

CHESHIRE EAST COUNCIL

Minutes of a meeting of the **Appeals Committee**
held on Thursday, 20th May, 2010 in Committee Suite 2, Westfields,
Middlewich Road, Sandbach. CW11 1HZ

PRESENT

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

Councillor R Fletcher

IN ATTENDANCE

Melissa Andrews	Solicitor and Clerk to the Appeals Committee
Pat Wilson	SEN Assessment and Monitoring Team (Presenting Officer for Case No. 1)
Jackie Speakman	Principal Transport Officer (Presenting Officer for Case No. 2)
Carol Jones	Democratic Services Officer

APOLOGIES

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

1 DECLARATIONS OF INTEREST

No declarations of interest were made.

2 MINUTES OF THE PREVIOUS MEETING

RESOLVED:

That the minutes of the meeting held on 29th April 2010 be approved as a correct record.

3 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 Committee on any matter relevant to its work.

There were no members of the public present and the Committee, therefore, proceeded to its next business.

4 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, 2 and 3 of Part 1 of Schedule 12A of the Local Government Act 1972 and the public interest would not be served in publishing this information.

5 SCHOOL TRANSPORT APPEALS

The Committee considered two appeals against the decision of the Integrated Transport Service not to allow assisted school transport, in accordance with the Council's Transport Policies, namely Complex Special Needs (Case 1) and Under-16 (Case 2).

Case 1: The appellants were in attendance through consideration of their appeal. The Presenting Officer detailed the Local Authority's case and the appellants gave oral evidence to support their written submission. Members of the 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 appellants and the Presenting Officer withdrew from the meeting to enable the Committee to reach its decision.

During its discussion, the Committee agreed that it required clarification on part of the appellants' evidence. At this point in the proceedings, the appellants and Presenting Officer re-joined the meeting to clarify the points raised. They then withdrew from the meeting following which the Committee reached its decision.

Case 2: The appellant was not present and the Committee heard the appeal based on his written evidence only.

The Presenting Officer 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

- (1) Case No. 1 the appeal be REFUSED; and
- (2) Case No. 2 the appeal be REFUSED.

The meeting commenced at 2.30 pm and concluded at 4.00 pm

Councillor S Bentley (Chairman)