

Notice of Appeals Committee

Date: Tuesday, 2 July 2019 at 10.00 am

Venue: HMS Phoebe, Town Hall, Bournemouth BH2 6DY



Membership:

Chairman:

Cllr P Hilliard

Vice Chairman:

Cllr M Le Poidevin

Cllr S C Anderson
Cllr D Borthwick

Cllr G Farquhar
Cllr N Hedges

Cllr P Miles

All Members of the Appeals Committee are summoned to attend this meeting to consider the items of business set out on the agenda below.

The press and public are welcome to attend.

If you would like any further information on the items to be considered at the meeting please contact: Michelle Cutler - 01202 633017 or email michelle.cutler@bcpcouncil.gov.uk

Press enquiries should be directed to the Press Office: Tel: 01202 454668 or email press.office@bcpcouncil.gov.uk

This notice and all the papers mentioned within it are available at democracy.bcpcouncil.gov.uk

GRAHAM FARRANT
CHIEF EXECUTIVE

24 June 2019



Available online and
on the Mod.gov app



AGENDA

Items to be considered while the meeting is open to the public

- 1. Apologies**
To receive any apologies for absence from Councillors.
- 2. Declarations of Interests**
Councillors are required to comply with the requirements of the Localism Act 2011 regarding disclosable pecuniary interests. Declarations received will be reported at the meeting.
- 3. Confirmation of Minutes** 3 - 6
To confirm the minutes of the meeting held on 4 June 2019.
- 4. Exclusion of the Press and Public**
In relation to the items of business appearing below, the Committee is asked to consider the following resolution: -
'That under Section 100(A)(4) of the Local Government Act 1972, the public be excluded from the meeting for the following items of business on the grounds that they involve the likely disclosure of exempt information as defined in Paragraphs 1 and 2 in Part I of Schedule 12A of the Act and that the public interest in withholding the information outweighs such interest in disclosing the information.'
- 5. School Transport Appeal** 7 - 28
10.00 Please refer to the non-public report circulated at '5'.
- 6. School Transport Appeal** 29 - 52
10.30am Please refer to the non-public report circulated at '6'.

Description of exempt information

Paragraph 1 – Information relating to any individual

Paragraph 2 – Information which is likely to reveal the identity of an individual

APPEALS COMMITTEE

TUESDAY, 4TH JUNE, 2019

Present:

**Councillors Cllr S C Anderson, Cllr D Borthwick,
Cllr G Farquhar, Cllr N Hedges, Cllr P Hilliard,
Cllr M Le Poidevin and Cllr P Miles**

Also in Attendance:

**Officers: Joseph Tyler –
Democratic and
Overview &
Scrutiny Officer.**

**Carly Williams –
School
Admissions
Team Leader**

Apologies: None

5 Election of Chairman to the Appeals Committee

RESOLVED:

That Councillor Paul Hilliard be elected Chairman of the Appeals Committee for the 2019/2020 Municipal Year.

6 Election of Vice-Chair to the Appeals Committee

RESOLVED:

That Councillor Marion Le Poidevin be elected Vice-Chair of the Appeals Committee for the 2019/20 Municipal Year.

7 Apologies

There were no apologies for absence received from Councillors for this meeting.

8 Declarations of Interests

There were no declarations of pecuniary or any other interests made by Councillors at this meeting.

9 Exclusion of the Press and Public

RESOLVED:

The Committee agreed to exclude the press and public for items 6, 7 and 8 of the agenda, under Section 100(A)(4) of the Local Government Act 1972 on the grounds of the likely disclosure of exempt information as defined in Paragraphs 1 and 2 in Part I of Schedule 12A of the Act and that the public interest in withholding the information outweighs such interest in disclosing the information.

10 School Transport Appeal

The Board considered an appeal against the refusal to provide home to school transport assistance in the form of a bus pass.

In considering the appeal, the Board had regard to all the supporting information provided on behalf of the appellant and by the Local Authority, including verbal submissions made by the Local Authority and appellant at the meeting.

RESOLVED:

That, having taken careful note of all the evidence presented by all parties, the appeal in respect of the appellant named in Report 'A' be upheld, as there were exceptional circumstances to depart from the home to school transport policy on this occasion. The assistance was granted in the form of a bus pass for the child to travel to and from school each day until the end of the 2018/19 academic year.

11 School Transport Appeal

The Committee considered an appeal against the refusal to provide home to school transport assistance.

In considering the appeal in the appellants absence, the Committee had regard to all the supporting information provided on behalf of the appellant and by the Local Authority, including verbal submissions made by the Local Authority at the meeting.

The appellant chose not to attend the meeting.

RESOLVED:

That, having taken careful note of all the evidence presented by both parties, the appeal in respect of the appellant named in Report 'B' be not upheld, as there were insufficient grounds to overturn the Home to School transport policy on this occasion.

12 School Transport Appeal

The Committee considered an appeal against the refusal to provide home to school transport assistance.

In considering the appeal in the appellants absence, the Committee had regard to all the supporting information provided on behalf of the appellant and by the Local Authority, including verbal submissions made by the Local Authority at the meeting.

The appellant chose not to attend the meeting.

RESOLVED:

That, having taken careful note of all the evidence presented by both parties, the appeal in respect of the appellant named in Report 'C' be not upheld, as there were insufficient grounds to overturn the Home to School transport policy on this occasion.

Tuesday, 4th June, 2019

Duration of the meeting: 10.00 am - 12.00 pm

Chairman at the meeting on
Tuesday, 4 June 2019

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

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