

BOURNEMOUTH, CHRISTCHURCH AND POOLE COUNCIL
APPEALS COMMITTEE

Minutes of the Meeting held on 05 October 2023 at 9.30 am

Present:-

Cllr K Rampton – Chair

Present: Cllr M Le Poidevin and Cllr P Miles

33. Apologies

An apology was received from Cllr O Brown.

34. Substitute Members

There were no substitute members.

35. Declarations of Interests

There were no declarations of interest.

36. Confirmation of Minutes

The minutes of the meeting held on 20 September 2023 were agreed as a correct record for the Chair to sign.

37. Exclusion of the Press and Public

RESOLVED that the Press and Public be excluded for the remaining items of business on 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, as the public interest in withholding the information outweighs such interest in disclosing the information.

38. School Transport Appeal - Case 1

Exempt Report as defined in Paragraphs 1 and 2 in Part I of Schedule 12A of the Local Government Act 1972.

Exempt information – Category 1 (information relating to any individual) and Category 2 – (information which is likely to reveal the identity of an individual).

Present:

Carly Williams – Admissions Services Team Leader

Jill Holyoake – Clerk, Democratic Services

Sinead O’Callaghan and Rebekah Rhodes – Democratic Services
(observing for training purposes)

The Committee was advised that the appellant (parent of the child named in the report) was unable to attend the hearing and had confirmed that she was content for the appeal to go ahead in her absence.

The Committee considered an appeal against the refusal to provide home to school transport assistance in the form of a bus pass from home to school as detailed in the report, a copy of which had been circulated to each Member and a copy of which appears as Appendix A to these minutes in the Minute Book.

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

RESOLVED that having taken careful note of all the evidence presented by all parties, the appeal in respect of the child named in the report be refused.

The Committee found that the Home to School Transport Policy had been correctly applied, in that the child was not eligible for transport assistance within the Policy. While having sympathy for the appellant’s circumstances, the Committee was unable to find exceptional grounds in their submission to overturn the original decision upheld by the STAR panel and depart from the Policy on this occasion.

39. School Transport Appeal - Case 2

Exempt Report as defined in Paragraphs 1 and 2 in Part I of Schedule 12A of the Local Government Act 1972.

Exempt information – Category 1 (information relating to any individual) and Category 2 – (information which is likely to reveal the identity of an individual).

Present:

Appellant – Parent of child named in report
Carly Williams – Admissions Services Team Leader
Jill Holyoake – Clerk, Democratic Services
Sinead O’Callaghan and Rebekah Rhodes – Democratic Services
(observing for training purposes)

The Committee considered an appeal against the refusal to provide home to school transport assistance in the form of a bus pass from home to school as detailed in the report, a copy of which had been circulated to each Member and a copy of which appears as Appendix B to these minutes in the Minute Book.

In considering the appeal, the Committee had regard to all the supporting information provided by the Local Authority and the appellant, including verbal submissions made by the Local Authority and the appellant at the meeting. At the meeting the appellant also submitted further written documentation in support of her appeal which the Committee agreed to accept and consider.

RESOLVED that consideration of the appeal in respect of the child named in the report be deferred until the Committee meeting on 15 November 2023 for the reasons set out in the Committee’s letter to the appellant dated 6 October 2023.

40. School Transport Appeal - Case 3

Exempt Report as defined in Paragraphs 1 and 2 in Part I of Schedule 12A of the Local Government Act 1972.

Exempt information – Category 1 (information relating to any individual) and Category 2 – (information which is likely to reveal the identity of an individual).

Present:

Appellant – Parent of child named in report

Carly Williams – Admissions Services Team Leader

Jill Holyoake – Clerk, Democratic Services

Sinead O’Callaghan and Rebekah Rhodes – Democratic Services
(observing for training purposes)

The Committee considered an appeal against the refusal to provide home to school transport assistance in the form of fuel, wear and tear, from home to school as detailed in the report, a copy of which had been circulated to each Member and a copy of which appears as Appendix C to these minutes in the Minute Book.

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

RESOLVED that having taken careful note of all the evidence presented by all parties, the appeal in respect of the child named in the report be refused.

The Committee found that the Home to School Transport Policy had been correctly applied and that the child was no longer eligible for transport assistance within the Policy. While having sympathy for the appellants’ circumstances, the Committee was unable to find exceptional grounds in their submission to overturn the original

decision upheld by the STAR panel and depart from the Policy on this occasion.

41. School Transport Appeal - Case 4

Exempt Report as defined in Paragraphs 1 and 2 in Part I of Schedule 12A of the Local Government Act 1972.

Exempt information – Category 1 (information relating to any individual) and Category 2 – (information which is likely to reveal the identity of an individual).

Present:

Appellants – Parents of child named in report

Carly Williams – Admissions Services Team Leader

Jill Holyoake – Clerk, Democratic Services

Sinead O’Callaghan and Rebekah Rhodes – Democratic Services (observing for training purposes)

The Committee considered an appeal against the refusal to provide home to school transport assistance in the form of a bus pass, as detailed in the report, a copy of which had been circulated to each Member and a copy of which appears as Appendix D to these minutes in the Minute Book.

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

RESOLVED that having taken careful note of all the evidence presented by all parties, the appeal in respect of the child named in the report be refused.

The Committee found that the Home to School Transport Policy had been correctly applied and that the child was no longer eligible for transport assistance within the new Policy. While having sympathy for the appellants’ circumstances, the Committee was unable to find exceptional grounds in their submission to overturn the original decision upheld by the STAR panel and depart from the Policy on this occasion.

The meeting ended at 12.45 pm

CHAIR