

Appeals Committee

Agenda

Date: Thursday, 25th November, 2010
Time: 2.00 pm
Venue: Committee Suite 1 & 2, Westfields, Middlewich Road,
Sandbach CW11 1HZ

The agenda is divided into two parts. Part 1 is taken in the presence of the public and press. Part 2 items will be considered in the absence of the public and press for the reasons indicated on the agenda and at the top of each report.

PART 1 – MATTERS TO BE CONSIDERED WITH THE PUBLIC AND PRESS PRESENT

1. **Apologies for Absence**

2. **Declarations of Interest**

To provide an opportunity for Members and Officers to declare any personal and/or prejudicial interests in any item on the agenda

3. **Public Speaking Time/Open Session**

Individual members of the public may speak for up to 5 minutes but the Chairman will decide how the period of time allocated for public speaking will be apportioned where there are a number of speakers.

In accordance with Procedure Rules Nos. 11 and 35 a total period of 10 minutes is allocated for members of the public to address the Committee on any matter relevant to its work. There is no requirement to give notice of the intention to make use of public speaking provision; however, as a matter of courtesy, a period of 24 hours' notice is encouraged.

Members of the public wishing to ask a question at the meeting should provide at least three clear working days' notice in writing and should include the question with that notice. This will enable an informed answer to be given.

For any apologies or requests for further information, or to give notice of a question to be asked by a member of the public

Contact: Carol Jones
Tel: 01270 686471
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4. **Minutes of Previous Meeting** (Pages 1 - 2)

To approve the Minutes of the Meeting held on 23 September 2010.

5. **Exclusion of the Press and Public**

The report relating to the remaining item on the agenda has been withheld from public circulation and deposit pursuant to Section 100(B)(2) of the Local Government Act 1972 on the grounds that the matters may be determined with the press and public excluded.

The Committee may decide that the press and public be excluded from the meeting during consideration of the following item pursuant to Section 100(A)4 of the Local Government Act 1972 on the grounds that it involves the likely disclosure of exempt information as defined in Paragraphs 1 and 2 of Part 1 of Schedule 12A to the Local Government Act 1972 and the public interest would not be served in publishing the information.

PART 2 - MATTERS TO BE CONSIDERED IN THE ABSENCE OF THE PUBLIC AND PRESS

6. **School Transport Appeals** (Pages 3 - 56)

The Committee is asked to determine appeals against the decision of the Council not to offer assisted school transport to the appellants' children.

A copy of the "Under 16 Transport Policy" is enclosed and has been applied in each case.

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| Case 1 | 2.00 pm | Pages 11 - 34 |
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| Case 2 | 2.45 pm | Pages 35 – 56 |
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CHESHIRE EAST COUNCIL

Minutes of a meeting of the **Appeals Committee**
held on Thursday, 23rd September, 2010 at Committee Suite 1 & 2,
Westfields, Middlewich Road, Sandbach CW11 1HZ

PRESENT

Councillor S Bentley (Chairman)
Councillor J Crockatt (Vice-Chairman)

Councillors M Asquith, R Fletcher, L Gilbert, M Martin and M Simon

IN ATTENDANCE

| | |
|------------------|--|
| Victoria Cassidy | Solicitor and Clerk to the Appeals Committee |
| Jackie Speakman | Principal Transport Officer (Presenting Officer) |
| Carol Jones | Democratic Services Officer |

11 DECLARATIONS OF INTEREST

No declarations of interest were made.

12 MINUTES OF THE PREVIOUS MEETING

RESOLVED: That the minutes of the meeting held on 29 July 2010 be approved as a correct record.

13 EXCLUSION OF PRESS AND PUBLIC**RESOLVED:**

That the press and public be excluded from the meeting during consideration of the following item, pursuant to Section 100(A)4 of the Local Government Act 1972 on the grounds that it involved the likely disclosure of exempt information as defined in Paragraphs 1 and 2 of Part 1 of Schedule 12A (as amended) of the Local Government Act 1972 and the public interest would not be served in publishing this information.

14 SCHOOL TRANSPORT APPEALS

The Committee considered an appeal against the decision of the Integrated Transport Service not to allow assisted school transport, in accordance with the Council's "Under-16 Transport Policy".

The appellant was not in attendance and the Committee heard the appeal based on the appellant's written evidence and the oral and written

evidence presented by the Principal Transport Officer who detailed the Local Authority's case.

Members of the Committee were able to ask questions by way of clarification.

The Presenting Officer then withdrew from the meeting following which the Committee reached its decision.

RESOLVED:

That the appeal be refused.

The meeting commenced at 2.00 pm and concluded at 2.30 pm

Councillor S Bentley (Chairman)

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of the Local Government Act 1972.

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