

APPEALS COMMITTEE (A Quasi-Judicial Body)

GENERAL

- To consider and determine appeals against dismissal from employees.
- To consider and determine appeals against the determination of the Grievance Committee and the Chief Executive, Directors and Chief Officers Disciplinary.
- A decision making body with delegated powers.

MEMBERSHIP, CHAIRMANSHIP AND QUORUM

- Number of Members: **5**
- Substitute Members permitted: **YES**
- Whether Proportionality applies: **YES**
- Appointments/Removal from Office: As expressed through the wishes of the Political Groups and given effect to by the Council by way of resolution.
- Eligibility/Non-Eligibility for Membership:
 - Members - All Members of the Council are eligible.
 - Members of the Grievance Committee and Chief Executive, Directors & Chief Officers Disciplinary Committee are not eligible.
- Eligibility/Non-Eligibility for Chairmanship/Vice-Chairmanship:
 - Members of the Cabinet Executive are not eligible.
 - All Members of the Committee are eligible to hold these positions of office.
- Quorum: **3**

PROCEDURES

Compilation of Agenda

The Democratic Services, Scrutiny and Governance Manager is responsible for the compilation of the Agenda.

FUNCTIONS

- To consider and determine any appeal by a Council employee (including the Head of Paid Service, S151 Officer and Monitoring Officer) against a decision to dismiss pursuant to the Disciplinary Procedure.
- To consider and determine an appeal against a determination of the Grievance Committee or the Chief Executive, Directors and Chief Officers Disciplinary Committee.

DELEGATED POWERS

As detailed in Functions.

APPEALS PANEL RULES

A Councillor should not participate in the Hearing of any Appeals Panel as a Panel Member if he/she:-

- has had previous involvement in the decision making appealed
- has a disclosable interest in the subject matter
- has assisted the appellant
- has such previous knowledge of the appellant as would give the appearance of not being able to deal with the hearing in accordance with the rules of natural justice
- feels that he/she could not take an unbiased objective view
- is the Ward Member for the appellant unless the property in question is situated outside the Member's Ward.