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To: The Chair and Members
of the Appeals Committee

County Hall
Topsham Road
Exeter
Devon
EX2 4QD

Date: 18 January 2021

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APPEALS COMMITTEE

Monday, 1st February, 2021

A virtual meeting of the Appeals Committee is to be held on the above date at 9.45 am, via Teams to consider the following matters.

Phil Norrey
Chief Executive

A G E N D A

PART 1 - OPEN COMMITTEE

1 Apologies for Absence

2 Minutes (Pages 1 - 2)

Minutes of the meeting held on 7 December 2020, attached.

3 Items Requiring Urgent Attention

Items which, in the opinion of the Chairman, should be considered at the meeting as a matter of urgency.

PART 11 - ITEMS WHICH MAY BE TAKEN IN THE ABSENCE OF THE PUBLIC AND PRESS

4 Exclusion of the Press and Public

Recommendation: that the press and public be excluded from the meeting for the following items of business under Section 100A(4) of the Local Government Act 1972 on the grounds that they involve 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.

5 Budget Monitoring

Head of Planning, Transportation & Environment to report.

6 Deferred Appeals

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

To note any appeals determined under urgency procedures following Members' route walks arising from the last meeting.

7 School Transport Appeals (Pages 3 - 18)

Timetable attached, together with briefing notes prepared by the acting Chief Officer for Children's Services and representations from appellants.

Members are reminded that Part II Reports contain exempt information and should therefore be treated accordingly. They should not be disclosed or passed on to any other person(s). They need to be disposed of carefully and should be returned to the Democratic Services Officer at the conclusion of the meeting for disposal.

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Declarations of Interest for Members of the Council

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Induction Loop available



APPEALS COMMITTEE

7 December 2020

Present:-

Councillors J Hawkins (Chair), A Saywell, C Slade, P Twiss and C Whitton

* 190

Minutes

RESOLVED that the minutes of the meeting held on 2 November 2020 be signed as a correct record.

* 191

Exclusion of the Press and Public

RESOLVED that the press and public be excluded from the meeting for the following items of business under Section 100A(4) of the Local Government Act 1972 on the grounds that they 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.

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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 Planning, Transportation & Environment on the financial impact of the Committee's decisions for the current financial year 2020/21.

* 193

School Transport Appeals

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

(Councillor Whitton represented the Appellant in case ST169 and therefore took no part in the Committee's deliberations relating to it).

The Committee considered reports from the Chief Officer for Children's Services on appeals and written and verbal submissions from appellants who attended as follows:-

Agenda Item 2

APPEALS COMMITTEE
7/12/20

ST169	Exeter - Exwick Heights Primary	Appellant, Representative & Local County Councillor
ST175	Whimple - Kings' School	Appellant
ST167	Clayhidon - Honiton CC	-
ST170/171	Okehampton - Hatherleigh Primary	Local County Councillor
ST172-174	Exeter - Avanti Hall Academy	Appellant & Local County Councillor
ST168	Exeter – St James School	Local County Councillor

RESOLVED:-

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

ST169 Exeter - Exwick Heights Primary

ST172-174 Exeter - Avanti Hall Academy*

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

ST170/171 Okehampton - Hatherleigh Primary

ST168 Exeter – St James School

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

ST175 Whimple - Kings' School

ST167 Clayhidon - Honiton CC

*subject to conditions.

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

The Meeting started at 9.45 am and finished at 4.15 pm

By virtue of paragraph(s) 1, 2 of Part 1 of Schedule 12A
of the Local Government Act 1972.

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