

Members Home to School Transport Appeals Panel

Monday, 16 December 2019

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

**Councillors:**

C.A. Campbell and G. Davies

**The following Officers were in attendance:**

A. Evans, Operations Manager - Passenger Transport

A. John, Assistant Solicitor

S. Williams, Senior School Organisation Officer

L. Jenkins, Democratic Services Officer

**Chairman's Room, County Hall, Carmarthen, SA31 1JP. - 9.00 - 9.18 am**

**1. APOLOGIES FOR ABSENCE**

No apologies for absence were received.

**2. DECLARATIONS OF PERSONAL INTEREST**

Cllr C. Campbell declared an interest in item 5 on the Agenda as the appellant is known to his wife.

**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as amended by the Local Government (Access to Information) (Variation) (Wales) Order 2007 that the following item was not for publication as the report contained exempt information as defined in Paragraph 12 of Part 4 of Schedule 12A to the Act.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. MINUTES OF PREVIOUS MEETINGS**

**4.1. 8TH NOVEMBER 2019 (14:00)**

**UNANIMOUSLY RESOLVED** that the minutes of the meeting held on the 8<sup>th</sup> November 2019 (2:00p.m.) be signed as a correct record.

**4.2. 8TH NOVEMBER 2019 (14:15)**

**UNANIMOUSLY RESOLVED** that the minutes of the meeting held on the 8<sup>th</sup> November 2019 (2:15p.m.) be signed as a correct record.

**4.3. 8TH NOVEMBER 2019 (14:30)**

**UNANIMOUSLY RESOLVED** that the minutes of the meeting held on the 8<sup>th</sup> November 2019 (2:30p.m.) be signed as a correct record.

**4.4. 8TH NOVEMBER 2019 (14:45)**

**UNANIMOUSLY RESOLVED** that the minutes of the meeting held on the 8<sup>th</sup> November 2019 (2:45p.m.) be signed as a correct record.

**4.5. 8TH NOVEMBER 2019 (15:00)**

**UNANIMOUSLY RESOLVED** that the minutes of the meeting held on the 8<sup>th</sup> November 2019 (3:00p.m.) be signed as a correct record.

**5. TO CONSIDER AN APPEAL BY APPLICANT A.H.R. AGAINST A DECISION BY OFFICERS FOR THE NON-PROVISION OF FREE SCHOOL TRANSPORT.**

[NOTE: Councillor C. Campbell had earlier declared an interest in this item.]

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. Disclosure would support transparency and accountability in the decision making process, however, on balance 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 A.H.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.

**RESOLVED** that in line with the Authority's Home to School Transport Policy, the appeal be refused on the basis that A.H.R 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**