

# MEMBERS HOME TO SCHOOL TRANSPORT APPEALS PANEL

Tuesday, 29 November 2016

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

**Councillors:**

G.O. Jones and J.S. Williams

**The following Officers were in attendance:**

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

**Committee Room 2 - 3 Spilman Street - 12.00 - 12.10 pm**

**1. APOLOGIES FOR ABSENCE**

There were no apologies for absence.

**2. DECLARATIONS OF PERSONAL INTEREST**

There were no declarations of personal interest.

**3. TO SIGN AS A CORRECT RECORD THE MINUTES OF THE MEETINGS HELD ON THE FOLLOWING DATES:-**

**RESOLVED** that the minutes of the meetings of the Panel held on the following dates be signed as correct records:-

**22<sup>nd</sup> September, 2016 (2.00 p.m.)**

**22<sup>nd</sup> September, 2016 (2.45 p.m.)**

**30<sup>th</sup> September, 2016 (2.00 p.m.)**

**30<sup>th</sup> September, 2016 (2.30 p.m.)**

**30<sup>th</sup> September, 2016 (3.00 p.m.)**

**4. EXCLUSION OF THE PUBLIC**

**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as amended by the Local Government (Access to Information)(Variation)(Wales) Order 2007 that the following item was not for publication as the report contained exempt information as defined in Paragraph 12 of Part 4 of Schedule 12A to the Act.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 S.P. AGAINST A DECISION BY OFFICERS FOR THE NON-PROVISION OF FREE SCHOOL TRANSPORT.**

Following the application of the public interest test it was **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's 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.P. 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 and sought clarification on elements of the Authority's Home to School Transport Policy. Clarification was also sought on the location of the designated school and nearest LEA school for S.P.'s home address, and whether the appellant had been advised of those schools, both of which were nearer to the home address than the appellant's chosen school. It was confirmed that the information had been conveyed to the appellant.

**RESOLVED that the appeal be refused on the basis that S.P. was not attending the nearest or Local Education Authority designated school for the home address, due to parental preference.**

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**CHAIR**

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**DATE**