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**Cherwell**

DISTRICT COUNCIL  
NORTH OXFORDSHIRE

**Committee: Appeals Panel**

**Date: Tuesday 16 August 2022**

**Time: 3.30 pm**

**Venue Bodicote House, Bodicote, Banbury, Oxon, OX15 4AA**

## **Membership**

Councillor John Donaldson (Chairman)

Councillor Sandy Dallimore

Councillor Dorothy Walker

## **AGENDA**

### **1. Apologies for Absence**

### **2. Declarations of Interest**

Members are asked to declare any interest and the nature of that interest that they may have in any items under consideration at this meeting.

### **3. Minutes (Pages 3 - 8)**

To confirm as a correct record the Minutes of the meeting held on 4 April 2022 and 18 May 2022 (attached for Panel Members only).

### **4. Exclusion of Press and Public**

The following item contains exempt information as defined in the following paragraphs of Part 1, Schedule 12A of Local Government Act 1972.

1 - Information relating to an individual.

2 - Information which is likely to reveal the identity of an individual.

4 - Information relating to any consultations or negotiations, or contemplated consultations or negotiations, in connection with any labour relations matter

arising between the authority or a Minister and employees of, or office holders under the authority.

Members are reminded that whilst the following item has been marked as exempt, it is for the meeting to decide whether or not to consider each of them in private or in public. In making the decision, members should balance the interests of individuals or the Council itself in having access to the information. In considering their discretion members should also be mindful of the advice of Council Officers.

Should Members decide not to make a decision in public, they are recommended to pass the following recommendation:

“That, in accordance with Section 100A(4) of Local Government Act 1972, the press and public be excluded from the meeting for the following item of business, on the grounds that it could involve the likely disclosure of exempt information as defined in paragraphs 1, 2 and 4 of Schedule 12A of that Act.”

## 5. **Appeal Hearing** (Pages 9 - 126)

Please note that papers for this meeting will only be circulated to those Members sitting on the Panel for this hearing and parties to the hearing.

## **Information about this Agenda**

### **Apologies for Absence**

Apologies for absence should be notified to [democracy@cherwell-dc.gov.uk](mailto:democracy@cherwell-dc.gov.uk) or 01295 221589 prior to the start of the meeting.

### **Declarations of Interest**

Members are asked to declare interests at item 2 on the agenda or if arriving after the start of the meeting, at the start of the relevant agenda item.

### **Local Government and Finance Act 1992 – Budget Setting, Contracts & Supplementary Estimates**

Members are reminded that any member who is two months in arrears with Council Tax must declare the fact and may speak but not vote on any decision which involves budget setting, extending or agreeing contracts or incurring expenditure not provided for in the agreed budget for a given year and could affect calculations on the level of Council Tax.

### **Queries Regarding this Agenda**

Please contact Natasha Clark, Democratic and Elections [natasha.clark@cherwell-dc.gov.uk](mailto:natasha.clark@cherwell-dc.gov.uk), 01295 221589

**Yvonne Rees**  
**Chief Executive**

Published on Monday 8 August 2022

## **Cherwell District Council**

### **Appeals Panel**

Minutes of a meeting of the Appeals Panel held at Bodicote House, Bodicote, Banbury, Oxon, OX15 4AA, on 4 April 2022 at 10.00 am (meeting postponed from 21 March 2022)

Present:

Councillor John Donaldson (Chairman)

Councillor Ian Corkin  
Councillor Dorothy Walker

Officers:

Claire Cox, Assistant Director Human Resources & Organisational Development Interim, HR Advisor to the Panel  
Natasha Clark, Governance and Elections Manager, Democratic Advisor to the Panel

### **3 Declarations of Interest**

There were no declarations of interest.

### **4 Minutes**

The Minutes of the meetings held on 1 July 2020 and reconvened on 31 July 2020 and 19 May 2021 were agreed as correct records and signed by the Chairman.

### **5 Exclusion of Press and Public**

#### **Resolved**

That, in accordance with Section 100A(4) of Local Government Act 1972, the press and public be excluded from the meeting for the following item of business, on the grounds that it could involve the likely disclosure of exempt information as defined in paragraphs 1, 2 and 4 of Schedule 12A of that Act.

### **6 Appeal Hearing**

The Assistant Director Human Resources & Organisational Development Interim advised the Panel that the appellant had advised that he would not be

attending the hearing. The Panel unanimously agreed that the hearing continue in the absence of the appellant.

The Appeals Panel conducted an appeal in accordance with the Appeals Panel Procedure rules.

The Investigating Officer submitted the case on behalf of Cherwell District Council, supported by the HR Business Partner and questions were invited.

The Investigating Officer made their concluding remarks.

The Investigating Officer and the HR Business Partner left the meeting. The Panel retired to consider the evidence.

**Resolved**

- (1) That authority be delegated to the Assistant Director Human Resources & Organisational Development Interim to write to the appellant to advise of the outcome of the hearing as set out in the exempt minute.

The meeting ended at 11.00 am

Chairman:

Date:

By virtue of paragraph(s) 1, 2, 4 of Part 1 of Schedule 12A  
of the Local Government Act 1972.

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## **Cherwell District Council**

### **Appeals Panel**

Minutes of a meeting of the Appeals Panel held at Bodicote House, Bodicote, Banbury, Oxon, OX15 4AA, on 18 May 2022 at 7.52 pm

Present:

Councillor John Donaldson (Chairman)  
Councillor Richard Mould (Vice-Chairman)  
Councillor Hannah Banfield  
Councillor Patrick Clarke  
Councillor Nick Cotter  
Councillor Sandy Dallimore  
Councillor Ian Harwood  
Councillor Perran Moon  
Councillor Eddie Reeves  
Councillor Dorothy Walker

#### **1 Appointment of Chairman for the municipal year 2022/2023**

##### **Resolved**

- (1) That Councillor John Donaldson be appointed Chairman of the Appeals Panel for the municipal year 2022/2023.

#### **2 Appointment of Vice-Chairman for the municipal year 2022/2023**

##### **Resolved**

- (2) That Councillor Richard Mould be appointed Vice-Chairman of the Appeals Panel for the municipal year 2022/2023.

The meeting ended at 7.53 pm

Chairman:

Date:

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# Agenda Item 5

By virtue of paragraph(s) 1, 3, 4 of Part 1 of Schedule 12A  
of the Local Government Act 1972.

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