

DISCIPLINARY/DISMISSAL/GRADING APPEALS COMMITTEE

Wednesday 16th November 2011 at 9.30 a.m. in Committee Room 3, at
The Council House, Dudley

PRESENT

Councillor James (Chairman)
Councillor Ms Nicholls (Vice-Chairman)
Councillors A Aston, Banks, Mottram, Ms Partridge and J Woodall, together with
Mrs M Worton - Head of Human Resources, Miss S Riaz – Senior Solicitor, Miss
E Kerrigan – Solicitor and Mrs J Rees (All Directorate of Corporate Resources)

ALSO IN ATTENDANCE

Mr DW (appellant)
Mr P Byrne (representative of appellant)
Mr MW as a witness and Mrs T Reilly – Assistant Director Corporate Resources
(Human Resources and Organisational Development)

12 APOLOGIES FOR ABSENCE

Apologies for absence from the meeting were submitted on behalf of Councillors
Ms Harris and Mrs M Cowell.

13 DECLARATIONS OF INTEREST

No member declared a personal or prejudicial interest in accordance with the
members' Code of Conduct in respect of any matter to be considered at this
meeting.

14 MINUTES

RESOLVED

That the minutes of the meeting of the Committee held on the 4th August
2011 be approved as a correct record and signed.

15 EXCLUSION OF THE PUBLIC

RESOLVED

That the public be excluded from the meeting for the following item of business on the grounds that it involves the likely disclosure of the exempt information as defined in Part 1 of Schedule 12A to the Local Government Act 1972 as indicated below, and in all circumstances the public interest in disclosing the information is outweighed by the public interest in maintaining the exemption from disclosure;

<u>Description of Item</u>	<u>Relevant Paragraph of Part 1 of Schedule 12A</u>
Appeal Mr DW	1

16 APPEAL BY MR DW

The Committee considered an appeal on behalf of a Mr DW against his dismissal from the employment of the Council. The Council's procedure was followed.

At the commencement of the appeal, Members expressed concerns regarding some of the information contained within the pack circulated prior to the meeting. They also advised that they would wish witnesses referred to in the pack, to be requested to attend, to enable the Committee to be able to question them as necessary.

During discussions it was agreed that a full rehearing would enable the panel to hear all evidence, including the submission by Mr DW in his appeal of learning difficulties.

Mr DW and his representative together with the Council's presenting officer were brought into the hearing to be informed of this decision and MR DW's representative expressed that he welcomed this decision.

RESOLVED

That the appeal by Mr DW be deferred, to enable a rehearing to take place at a future date.

The meeting ended at 10.10 am

CHAIRMAN