



Tuesday, 12 November 2013

APPEALS COMMITTEE (TRANSPORT)

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

Wednesday, 20 November 2013

commencing at **9.30 am**

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

Members of the Committee

Councillor Addis
Councillor Morey
Councillor Stocks
Councillor Thomas (D)

Councillor Stringer
Councillor Tyerman
Councillor Hill

Working for a healthy, prosperous and happy Bay

For information relating to this meeting or to request a copy in another format or language please contact:

Kay Heywood, Town Hall, Castle Circus, Torquay, TQ1 3DR
01803 207064

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 23 October 2013. (Pages 1 - 2)
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 follows:-

8. **Case Number 15/13-14** (Pages 3 - 10)
9. **Case Number 16/13-14** (Pages 11 - 20)



Minutes of the Appeals Committee (Transport)

23 October 2013

-: Present :-

Councillor

Councillors Addis, Morey and Tyerman

83. Election of Chairman

Councillor Tyerman was elected Chairman for the meeting.

84. Apologies for absence

Apologies for absence were received from Councillors Stocks, Thomas (D), Stringer and Hill.

85. Minutes

The Minutes of the meeting of the Appeals Committee (Transport) held on 11 October 2013 were confirmed as a correct record and signed by the Chairman.

86. Exclusion of the Press and Public

Prior to consideration of the item in Minutes 88 and 89 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.)

87. Appeals for School Transport

The Committee received information on an appeal for school transport, referred to as Cases 12/13-14 and 13/13-14.

88. Case Number 12/13-14

A representative from the Children's Services Directorate was present and made representations in respect of the appeal. The appellant for Case 12/13-14 did not attend the meeting and the meeting and representations were made to the Committee in their absence.

Resolved:

- (i) that Case 12/13-14 be refused on the grounds that there were no exceptional circumstances.

89. Case Number 13/13-14

A representative from the Children's Services Directorate was present and made representations in respect of the appeal. The appellant for Case 13/13-14 attended the meeting and made representations to the Committee.

Resolved:

- (i) that Case 13/13-14 be allowed subject to terms agreed by the Committee.

Chairman/woman

By virtue of paragraph(s) 1, 2, 3, 7a of Part 1 of Schedule 12A of the Local Government Act 1972.

Document is Restricted

By virtue of paragraph(s) 1, 2, 3, 7a of Part 1 of Schedule 12A of the Local Government Act 1972.

Agenda Item 8

Appendix 1

Document is Restricted

By virtue of paragraph(s) 1, 2, 3, 7a of Part 1 of Schedule 12A
of the Local Government Act 1972.

Agenda Item 8

Appendix 2

Document is Restricted

By virtue of paragraph(s) 1, 2, 3, 7a of Part 1 of Schedule 12A of the Local Government Act 1972.

Document is Restricted

By virtue of paragraph(s) 1, 2, 3, 7a of Part 1 of Schedule 12A of the Local Government Act 1972.

Agenda Item 9 Appendix 1

Document is Restricted

By virtue of paragraph(s) 1, 2, 3, 7a of Part 1 of Schedule 12A of the Local Government Act 1972.

Agenda Item 9 Appendix 2

Document is Restricted