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FRIDAY, 4 MAY 2018

TO: MEMBERS HOME TO SCHOOL TRANSPORT APPEALS PANEL

I HEREBY SUMMON YOU TO ATTEND A MEETING OF THE **MEMBERS HOME TO SCHOOL TRANSPORT APPEALS PANEL** WHICH WILL BE HELD IN THE **DEMOCRATIC SERVICES COMMITTEE ROOM, COUNTY HALL, CARMARTHEN AT 10.00 AM, ON MONDAY, 14TH MAY, 2018** FOR THE TRANSACTION OF THE BUSINESS OUTLINED ON THE ATTACHED AGENDA

Mark James CBE

CHIEF EXECUTIVE



PLEASE RECYCLE

Democratic Officer:	Martin S. Davies
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Ref:	AD016-001

**MEMBERS HOME TO SCHOOL TRANSPORT APPEALS
PANEL
3 OR 4 MEMBERS**

EXECUTIVE BOARD MEMBER FOR TECHNICAL SERVICES

1. Cynghorydd/Councillor **H.A.L. Evans**

EXECUTIVE BOARD MEMBER FOR EDUCATION & CHILDREN

1. Councillor **G. Davies**

LOCAL MEMBER(S) FOR THE APPELLANT LEARNER'S WARD

1. Councillor **J. Tremlett**

NOTE:-

1. THE CHAIR OF THE MEMBERS APPEAL PANEL SHALL BE THE EXECUTIVE BOARD MEMBER FOR ENVIRONMENT (OR IN HIS OR HER ABSENCE THE EXECUTIVE BOARD MEMBER FOR EDUCATION AND CHILDRENS SERVICES)
2. NO SUBSTITUTES ARE ALLOWED AT MEETINGS OF THE PANEL

AGENDA

1. **APOLOGIES FOR ABSENCE**
2. **DECLARATIONS OF PERSONAL INTEREST**
3. **TO SIGN AS A CORRECT RECORD THE MINUTES OF THE MEETING HELD ON THE FOLLOWING DATES:**
 - 3.1 **6TH MARCH 2018 (2.00 P.M.);** 5 - 8
 - 3.2 **6TH MARCH 2018 (2.30 P.M.);** 9 - 10
 - 3.3 **6TH MARCH 2018 (3.00 P.M.);** 11 - 12
 - 3.4 **6TH MARCH 2018 (3.30 P.M.);** 13 - 14
 - 3.5 **15TH MARCH 2018 (10.00 A.M.);** 15 - 16
 - 3.6 **15TH MARCH 2018 (10.20 A.M.);** 17 - 18
4. **EXCLUSION OF THE PUBLIC**

THE REPORT RELATING TO THE FOLLOWING ITEM IS NOT FOR PUBLICATION AS IT CONTAINS EXEMPT INFORMATION AS DEFINED IN PARAGRAPH 12 OF PART 4 OF SCHEDULE 12A TO THE LOCAL GOVERNMENT ACT, 1972 AS AMENDED BY THE LOCAL GOVERNMENT (ACCESS TO INFORMATION) (VARIATION) (WALES) ORDER 2007. IF FOLLOWING THE APPLICATION OF THE PUBLIC INTEREST TEST THE PANEL RESOLVES PURSUANT TO THE ACT TO CONSIDER THIS ITEM IN PRIVATE, THE PUBLIC WILL BE EXCLUDED FROM THE MEETING DURING SUCH CONSIDERATION
5. **TO CONSIDER AN APPEAL BY APPLICANT EMS AGAINST A DECISION OF THE AUTHORITY FOR THE NON-PROVISION OF FREE SCHOOL TRANSPORT.** 19 - 40

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MEMBERS HOME TO SCHOOL TRANSPORT APPEALS PANEL

Tuesday, 6 March 2018

PRESENT: Councillor H.A.L. Evans (Chair)**Councillors:**

G. Davies and T.A.J. Davies

The following Officers were in attendance:

S. Pilliner, Head of Transportation & Highways

K. Morris, Assistant Solicitor

L. McFarlane, Learner Travel Policy & Development Officer

M.S. Davies, Democratic Services Officer

**Committee Room 2, 3 Spilman Street, Carmarthen - 3 Spilman Street, Carmarthen -
2.00 pm - 2.15 pm****1. APOLOGIES FOR ABSENCE**

There were no apologies for absence.

2. DECLARATIONS OF PERSONAL INTEREST

No declarations of Personal Interest were made at the meeting.

**3. TO SIGN AS A CORRECT RECORD THE MINUTES OF THE MEETING HELD
ON THE FOLLOWING DATES:****3.1. 24TH NOVEMBER 2017 (10.00 A.M.)****RESOLVED** that the minutes of the meeting of the Panel held on the 24th November 2017 be signed as a correct record.**3.2. 24TH NOVEMBER 2017 (10.20 A.M.)****RESOLVED** that the minutes of the meeting of the Panel held on the 24th November 2017 be signed as a correct record.**3.3. 24TH NOVEMBER 2017 (10.40 A.M.)****RESOLVED** that the minutes of the meeting of the Panel held on the 24th November 2017 be signed as a correct record.**3.4. 24TH NOVEMBER 2017 (11.00 A.M.)****RESOLVED** that the minutes of the meeting of the Panel held on the 24th November 2017 be signed as a correct record.**3.5. 24TH NOVEMBER 2017 (11.40 A.M.)****RESOLVED** that the minutes of the meeting of the Panel held on the 24th November 2017 be signed as a correct record.**3.6. 24TH NOVEMBER 2017 (12.20 P.M.)**

RESOLVED that the minutes of the meeting of the Panel held on the 24th November 2017 be signed as a correct record.

3.7. 24TH NOVEMBER 2017 (12.40 P.M.)

RESOLVED that the minutes of the meeting of the Panel held on the 24th November 2017 be signed as a correct record.

3.8. 18TH DECEMBER 2017 (2.00 P.M.)

RESOLVED that the minutes of the meeting of the Panel held on the 18th December 2017 be signed as a correct record.

3.9. 18TH DECEMBER 2017 (2.20 P.M.)

RESOLVED that the minutes of the meeting of the Panel held on the 18th December 2017 be signed as a correct record.

3.10. 18TH DECEMBER 2017 (2.40 P.M.)

RESOLVED that the minutes of the meeting of the Panel held on the 18th December 2017 be signed as a correct record.

4. EXCLUSION OF THE PUBLIC

UNANIMOUSLY RESOLVED pursuant to the Local Government Act 1972, as amended by the Local Government (Access to Information) (Variation) (Wales) Order 2007 that the following item was not for publication as the report contained exempt information as defined in Paragraph 12 of Part 4 of Schedule 12A to the Act.

5. TO CONSIDER AN APPEAL BY APPLICANT LE, HE & ME AGAINST A DECISION BY OFFICERS FOR THE NON-PROVISION OF FREE SCHOOL TRANSPORT.

Following the application of the public interest test it was **UNANIMOUSLY RESOLVED** pursuant to the Act referred to in minute 4 above, not to publicise the content of the report as it contained exempt information relating to a particular individual.

The public interest test in this matter related to the fact that the report included personal information relating to the applicant. Although disclosure would support transparency and accountability in the decision making process, the public interest in maintaining confidentiality outweighed the public interest in disclosure because of the need to protect the identity of the applicant and the family.

The Chair welcomed officers from Legal, Environment and Education & Children Services to the meeting.

The Panel considered the written representations of the appellant in respect of the refusal of the Stage 1 Review Panel to grant L.E., H.E. and M.E. free school transport to a school which was not the nearest or Local Education Authority

designated school for the home address and therefore, did not meet the criteria outlined in the Council's policy for the provision of assistance.

The Panel considered the observations of the departmental officers, together with the individual circumstances of the case. The Panel also sought clarification on elements of the Authority's Home to School Transport Policy, the availability of a fare paying bus and the availability of public transport from the home address to the chosen school.

RESOLVED that in line with the Authority's Home to School Transport Policy, the appeal be refused on the basis that L.E., H.E. and M.E. were not attending the nearest or Local Education Authority designated school for the home address, due to parental preference.

CHAIR

DATE

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MEMBERS HOME TO SCHOOL TRANSPORT APPEALS PANEL

Tuesday, 6 March 2018

PRESENT: Councillor H.A.L. Evans (Chair)

Councillors:

G. Davies and D. Jones

The following Officers were in attendance:

S. Pilliner, Head of Transportation & Highways

K. Morris, Assistant Solicitor

L. McFarlane, Learner Travel Policy & Development Officer

M.S. Davies, Democratic Services Officer

Committee Room 2, 3 Spilman Street, Carmarthen - 3 Spilman Street, Carmarthen - 2.30 pm - 2.45 pm

1. APOLOGIES FOR ABSENCE

There were no apologies for absence.

2. DECLARATIONS OF PERSONAL INTEREST

No declarations of Personal Interest were made at the meeting.

3. EXCLUSION OF THE PUBLIC

UNANIMOUSLY RESOLVED pursuant to the Local Government Act 1972, as amended by the Local Government (Access to Information) (Variation) (Wales) Order 2007 that the following item was not for publication as the report contained exempt information as defined in Paragraph 12 of Part 4 of Schedule 12A to the Act.

4. TO CONSIDER AN APPEAL BY APPLICANT CLE AGAINST A DECISION BY OFFICERS FOR THE NON-PROVISION OF FREE SCHOOL TRANSPORT

Following the application of the public interest test it was **UNANIMOUSLY RESOLVED** pursuant to the Act referred to in minute 3 above, not to publicise the content of the report as it contained exempt information relating to a particular individual.

The public interest test in this matter related to the fact that the report included personal information relating to the applicant. Although disclosure would support transparency and accountability in the decision making process, the public interest in maintaining confidentiality outweighed the public interest in disclosure because of the need to protect the identity of the applicant and the family.

The Chair welcomed officers from Legal, Environment and Education & Children Services to the meeting.

The Panel considered the written representations of the appellant in respect of the refusal of the Stage 1 Review Panel to grant C.L.E. free school transport to a school which was not the nearest or Local Education Authority designated school for the home address and therefore, did not meet the criteria outlined in the Council’s policy for the provision of assistance.

The Panel considered the observations of the departmental officers, together with the individual circumstances of the case. The Panel also sought clarification on elements of the Authority's Home to School Transport Policy, the availability of a fare paying bus and the availability of public transport from the home address to the chosen school.

RESOLVED that in line with the Authority's Home to School Transport Policy, the appeal be refused on the basis that C.L.E. was not attending the nearest or Local Education Authority designated school for the home address due to parental preference.

CHAIR

DATE

Tuesday, 6 March 2018

PRESENT: Councillor H.A.L. Evans (Chair)

Councillors:

G. Davies and A.D. Harries

The following Officers were in attendance:

S. Pilliner, Head of Transportation & Highways

K. Morris, Assistant Solicitor

L. McFarlane, Learner Travel Policy & Development Officer

M.S. Davies, Democratic Services Officer

**Committee Room 2, 3 Spilman Street, Carmarthen - 3 Spilman Street, Carmarthen -
3.00 pm - 3.15 pm**

1. APOLOGIES FOR ABSENCE

There were no apologies for absence.

2. DECLARATIONS OF PERSONAL INTEREST

No declarations of Personal Interest were made at the meeting.

3. EXCLUSION OF THE PUBLIC

UNANIMOUSLY RESOLVED pursuant to the Local Government Act 1972, as amended by the Local Government (Access to Information) (Variation) (Wales) Order 2007 that the following item was not for publication as the report contained exempt information as defined in Paragraph 12 of Part 4 of Schedule 12A to the Act.

4. TO CONSIDER AN APPEAL BY APPLICANT CH AGAINST A DECISION BY OFFICERS FOR THE NON-PROVISION OF FREE SCHOOL TRANSPORT

Following the application of the public interest test it was **UNANIMOUSLY RESOLVED** pursuant to the Act referred to in minute 3 above, not to publicise the content of the report as it contained exempt information relating to a particular individual.

The public interest test in this matter related to the fact that the report included personal information relating to the applicant. Although disclosure would support transparency and accountability in the decision making process, the public interest in maintaining confidentiality outweighed the public interest in disclosure because of the need to protect the identity of the applicant and the family.

The Chair welcomed officers from Legal, Environment and Education & Children Services to the meeting.

The Panel considered the written representations of the appellant in respect of the refusal of the Stage 1 Review Panel to grant C.H. free school transport to a school which was not the nearest or Local Education Authority designated school for the home address and therefore, did not meet the criteria outlined in the Council's policy for the provision of assistance.

The Panel considered the observations of the departmental officers, together with the individual circumstances of the case. The Panel also sought clarification on elements of the Authority's Home to School Transport Policy, the availability of a fare paying bus and the availability of public transport from the home address to the chosen school.

RESOLVED that in line with the Authority's Home to School Transport Policy, the appeal be refused on the basis that C.H. was not attending the nearest or Local Education Authority designated school for the home address, due to parental preference.

CHAIR

DATE

Tuesday, 6 March 2018

PRESENT: Councillor H.A.L. Evans (Chair)

Councillors:

G. Davies and C.A. Davies

The following Officers were in attendance:

S. Pilliner, Head of Transportation & Highways

K. Morris, Assistant Solicitor

L. McFarlane, Learner Travel Policy & Development Officer

M.S. Davies, Democratic Services Officer

**Committee Room 2, 3 Spilman Street, Carmarthen - 3 Spilman Street, Carmarthen -
3.30 pm - 3.40 pm**

1. APOLOGIES FOR ABSENCE

There were no apologies for absence.

2. DECLARATIONS OF PERSONAL INTEREST

No declarations of Personal Interest were made at the meeting.

3. EXCLUSION OF THE PUBLIC

UNANIMOUSLY RESOLVED pursuant to the Local Government Act 1972, as amended by the Local Government (Access to Information) (Variation) (Wales) Order 2007 that the following item was not for publication as the report contained exempt information as defined in Paragraph 12 of Part 4 of Schedule 12A to the Act.

4. TO CONSIDER AN APPEAL BY APPLICANT SR AGAINST A DECISION BY OFFICERS FOR THE NON-PROVISION OF FREE SCHOOL TRANSPORT.

Following the application of the public interest test it was **UNANIMOUSLY RESOLVED** pursuant to the Act referred to in minute 3 above, not to publicise the content of the report as it contained exempt information relating to a particular individual.

The public interest test in this matter related to the fact that the report included personal information relating to the applicant. Although disclosure would support transparency and accountability in the decision making process, the public interest in maintaining confidentiality outweighed the public interest in disclosure because of the need to protect the identity of the applicant and the family.

The Chair welcomed officers from Legal, Environment and Education & Children Services to the meeting.

The Panel considered the written representations of the appellant in respect of the refusal of the Stage 1 Review Panel to grant S.R. free school transport to a school which was not the nearest or Local Education Authority designated school for the home address and therefore, did not meet the criteria outlined in the Council's policy for the provision of assistance.

The Panel considered the observations of the departmental officers, together with the individual circumstances of the case. The Panel also sought clarification on elements of the Authority's Home to School Transport Policy, the availability of a fare paying bus and the availability of public transport from the home address to the chosen school.

RESOLVED that due to the exceptional circumstances of the case, the appeal submitted by S.R. be upheld.

CHAIR

DATE

MEMBERS HOME TO SCHOOL TRANSPORT APPEALS PANEL

Thursday, 15 March 2018

PRESENT: Councillor H.A.L. Evans (Chair)

Councillors: G. Davies and J.M. Charles.

The following Officers were in attendance:

S. Pilliner, Head of Transportation & Highways;
S. Williams, Senior School Organisation Officer;
K. Morris, Assistant Solicitor;
L. McFarlane, Learner Travel Policy & Development Officer;
J. Owen, Democratic Services Officer.

Committee Room 2, 3 Spilman Street, Carmarthen - 10:00am - 10:25am

1. APOLOGIES FOR ABSENCE

There were no apologies for absence.

2. DECLARATIONS OF PERSONAL INTEREST

No declarations of Personal Interest were made at the meeting.

3. EXCLUSION OF THE PUBLIC

UNANIMOUSLY RESOLVED pursuant to the Local Government Act 1972, as amended by the Local Government (Access to Information) (Variation) (Wales) Order 2007 that the following item was not for publication as the report contained exempt information as defined in Paragraph 12 of Part 4 of Schedule 12A to the Act.

4. TO CONSIDER AN APPEAL BY APPLICANT D.A.D AGAINST A DECISION BY OFFICERS FOR THE NON-PROVISION OF FREE SCHOOL TRANSPORT.

Following the application of the public interest test it was **UNANIMOUSLY RESOLVED** pursuant to the Act referred to in minute 3 above, not to publicise the content of the report as it contained exempt information relating to a particular individual.

The public interest test in this matter related to the fact that the report included personal information relating to the applicant. Although disclosure would support transparency and accountability in the decision making process, the public interest in maintaining confidentiality outweighed the public interest in disclosure because of the need to protect the identity of the applicant and the family.

The Chair welcomed officers from Legal, Environment and Education & Children Services to the meeting.

The Panel considered the written representations of the appellant in respect of the refusal of the Stage 1 Review Panel to grant D.A.D. free school transport to a school which was not the nearest or Local Education Authority designated school for the home address and therefore, did not meet the criteria outlined in the Council's policy for the provision of assistance.

The Panel considered the observations of the departmental officers, together with the individual circumstances of the case. The Panel also sought clarification on elements of the Authority's Home to School Transport Policy, the availability of a fare paying bus and the availability of public transport from the home address to the chosen school.

RESOLVED that due to the circumstances, the appeal submitted by D.A.D for free home to school transport be upheld.

CHAIR

DATE

MEMBERS HOME TO SCHOOL TRANSPORT APPEALS PANEL

Thursday, 15 March 2018

PRESENT: Councillor H.A.L. Evans (Chair)

Councillors: G. Davies, P. Hughes-Griffiths and K. Lloyd.

The following Officers were in attendance:

S. Pilliner, Head of Transportation & Highways;
S. Williams, Senior School Organisation Officer;
K. Morris, Assistant Solicitor;
L. McFarlane, Learner Travel Policy & Development Officer;
J. Owen, Democratic Services Officer.

Committee Room 2, 3 Spilman Street, Carmarthen - 10:25am - 11:00am

1. APOLOGIES FOR ABSENCE

There were no apologies for absence.

2. DECLARATIONS OF PERSONAL INTEREST

No declarations of Personal Interest were made at the meeting.

3. EXCLUSION OF THE PUBLIC

UNANIMOUSLY RESOLVED pursuant to the Local Government Act 1972, as amended by the Local Government (Access to Information)(Variation)(Wales) Order 2007 that the following item was not for publication as the report contained exempt information as defined in Paragraph 12 of Part 4 of Schedule 12A to the Act.

4. TO CONSIDER AN APPEAL BY APPLICANT D.W. AGAINST A DECISION BY OFFICERS FOR THE NON-PROVISION OF FREE SCHOOL TRANSPORT.

Following the application of the public interest test it was **UNANIMOUSLY RESOLVED** pursuant to the Act referred to in minute 3 above, not to publicise the content of the report as it contained exempt information relating to a particular individual.

The public interest test in this matter related to the fact that the report included personal information relating to the applicant. Although disclosure would support transparency and accountability in the decision making process, the public interest in maintaining confidentiality outweighed the public interest in disclosure because of the need to protect the identity of the applicant and the family.

The Panel considered the written representations of the appellant in respect of the refusal of the Stage 1 Review Panel to grant D.W. free school transport to the nearest LEA designated school which was located within the statutory walking distance and therefore, did not meet the criteria outlined in the Council's policy for the provision of assistance.

The Panel considered the observations of the departmental officers, together with the individual circumstances of the case. The Panel also sought clarification on elements of the Authority's Home to School Transport Policy and the availability of a fare paying bus, which was not available for public use, from D.W.s' home address to the designated school.

RESOLVED that in line with the Authority's Home to School Transport Policy, the appeal be refused on the basis that D.W. had the option to travel from the current home address to the designated school on a fare paying bus, which was not available for public use and had the option to submit an application for a spare seat from the new address to the designated school.

CHAIR

DATE

Agenda Item 5

By virtue of paragraph(s) 12 of Part 4 of Schedule 12A of the Local Government Act 1972 as amended by the Local Government (Access to Information) (Variation) (Wales) Order 2007.

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By virtue of paragraph(s) 12 of Part 4 of Schedule 12A of the Local Government Act 1972 as amended by the Local Government (Access to Information) (Variation) (Wales) Order 2007.

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By virtue of paragraph(s) 12 of Part 4 of Schedule 12A of the Local Government Act 1972 as amended by the Local Government (Access to Information) (Variation) (Wales) Order 2007.

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By virtue of paragraph(s) 12 of Part 4 of Schedule 12A of the Local Government Act 1972 as amended by the Local Government (Access to Information) (Variation) (Wales) Order 2007.

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