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FRIDAY, 4 FEBRUARY 2022

**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 FRIDAY, 11TH FEBRUARY, 2022** FOR THE TRANSACTION OF THE BUSINESS OUTLINED ON THE ATTACHED AGENDA

Wendy Walters

CHIEF EXECUTIVE



PLEASE RECYCLE

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Wendy Walters Prif Weithredwr, *Chief Executive*,
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County Hall, Carmarthen. SA31 1JP

<p>MEMBERS HOME TO SCHOOL TRANSPORT APPEALS PANEL 3 OR 4 MEMBERS</p>

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 | D. Thomas |
| 2. | | |

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

A G E N D A

1. APOLOGIES FOR ABSENCE

2. DECLARATIONS OF PERSONAL INTEREST

3. MINUTES

3 .1 13TH JANUARY, 2022 (11.00 A.M) 5 - 6

3 .2 13TH JANUARY, 2022 (11.10 A.M) 7 - 8

3 .3 13TH JANUARY 2022 (11.20 A.M) 9 - 10

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THE REPORT RELATING TO THE FOLLOWING ITEM IS NOT FOR PUBLICATION AS IT CONTAINS EXEMPT INFORMATION AS DEFINED IN PARAGRAPH 12 OF PART 4 OF SCHEDULE 12A TO THE LOCAL GOVERNMENT ACT, 1972 AS AMENDED BY THE LOCAL GOVERNMENT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 M.H. AGAINST A DECISION BY OFFICERS FOR THE NON-PROVISION OF FREE SCHOOL TRANSPORT. 11 - 34

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Thursday, 13 January 2022

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

Councillors:

G. Davies, E. Dole and D. Jones

The following Officers were in attendance:

R. Edgecombe, Legal Services Manager

A. Evans, Operations Manager - Passenger Transport

S. Williams, Senior School Organisation Officer

J. Owens, Democratic Services Officer

K. Thomas, Democratic Services Officer

Virtual Meeting - 11.00 - 11.20 am

1. APOLOGIES FOR ABSENCE

There were no apologies for absence.

2. DECLARATIONS OF PERSONAL INTEREST

There were no declarations of personal interest.

3. MINUTES

3.1. 16TH DECEMBER, 2021 (10.00 A.M.)

RESOLVED that the minutes of the meeting held on 16th December 2021 (10:00a.m.) be signed as a correct record.

3.2. 16TH DECEMBER, 2021 (10.10 A.M.)

RESOLVED that the minutes of the meeting held on 16th December 2021 (10:10a.m.) 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 public be excluded from the meeting during consideration of the following item 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 DPJN 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. 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 Panel considered the written representations of the appellant in respect of the refusal of the Stage 1 Review Panel to grant D.P.J.N. free school transport to the nearest LEA designated school which was located within the statutory walking distance and therefor, did not meet the criteria outlined in the Council's policy for the provision of assistance.

The Panel considered the individual circumstances of the case, together with the observations of the departmental officers.

RESOLVED that the appeal submitted by D.P.J.N. for free home to school transport be deferred to enable officers to re-assess the safe route to school in light of the issues raised at the meeting and to liaise with the Welsh Government on the issue of rural safe routes to school where there was no street lighting and on the 3 mile walking limit.

CHAIR

DATE

Members Home to School Transport Appeals Panel

Thursday, 13 January 2022

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

Councillors:

G. Davies and C.A. Davies

The following Officers were in attendance:

R. Edgecombe, Legal Services Manager
A. Evans, Operations Manager - Passenger Transport
S. Williams, Senior School Organisation Officer
K. Evans, Assistant Democratic Services Officer
J. Owens, Democratic Services Officer
K. Thomas, Democratic Services Officer

Virtual Meeting - 11.22 - 11.33 am

1. APOLOGIES FOR ABSENCE

There were no apologies for absence.

2. DECLARATIONS OF PERSONAL INTEREST

Councillor	Minute No.	Nature of Interest
G. Davies	4 – To consider an appeal by applicant G.E against a decision by officers for the non-provision of free school transport	Applicant is a work Colleague. However he did not consider the relationship to be close and personal

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 public be excluded from the meeting during consideration of the following item 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 G.E. 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. 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 Panel considered the written representations of the appellant in respect of the refusal of the Stage 1 Review Panel to grant G.E. 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 individual circumstances of the case, together with the observations of the departmental officers.

RESOLVED, in line with the Authority's Home to School Transport Policy, that the appeal be refused on the basis that G.E. 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, 13 January 2022

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

Councillors:

G. Davies and A. James

The following Officers were in attendance:

R. Edgecombe, Legal Services Manager
A. Evans, Operations Manager - Passenger Transport
S. Williams, Senior School Organisation Officer
K. Evans, Assistant Democratic Services Officer
J. Owens, Democratic Services Officer
K. Thomas, Democratic Services Officer

Virtual Meeting - 11.33 - 11.45 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 public be excluded from the meeting during consideration of the following item 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 T.N.H. 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. 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 Panel considered the written representations of the appellant in respect of the refusal of the Stage 1 Review Panel to grant T.N.H. 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 individual circumstances of the case, together with the observations of the departmental officers.

RESOLVED, in line with the Authority's Home to School Transport Policy, that the appeal be refused on the basis that T.N.H, 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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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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