

TUESDAY, 4 AUGUST 2020

**TO: MEMBERS HOME TO SCHOOL TRANSPORT APPEALS
PANEL**

I HEREBY SUMMON YOU TO ATTEND A **VIRTUAL MEETING OF THE MEMBERS HOME TO SCHOOL TRANSPORT APPEALS PANEL** WHICH WILL BE HELD AT **10.00 AM, ON WEDNESDAY, 12TH AUGUST, 2020** FOR THE TRANSACTION OF THE BUSINESS OUTLINED ON THE ATTACHED AGENDA

Wendy Walters

CHIEF EXECUTIVE



PLEASE RECYCLE

Democratic Officer:	Kevin J Thomas
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Wendy Walters Prif Weithredwr, *Chief Executive*,
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County Hall, Carmarthen. SA31 1JP

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

EXECUTIVE BOARD MEMBER FOR ENVIRONMENT

1. 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. Gilasbey**

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. **MINUTES**
 - 3.1 **12TH MARCH, 2020 (10:00 A.M)** 5 - 6
 - 3.2 **12TH MARCH, 2020 (10:15 A.M)** 7 - 8
 - 3.3 **12TH MARCH, 2020 (10:30 A.M)** 9 - 10
 - 3.4 **12TH MARCH, 2020 (10:45 A.M)** 11 - 12
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THE REPORT RELATING TO THE FOLLOWING ITEM IS NOT FOR PUBLICATION AS IT CONTAINS EXEMPT INFORMATION AS DEFINED IN PARAGRAPH 12 OF PART 4 OF SCHEDULE 12A TO THE LOCAL GOVERNMENT ACT, 1972 AS AMENDED BY THE LOCAL GOVERNMENT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 L.H. AGAINST A DECISION BY OFFICERS FOR THE NON-PROVISION OF FREE SCHOOL TRANSPORT.** 13 - 34
6. **TO CONSIDER AN APPEAL BY APPLICANT S.M.R. AGAINST A DECISION OF THE AUTHORITY FOR THE NON-PROVISION OF FREE SCHOOL TRANSPORT** 35 - 54

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Members Home to School Transport Appeals Panel

Thursday, 12 March 2020

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

Councillor:

G. Davies

The following Officers were in attendance:

A. Evans, Operations Manager - Passenger Transport

K. Morris, Assistant Solicitor

S. Williams, Senior School Organisation Officer

L. McFarlane, Learner Travel Policy & Development Officer

E. Bryer, Democratic Services Officer

Committee Room 2, 3 Spilman Street, Carmarthen, SA31 1LE - 10.00 - 10.10 am

1. APOLOGIES FOR ABSENCE

There were no apologies for absence.

2. DECLARATIONS OF PERSONAL INTEREST

There were no declarations of personal interest.

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

5. 19TH FEBRUARY 2020 (14.00 PM)

UNANIMOUSLY RESOLVED that the minutes of the meeting held on the 19th February 2020 (2:00p.m.) be signed as a correct record.

6. 19TH FEBRUARY 2020 (14:15 P.M)

UNANIMOUSLY RESOLVED that the minutes of the meeting held on the 19th February 2020 (2:15p.m.) be signed as a correct record.

7. 19TH FEBRUARY 2020 (14:30 P.M)

UNANIMOUSLY RESOLVED that the minutes of the meeting held on the 19th February 2020 (2:30p.m.) be signed as a correct record.

8. 19TH FEBRUARY 2020 (14:45 P.M)

UNANIMOUSLY RESOLVED that the minutes of the meeting held on the 19th February 2020 (2:45p.m.) be signed as a correct record.

9. 19TH FEBRUARY 2020 (15:00 P.M)

UNANIMOUSLY RESOLVED that the minutes of the meeting held on the 19th February 2020 (3:00p.m.) be signed as a correct record.

10. 19TH FEBRUARY 2020 (15:15 P.M)

UNANIMOUSLY RESOLVED that the minutes of the meeting held on the 19th February 2020 (3:15p.m.) be signed as a correct record.

11. TO CONSIDER AN APPEAL BY APPLICANT CW AGAINST A DECISION OF THE AUTHORITY 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. 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 C.W. free school transport to a school which was not the nearest or LEA 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.

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

CHAIR

DATE

Members Home to School Transport Appeals Panel

Thursday, 12 March 2020

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

Councillor:

G. Davies

The following Officers were in attendance:

A. Evans, Operations Manager - Passenger Transport

L. McFarlane, Learner Travel Policy & Development Officer

K. Morris, Assistant Solicitor

S. Williams, Senior School Organisation Officer

E. Bryer, Democratic Services Officer

Committee Room 2, 3 Spilman Street, Carmarthen, SA31 1LE - 10.15 - 10.25 am

1. APOLOGIES FOR ABSENCE

Apologies for absence were received from Councillors. E. Dole and D. Jones.

2. DECLARATIONS OF PERSONAL INTEREST

There were no declarations of personal interest.

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 J.S. AGAINST A DECISION OF THE AUTHORITY 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. 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 J.S. 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.

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

CHAIR

DATE

Members Home to School Transport Appeals Panel

Thursday, 12 March 2020

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

Councillors:

G. Davies and A. James

The following Officers were in attendance:

E. Bryer, Democratic Services Officer

A. Evans, Operations Manager - Passenger Transport

L. McFarlane, Learner Travel Policy & Development Officer

K. Morris, Assistant Solicitor

S. Williams, Senior School Organisation Officer

Committee Room 2, 3 Spilman Street, Carmarthen, SA31 1LE - 10.30 - 10.40 am

1. APOLOGIES FOR ABSENCE

No apologies for absence were received.

2. DECLARATIONS OF PERSONAL INTEREST

There were no declarations of personal interest.

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 L.F. AGAINST A DECISION OF THE AUTHORITY 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. 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 L.F. 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 L.F. was not attending the nearest or Local Education Authority designated school for the home address, due to parental preference.

CHAIR

DATE

Members Home to School Transport Appeals Panel

Thursday, 12 March 2020

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

Councillors:

G. Davies and S.J.G. Gilasbey

The following Officers were in attendance:

A. Evans, Operations Manager - Passenger Transport

S. Williams, Senior School Organisation Officer

K. Morris, Assistant Solicitor

L. McFarlane, Learner Travel Policy & Development Officer

E. Bryer, Democratic Services Officer

Committee Room 2, 3 Spilman Street, Carmarthen, SA31 1LE - 10.45 - 10.50 am

1. APOLOGIES FOR ABSENCE

There were no apologies for absence.

2. DECLARATIONS OF PERSONAL INTEREST

There were no declarations of personal interest.

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 L.R.S. AGAINST A DECISION OF THE AUTHORITY 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. 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 L.R.S. 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 L.R.S. was not attending the nearest or Local Education Authority designated school for the home address, due to parental preference.

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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Agenda Item 6

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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