



**NOTTINGHAMSHIRE AND CITY OF NOTTINGHAM
FIRE AND RESCUE AUTHORITY**

PERSONNEL COMMITTEE

MINUTES of meeting held on **26 NOVEMBER 2013** at Fire and Rescue Service Headquarters, Bestwood Lodge, from 2.30 pm to 3.40 pm

Membership

- ^ Councillor Eunice Campbell
- Councillor Ian Campbell
- ^ Councillor Stephen Garner
- ^ Councillor Michael Payne
- ^ Councillor Gordon Wheeler
- Councillor Liz Yates
- Councillor John Wilmott (as substitute for Councillor Michael Payne)
- Councillor Malcolm Wood (as substitute for Councillor Eunice Campbell)

Members absent are marked ^

15 APOLOGIES FOR ABSENCE

This meeting is the reconvened hearing from 24 October 2013 and the membership of the Committee is the same as that of the previous meeting.

16 DECLARATIONS OF INTERESTS

None.

17 MINUTES

The Committee confirmed the minutes of the meeting held on 24 October 2013, as a correct record and they were signed by the Chair

18 APPEAL PROCEDURE

The meeting was adjourned for five minutes to allow Members to seek guidance from the Clerk to the Nottinghamshire and City of Nottingham Fire and Rescue Authority as to the order proceedings should take, in the light of this meeting being reconvened from 24 October 2013.

Representations were sought from both parties as to the proposed starting point and no objections were received.

RESOLVED that this meeting should commence with the Managements response to the Appellants case.

19 EXCLUSION OF PUBLIC

RESOLVED that, pursuant to section 100A(4) of the Local Government Act 1972, the public be excluded from the meeting during consideration of the remaining item as it contained information relating to individuals and was likely to reveal the identity of those individuals and having regard to all the circumstances, the public interest in maintaining the exemption outweighed the public interest in disclosing the information, as defined in paragraphs 1, 2 and 3 of Schedule 12A to the Local Government Act 1972 (as amended).

20 PERSONNEL COMMITTEE HEARING 13/02

On 24 October 2013, the Committee decided that the meeting should be adjourned to a future date to allow time for the Management to give further consideration to the paperwork introduced by the Appellant at the Meeting.

The Committee considered the submissions presented to it by the Appellant and by the Management.

RESOLVED

- (1) that no evidence had been presented by the Appellant to indicate that guidance was available for consideration by the Management at the time of his retirement in April 2005;**
- (2) that guidance, in any event, is only provided for assistance and is not binding;**
- (3) that it is not appropriate to apply guidance retrospectively.**
- (4) on this basis therefore, the Committee dismissed the appeal.**