

Tuesday, 10 January 2023

APPEALS COMMITTEE (TRANSPORT)

A meeting of **Appeals Committee (Transport)** will be held on

Wednesday, 18 January 2023

commencing at **10.00 am**

The meeting will be held in the Boardroom, Town Hall, Castle Circus, Torquay,
TQ1 3DR

Members of the Committee

Councillor Law	Councillor Jacqueline Thomas
Councillor Loxton	Councillor Long
Councillor Sykes	Councillor Steve Darling
Councillor David Thomas	

Together Torbay will thrive

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Governance Support, Town Hall, Castle Circus, Torquay, TQ1 3DR

Email: governance.support@torbay.gov.uk - www.torbay.gov.uk

APPEALS COMMITTEE (TRANSPORT) AGENDA

1. **Election of Chairman**
To elect a Chairman for the meeting.
2. **Apologies for absence**
To receive any apologies for absence including any changes to the membership of the Committee.
3. **Minutes**
To confirm as correct records the Minutes of the meetings of this Committee held on 29 November 2022.
4. **Declarations of interest**
 - (a) To receive declarations of non pecuniary interests in respect of items on this agenda
For reference: Having declared their non pecuniary interest members may remain in the meeting and speak and, vote on the matter in question. A completed disclosure of interests form should be returned to the Clerk before the conclusion of the meeting.
 - (b) To receive declarations of disclosable pecuniary interests in respect of items on this agenda
For reference: Where a Member has a disclosable pecuniary interest he/she must leave the meeting during consideration of the item. However, the Member may remain in the meeting to make representations, answer questions or give evidence if the public have a right to do so, but having done so the Member must then immediately leave the meeting, may not vote and must not improperly seek to influence the outcome of the matter. A completed disclosure of interests form should be returned to the Clerk before the conclusion of the meeting.

(**Please Note:** If Members and Officers wish to seek advice on any potential interests they may have, they should contact Governance Support or Legal Services prior to the meeting.)
5. **Urgent Items**
To consider any other items that the Chairman decides are urgent.
6. **Exclusion of the Press and Public**
To consider passing a resolution to exclude the press and public from the meeting prior to consideration of the following item on the agenda on the grounds that exempt information (as defined in Schedule 12A of the Local Government Act 1972 (as amended) is likely to be disclosed.
7. **Appeals for School Transport**
In accordance with the procedure agreed in Minute 30/5/99 to hear Transport Appeals previously dismissed by the Officer Panel as

(Pages 4 - 5)

follows:-

8. Case Number 02-22/23

(Pages 6 - 48)

Minutes of the Appeals Committee (Transport)

29 November 2022

-: Present :-

Councillors Law, Long and Manning

15. Election of Chairman

Councillor Long was elected Chairman for the meeting.

16. Apologies for absence

Apologies for absence were received from Councillors Dave Thomas, Jackie Thomas, Loxton and Sykes and it was reported that in accordance with the wishes of the Liberal Democrat Group, the membership of the Committee had been amended to include Councillor Manning in place of Councillor Steve Darling..

17. Minutes

The Minutes of the meeting of the Appeals Committee (Transport) held on 22 September 2022 were confirmed as a correct record and signed by the Chairman.

18. Exclusion of the Press and Public

Prior to consideration of the item in Minute 19 the press and public were formally excluded from the meeting on the grounds that the item 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 (as amended).)

19. Appeals for School Transport

The Committee received information on an appeal for school transport, referred to as Case 01-22/23.

A representative from the Children's Services Directorate was present and made representations in respect of the appeal. The appellant for Case 01-22/23 attended the meeting and made representations to the Committee.

Resolved:

That Case 01-22/23 be refused on the grounds that there were no exceptional circumstances.

Chairman/woman

By virtue of paragraph(s) 1, 2 of Part 1 of Schedule 12A
of the Local Government Act 1972.

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