

## **APPEALS PANEL**

*At a meeting of the Appeals Panel held on 5 July 2017 at  
Halton Stadium, Lowerhouse Lane, Widnes.*

Present: Councillors Wainwright (Chair), A McInerney and  
Woolfall

Apologies for absence: None

Absence declared on Council business: None

Officers present: A Scott, K Mylchreest, S Riley and S McDonald

Others in attendance: None

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

*Action*

AP1 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.

## AP2 TERMINATION OF EMPLOYMENT APPEAL HEARING

Having obtained legal advice prior to the commencement of the Hearing, the Panel determined that the appeal should proceed in the absence of the appellant.

The Panel considered information submitted in respect of the above appeal and heard representations from the presenting officer and the written submission from the appellant.

**RESOLVED:** That the decision of the Local Authority to dismiss the appellant on the grounds of continuing ill health capability be upheld.

*Meeting ended at 10.46 am*