.

The appellant, JC was in attendance and presented their case, supported by DP (GMB Union). The appellant called two witnesses who responded to questions.

Having considered all the evidence and submissions made, the Committee:

Resolved:

1. That, on the balance of probability, allegation 1 was substantiated. However, it fell short of behaviour which justified dismissal and therefore the Committee imposed a final warning in line with the disciplinary sanctions available.
2. That, on the balance of probability, allegation 2 was not substantiated and therefore the appeal in respect of allegation 2 was upheld.

Chairman: _____

