

## APPEALS COMMITTEE

4 September 2017

Present:-

Councillors H Ackland, J Hawkins, G Hook, C Slade and P Twiss

\* 71

### **Minutes**

**RESOLVED** that the minutes of the meeting held on 10 July 2017 be signed as a correct record.

72

### **Procedural Matters - Route Safety Determination**

Members reviewed current procedures, to reduce the timescale an appellant awaits the outcome of their route safety appeal and particularly to advise the appellant at the earliest opportunity of any route deemed unavailable on a Members' route walk.

**RESOLVED:-** that Officers be authorised to determine in consultation with Members of the Committee following a Members' route safety walk (supported by a Members route safety report), the eligibility of a route and the respective individual appeal(s) where there is unanimity of, or a clear majority view reached by a Members' route safety walk. If no agreement is reached, the matter will be deferred for determination to a special meeting of the Appeals Committee where necessary.

\* 73

### **Exclusion of the Press and Public**

**RESOLVED** that the press and public be excluded from the meeting for the following item of business under Section 100A(4) of the Local Government Act 1972 on the grounds that it involves the likely disclosure of exempt information as defined in Paragraphs 1 and 2 of Schedule 12A of the Act, namely information which is likely to reveal the identity of an individual relating to their financial affairs and in accordance with Section 36 of the Freedom of Information Act 2000 by virtue of the fact that the public interest in maintaining the exemption outweighs the public interest in disclosing the information.

\* 74

### **Budget Monitoring**

(An item taken under Section 100A(4) of the Local Government Act 1972 during which the press and public were excluded)

The Committee received the Report of the Head of Services for Communities on the financial impact of the Committee's decisions for the current financial year 2017/18.

\* 75

### **Deferred Appeals**

(An item taken under Section 100A(4) of the Local Government Act 1972 during which the press and public were excluded)

The Committee noted:-

(a) the verbal update in relation to ST83 Penquit – Ivybridge CC

(b) that ST84 Great Torrington – Monkleigh Primary School (appeal refused) had been determined under urgency procedures as the route was deemed available following the Members' route walk.

\* **76      School Transport Appeals**

(An item taken under Section 100A(4) of the Local Government Act 1972 during which the press and public were excluded)

The Committee considered reports from the Head of Education & Learning on appeals and written and verbal submissions from appellants who attended as follows:-

ST87	Exmouth – Kings School, Ottery St Mary	Appellants
ST89	Uffculme – Burlescombe CE Primary	Appellant
ST91	Exeter – St James School	Appellant and representatives
ST86	Heanton Barnstaple – Braunton Academy)	Appellants)
ST86	Heanton Barnstaple – Braunton Academy)	Appellants)
ST90	Ashprington – KEVICS, Totnes	Appellant and local County Councillor
ST88	Dartmouth – Kingsbridge Academy	-

**RESOLVED:-**

(a) that the following appeal(s) be allowed:-

ST87    Exmouth – Kings School, Ottery St Mary

(b) that the following appeal(s) be refused:-

ST89    Uffculme – Burlescombe CE Primary

ST88    Dartmouth – Kingsbridge Academy

(c) that the following appeal(s) be deferred for members' route inspection:-

ST91    Exeter – St James School

ST86    Heanton Barnstaple – Braunton Academy)

ST86    Heanton Barnstaple – Braunton Academy)

ST90    Ashprington – KEVICS, Totnes

**\*DENOTES DELEGATED MATTER WITH POWER TO ACT**

The Meeting started at 9.45 am and finished at 2.45 pm



