

CHESHIRE EAST COUNCIL

Minutes of a meeting of the **Appeals Sub-Committee**
held on Thursday, 29th September, 2011 at Committee Suite 1, Westfields,
Middlewich Road, Sandbach CW11 1HZ

PRESENT

Councillor M Hardy (Chairman)

Councillors A Harewood, D Marren, B Murphy and P Whiteley

IN ATTENDANCE

Iolanda Puzio	Solicitor and Clerk to the Appeals Sub-Committee
Sarah Tunstall	Customer Quality Manager – Cheshire East Transport (Presenting Officer)
Julie Zientek	Democratic Services Officer

Councillor M Simon Representing the appellant in Case No. 1

1 APPOINTMENT OF CHAIRMAN

RESOLVED – That Councillor M Hardy be appointed Chairman.

2 APOLOGIES FOR ABSENCE

There were no apologies for absence.

3 DECLARATIONS OF INTEREST

There were no declarations of interest.

4 PUBLIC SPEAKING TIME/OPEN SESSION

In accordance with Procedure Rules Nos. 11 and 35, a total period of 10 minutes was allocated for members of the public to address the Sub-Committee on any matter relevant to its work.

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

5 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 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.

6 SCHOOL TRANSPORT APPEALS

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

Case 1:

The appellant was accompanied by Ward Councillor M Simon, who had agreed to assist her in presenting her case.

The Presenting Officer detailed the Local Authority's case and the appellant gave oral evidence to support her written submission. Councillor Simon also spoke in support of the appeal. Members of the Sub-Committee asked questions of both parties by way of clarification. The appellant and the Presenting Officer were also able to ask questions by way of clarification.

The appellant, Councillor Simon and the Presenting Officer then withdrew from the meeting following which the Sub-Committee reached its decision.

Case 2:

The appellant was not in attendance and the appeal was heard in their absence.

The Presenting Officer detailed the Local Authority's case and Members asked questions by way of clarification. The Sub-Committee also considered the written representations made by the applicant.

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

RESOLVED - That

- (1) Case No. 1
Year 11 Pupil: The appeal be UPHeld
Year 7 Pupil: The appeal be REFUSED; and
- (2) Case No. 2 The appeal be REFUSED.

The meeting commenced at 11.00 am and concluded at 1.10 pm

Councillor M Hardy (Chairman)