

CHESHIRE EAST COUNCIL

Minutes of a meeting of the **Appeals Sub-Committee**
held on Thursday, 5th September, 2013 at Committee Suite 1 & 2, Westfields,
Middlewich Road, Sandbach CW11 1HZ

PRESENT

Councillor M J Simon (Chairman)

Councillors I Faseyi, M Hardy, B Murphy and G Wait

OFFICERS IN ATTENDANCE

Sarah Baxter Democratic Services Officer
Maureen Hills Lawyer and Clerk to the Appeals Sub-Committee
Sarah Tunstall Customer Quality Manager-Cheshire East Transport
(Presenting Officer)

7 APPOINTMENT OF CHAIRMAN

RESOLVED:

That Councillor Mrs M Simon be appointed Chairman for the meeting.

8 APOLOGIES FOR ABSENCE

There were no apologies.

9 DECLARATIONS OF INTEREST

In the interest of openness, Councillor Mrs M Simon declared that in relation to the second case she had a relative who worked at Haslington Primary School in addition her Father who was now retired used to work at the Ethel Elks Family Centre which had been referred to in the supporting statements.

It was noted that Members had received an email from Councillor D Bebbington supporting the appellant in relation to case 1.

10 PUBLIC SPEAKING TIME/OPEN SESSION

In the absence of members of the public, the Sub Committee proceeded to the next item of business.

11 EXCLUSION OF THE 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 as amended, 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 of the Local Government Act 1972 and the public interest would not be served in publishing this information.

12 SCHOOL TRANSPORT APPEALS

The Sub-Committee considered two appeals against the decision of the Cheshire East Transport Service not to allow assistant school transport in accordance with the Council's Under 16 School Transport Policy.

Case 1

The appellant attended the hearing. The Sub-Committee heard the appeal based on the oral and written evidence of the Presenting Officer who detailed the Local Authority's case and the oral and written evidence of the appellant. Members of the Sub Committee asked questions by way of clarification.

The Presenting Officer and the appellant withdrew from the meeting following which the Sub Committee reached its decision.

RESOLVED:

That the appeal be upheld.

Case 2

The Presenting Officer attended the meeting. The Sub-Committee heard the appeal based on the oral and written evidence of the Presenting Officer who detailed the Local Authority's case and the written evidence of the appellant. Members of the Sub Committee asked questions by way of clarification.

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

RESOLVED:

That the appeal be upheld.

The meeting commenced at 2.00 pm and concluded at 3.10 pm

Councillor M J Simon (Chairman)

