

## **SOUTHEND-ON-SEA BOROUGH COUNCIL**

### **Meeting of Appeals Committee A**

**Date: Thursday, 15th June, 2017**

**Place: Committee Room 6 - Civic Suite**

**Present:** Councillor C Walker (Chair)  
Councillors S Habermel (Vice-Chair), B Ayling, S Buckley, A Jones  
and \*N Folkard

\*Substitute in accordance with Council Procedure Rule 31.

**In Attendance:** R Harris and S Putt

**Start/End Time:** 9.30 am - 4.20 pm

#### **50 Apologies for Absence**

Apologies for absence were received from Councillors Hadley (substitute: Cllr Folkard) and Aylen (no substitute).

#### **51 Declarations of Interest**

Councillor Jones – Minute 39 (Appeal Against Dismissal – Employee AT) – Non-pecuniary interest – knows the appellants representative/friend who was in attendance at the meeting and knows one of the clinical consultants referred to in the evidence pack.

#### **52 Minutes of the Meeting held on Monday 26th September 2016**

Resolved:-

That the Minutes of the Meeting held on Monday 26<sup>th</sup> September 2017 be confirmed as a correct record and signed.

#### **53 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 item of business set out below, on the grounds that it 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.

#### **54 Appeal Against Dismissal - Employee AT**

The Committee considered an appeal against dismissal submitted by employee AT. The Council's case was presented by JO, supported by NA. 3 witnesses were called by the Council and responded to questions. The appellant, AT was in attendance and presented their case, supported by SR.

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

Resolved:-

That the decision to dismiss employee AT on the grounds of incapability, be upheld.

**Chairman:** \_\_\_\_\_