

## APPEALS PANEL

*At a meeting of the Appeals Panel held on 10 February 2012 at Stobart Stadium, Lowerhouse Lane, Widnes.*

Present: Councillors Wainwright (Chairman), Osborne and K Loftus

Apologies for absence: None.

Absence declared on Council business: None.

Officers present: A Scott, S. Bellard, S Riley, M Carr and D Ramsbottom

In attendance: Appellant and Trade Union supporter.

### ITEMS DEALT WITH UNDER POWERS AND DUTIES EXERCISABLE BY THE PANEL

*Action*

#### **AP21 SCHEDULE 12A OF THE LOCAL GOVERNMENT ACT 1972 AND LOCAL GOVERNMENT (ACCESS TO INFORMATION) ACT 1985**

The Panel considered:

- (1) whether Members of the press and public should be excluded from the meeting of the Panel during consideration of the following item of business in accordance with Sub-Section 4 of Section 100A of the Local Government Act 1972 because it was likely that, in view of the nature of the business to be considered, exempt information would be disclosed, being information defined in Section 100 (1) and paragraphs 1, 2 and 3 of Schedule 12A of the Local Government Act 1972; and
- (2) whether the disclosure of information was in the public interest, whether any relevant exemptions were applicable and whether, when applying the public interest test and exemptions, the public interest in maintaining the exemption outweighed that in disclosing the information.

**RESOLVED:** That as, in all the circumstances of the case, the public interest in maintaining the exemption outweighed the public interest in disclosing the information, members of the press and public be excluded from the meeting during consideration of the following item of business in accordance with Sub-Section 4 of

Section 100A of the Local Government Act 1972 because it was likely that, in view of the nature of the business, exempt information would be disclosed, being information defined in Section 100 (1) and paragraphs 1, 2 and 3 of Schedule 12A of the Local Government Act 1972.

## **AP22 DISCIPLINARY APPEAL HEARING**

The Panel considered information submitted in respect of the above appeal and heard representations from the appellant, the appellants' Trade Union representative and the presenting officer and his witnesses.

RESOLVED: That the disciplinary appeal hearing be upheld.

*Meeting ended at 3.30 p.m.*